

EASEMENT - DISTRIBUTION FACILITIES  
(Metes and Bounds)

TO BE RECORDED: YES ☒ NO ☐

This instrument prepared by:

STATE OF ALABAMA }  
COUNTY OF Shelby }  
TAX ID # \_\_\_\_\_

W.E. No. 61700-00-0021-500  
Parcel No. 70152534  
Transformer No. \_\_\_\_\_

Sam D. Grant  
Alabama Power Company  
P. O. Box 2641  
Birmingham, Alabama 35291

A. GRANT KNOW ALL MEN BY THESE PRESENTS, That Edna Shirley, a married woman

as grantors (s), (the "Grantor", whether one or more) for and in consideration of One and No/100 (\$1.00) and other good and valuable consideration, to Grantor in hand paid by Alabama Power Company, a corporation, the receipt and sufficiency of which are hereby acknowledged, does hereby grant to Alabama Power Company, its successors and assigns (the "Company"), the easements, rights and privileges described and designated in Section B below.

B. RIGHTS The easements, rights and privileges granted hereby are as follows:

1. **Overhead and/or Underground.** The right from time to time to construct, install, operate and maintain, upon, over, under and across the Property described in Section C below, along a route to be selected by the Company which is generally shown on the Company's final location drawing (which shows the general location of underground Facilities, if any, by cross-hatching indicating an area not greater than ten feet (10') in width), all poles, towers, wires, conduits, fiber optics, cables, trans closures, transformers, anchors, guy wires and other Facilities useful or necessary in connection therewith (collectively, "Facilities"), for the overhead and/or underground transmission and distribution of electric power, and also the right to clear and keep clear a strip of land extending five feet (5') to either side of the center line of underground Facilities and fifteen feet (15') to either side of the center line of overhead Facilities; further, the right in the future to install and utilize intermediate poles in line for overhead Facilities and the right to trim and cut and keep trimmed and cut all dead, weak, leaning or dangerous trees or limbs outside of the thirty foot (30') strip for overhead Facilities that, in the sole opinion of the Company, might now or may hereafter endanger, interfere with or fall upon any of the overhead Facilities.
2. **Line Clearing.** The right to trim and cut and keep trimmed and cut all dead, weak, leaning or dangerous trees or limbs that, in the sole opinion of the Company, might now or may hereafter endanger, interfere with or fall upon the electric transmission or distribution lines, poles, towers or other Facilities now or hereafter located adjacent to the Property described in Section C below along a route to be selected by the Company generally shown on the Company's final location drawing, and also the right to clear and keep clear all trees, undergrowth, and other obstructions on property in which Grantor has an interest within fifteen feet (15') of the center line of the lines of such poles, towers or other Facilities.
3. **Guy Wires and Anchors.** The right to implant, install and maintain anchor(s) of concrete, metal or other material on and under the Property described in Section C below, and to construct, extend and maintain guy wires from such anchor(s) to structures now or hereafter erected adjacent to such Property or property adjacent thereto (collectively, "Guy Wire Facilities") along a route to be selected by the Company generally shown on the Company's final location drawing; and also the right to trim and cut and keep trimmed and cut all dead, weak, leaning or dangerous trees or limbs that, in the sole opinion of the Company, might now or may hereafter endanger, interfere with or fall upon any of the Guy Wire Facilities.

Grantor hereby grants to the Company all easements, rights and privileges necessary or convenient for the full enjoyment and use thereof, including without limitation the right of ingress and egress to and from the Facilities and Guy Wire Facilities, as applicable, and the right to excavate for installation, replacement, repair and removal thereof; and also the right to cut, remove and otherwise keep clear any and all structures, obstructions or obstacles of whatever character, on, under and above said Facilities and Guy Wire Facilities, as applicable.

C. **PROPERTY DESCRIPTION** The easements, rights and privileges granted hereby shall apply to, and the word "Property" as used in this instrument shall mean, the following described real property situated in Shelby County, Alabama (the "Property"):

See Exhibit "A" attached hereto and made a part hereof for a legal description of the property involved.

D. **ADDITIONAL PROVISIONS.** In the event it becomes necessary or desirable for the Company to move any of the Facilities in connection with the construction or improvement of any public road or highway in proximity to the Facilities, Grantor hereby grants to the Company the right to relocate the Facilities and, as to such relocated Facilities, to exercise the rights granted above; provided, however, the Company shall not relocate the Facilities on the Property at a distance greater than ten feet (10') outside the boundary of the right of way of any such public road or highway as established or re-established from time to time. This grant and agreement shall be binding upon and shall inure to the benefit of Grantor, the Company and each of their respective heirs, personal representatives, successors and assigns and the words "Company" and "Grantor" as used in this instrument shall be deemed to include the heirs, personal representatives, successors and assigns of such parties.

TO HAVE AND TO HOLD the same to the Company, its successors and assigns, forever.

IN WITNESS WHEREOF, the undersigned Grantor(s) has/have set h/her/his hand(s) and seal(s) this the 12<sup>th</sup> day of February, 2005.

Charm Mann  
Witness

[Signature] (SEAL)  
(Grantor)

\_\_\_\_\_  
Witness


\_\_\_\_\_  
(Grantor)

\_\_\_\_\_  
Witness

By: \_\_\_\_\_ (SEAL)  
As:

Shelby County, AL 07/29/2005  
State of Alabama

Deed Tax: \$ .50

  
20050729000382440 1/4 \$20.50  
Shelby Cnty Judge of Probate, AL  
07/29/2005 02:13:46PM FILED/CERT



IN WITNESS WHEREOF, the said Grantor, has caused this instrument to be executed by \_\_\_\_\_ its authorized representative, as of the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

ATTEST (if corporation) or WITNESS: \_\_\_\_\_  
(Grantor - Name of Corporation/Partnership/LLC)  
By: \_\_\_\_\_ By: \_\_\_\_\_ (SEAL)  
Its: \_\_\_\_\_ Its: \_\_\_\_\_  
[indicate President, General Partner, Member, etc.]

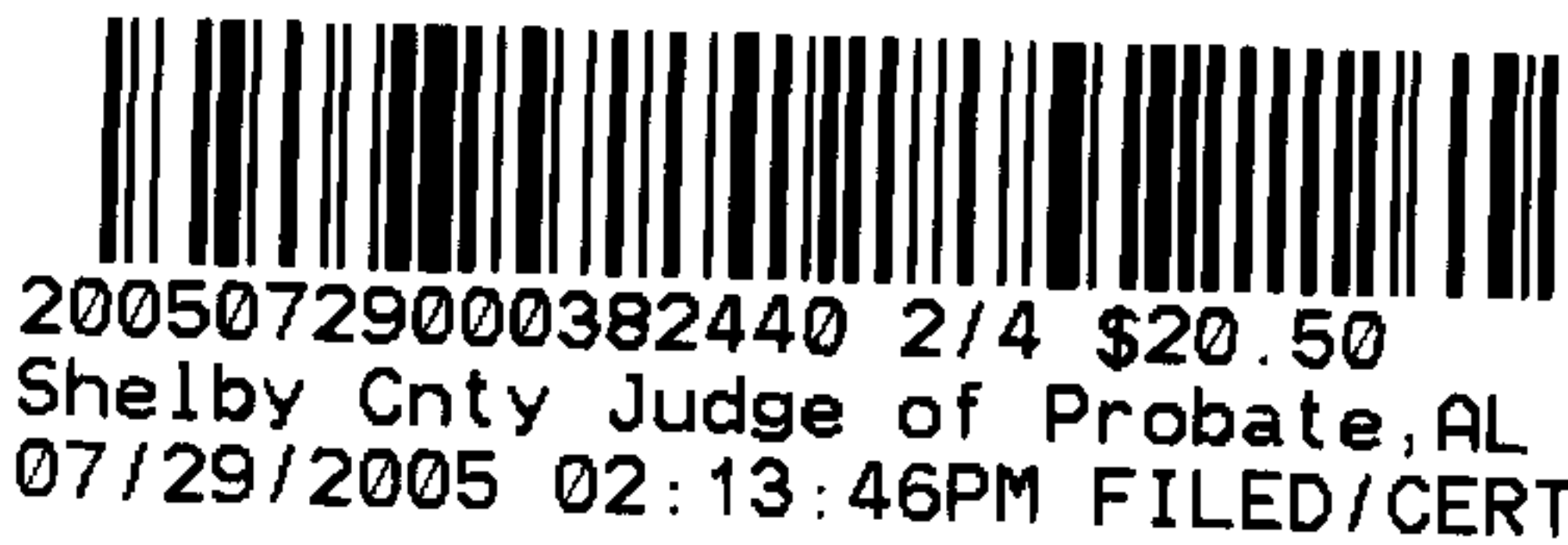
INDIVIDUAL NOTARIES

STATE OF ALABAMA }  
COUNTY OF \_\_\_\_\_ }

I, the undersigned, a Notary Public, in and for said County in said State, hereby certify that \_\_\_\_\_ whose name(s) is/are signed to the foregoing instrument and who is/are known to me, acknowledged before me on this day that being informed of the contents of the instrument, he/she/they executed the same voluntarily, on the day the same bears date.  
Given under my hand and official seal this the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

[SEAL] Notary Public  
My commission expires: \_\_\_\_\_

STATE OF ALABAMA }  
COUNTY OF \_\_\_\_\_ }



I, the undersigned, a Notary Public, in and for said County in said State, hereby certify that \_\_\_\_\_ whose name(s) is/are signed to the foregoing instrument and who is/are known to me, acknowledged before me on this day that being informed of the contents of the instrument, he/she/they executed the same voluntarily, on the day the same bears date.  
Given under my hand and official seal this the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

[SEAL] Notary Public  
My commission expires: \_\_\_\_\_

TRUSTEE/CORPORATION/PARTNERSHIP/LLC NOTARY

STATE OF ALABAMA }  
COUNTY OF \_\_\_\_\_ }

I, the undersigned, a Notary Public, in and for said County in said State, hereby certify that \_\_\_\_\_, whose name as \_\_\_\_\_ of \_\_\_\_\_ a \_\_\_\_\_ [as \_\_\_\_\_], is signed to the foregoing instrument, and who is known to me, acknowledged before me on this day that being informed of the contents of the instrument, he/she, as such \_\_\_\_\_ and with full authority, executed the same voluntarily for and as the act of said \_\_\_\_\_ [acting in such capacity as aforesaid].  
Given under my hand and official seal, this the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

[SEAL] Notary Public  
My commission expires: \_\_\_\_\_

For Alabama Power Company Corporate Real Estate Department Use Only

All facilities on Grantor: \_\_\_\_\_ Station to Station: Sta# 5 +175 to Sta# 13 +00  
Also: Sta# 12 +00 to Sta# 12 +150 (Udgs)



**EXHIBIT A**

From a railroad rail at the Southeast corner of Section 23. Township 20 South, Range 1 West, run thence West along the South boundary of said Section 23, a distance of 1335.52 feet to a 1/2" rebar at the Southeast corner of the SW 1/4 of the SE 1/4 of said Section 23, being the point of beginning of herein described parcel of land; thence continue along said course a distance of 667.76 feet along the South boundary of said SW 1/4 of the SE 1/4 to a 1/2" rebar that is 667.75 feet East of a 1/2" pipe at the Southwest corner of said SW 1/4 of the SE 1/4; thence turn 91 degrees 38 minutes 36 seconds right and run 1339.01 feet to a 1/2" rebar on the North boundary of said SW 1/4 of the SE 1/4, said point being 665.00 feet East of a 1/2" pipe at the Northwest corner of said SW 1/4 of the SE 1/4; thence turn 88 degrees 24 minutes 29 seconds right and run 665.00 feet to a 1/2" rebar at the Northeast corner of said SW 1/4 of the SE 1/4; thence turn 91 degrees 28 minutes 29 seconds right and run 1338.34 feet along the East boundary of said SW 1/4 of the SE 1/4 to the point of beginning of herein described parcel of land, being situated in the E 1/2 of the SW 1/4 of the SE 1/4 of Section 23. Township 20 South. Range 1 West. Shelby County. Alabama. Said parcel of land being identified as Parcel 2 on that certain survey of Hickey Land Surveying, Inc. dated October 23, 2003.

Also the following described parcel of land:

From a railroad rail at the Southeast corner of Section 23. Township 20 South, Range 1 West, run thence West along the South boundary of said Section 23 a distance of 870.02 feet to a 1/2" pipe that is 465.50 feet East of a 1/2" rebar at the Southwest corner of the SE 1/4 of the SE 1/4 of said Section 23; thence turn 91 degrees 01 minutes 48 seconds right and run 300.00 feet to a 1/2" rebar, being the point of beginning of herein described parcel of land; thence continue along said course; a distance of 1037.68 feet to a 1.25" pipe on the North boundary of said SE 1/4 of the SE 1/4; thence turn 90 degrees 58 minutes 43 seconds left and run 453.91 feet along the North boundary of said SE 1/4 of the SE 1/4 to a 1/2" rebar at the Northwest corner of said SE 1/4 of the SE 1/4; thence turn 88 degrees 31 minutes 31 seconds left and run 1188.34 feet along the West boundary of said SE 1/4 of the SE 1/4 to a 1/2" rebar that is 150.00 feet North of a 1/2" rebar at the Southwest corner of said SE 1/4 of the SE 1/4; thence turn 109 degrees 20 minutes 13 seconds left and run 490.40 feet to the point of beginning of herein described parcel of land; being situated in the W 1/2 of the SE 1/4 of the SE 1/4 of Section 23. Township 20 South. Range 1 West. Shelby County. Alabama. Said parcel being identified as Parcel 3 on survey of Hickey Land Surveying, Inc. dated October 23, 2003.

Also a 60 foot non-exclusive easement for ingress, egress and utilities more particularly described as follows-

From a railroad rail at the Southeast corner of the NW 1/4 of the NE 1/4 of Section 26. Township 20 South, Range 1 West, being the point of beginning of the centerline of herein described 60 foot easement for ingress, egress and utilities, said point being in the center of a 100 foot radius cul-de-sac, run thence North along the East boundary of said NW 1/4 of the NE 1/4 and said easement centerline, a distance of 1323.46 feet to a 1/2" rebar at the Northeast corner of said NW 1/4 of the NE 1/4; thence turn 91 degrees 10 minutes 25 seconds left and run 953.04 feet along the North boundary of said NW 1/4 of the NE 1/4 and easement centerline to the P.C. of a curve concave right, having a delta angle of 08 degrees 34 minutes 23 seconds and tangents of 100.00 feet; thence turn 04 degrees 17 minutes 12 seconds right and run a chord distance of 199.44 feet to the P.T.; thence turn 04 degrees 17 minutes 12 seconds right and run 511.75 feet along said easement centerline to the P.C. of a curve concave left, having a delta angle of 20 degrees 39 minutes 57 seconds and tangents of 100.00 feet; thence turn 10 degrees 19 minutes 59 seconds left and run a chord distance of 196.76 feet to the P.T.; thence turn 10 degrees 19 minutes 59 seconds left and run 300.84 feet along said easement centerline to a point; thence turn 11 degrees 32 minutes 19 seconds right and run 341.21 feet along said easement centerline to a point; thence turn 16 degrees 32 minutes 13 seconds left and run 210.74 feet along said easement centerline to a point; thence turn 17 degrees 40 minutes 19 seconds right and run 632.39 feet along said easement centerline to a point of termination on the Easterly boundary of Shelby County Road #47, Said easement is identified as Easement "A" on that certain survey of Hickey Land Surveying, Inc. dated October 23, 2003.

Mineral and mining right excepted.

**SIGNED FOR IDENTIFICATION:**

  
Jaye M. Shirley

  
Edna Shirley



\*\*CUSTOMER TO OPEN & CLOSE TRENCH & INSTALL 3" CONDUIT\*\*

70152533

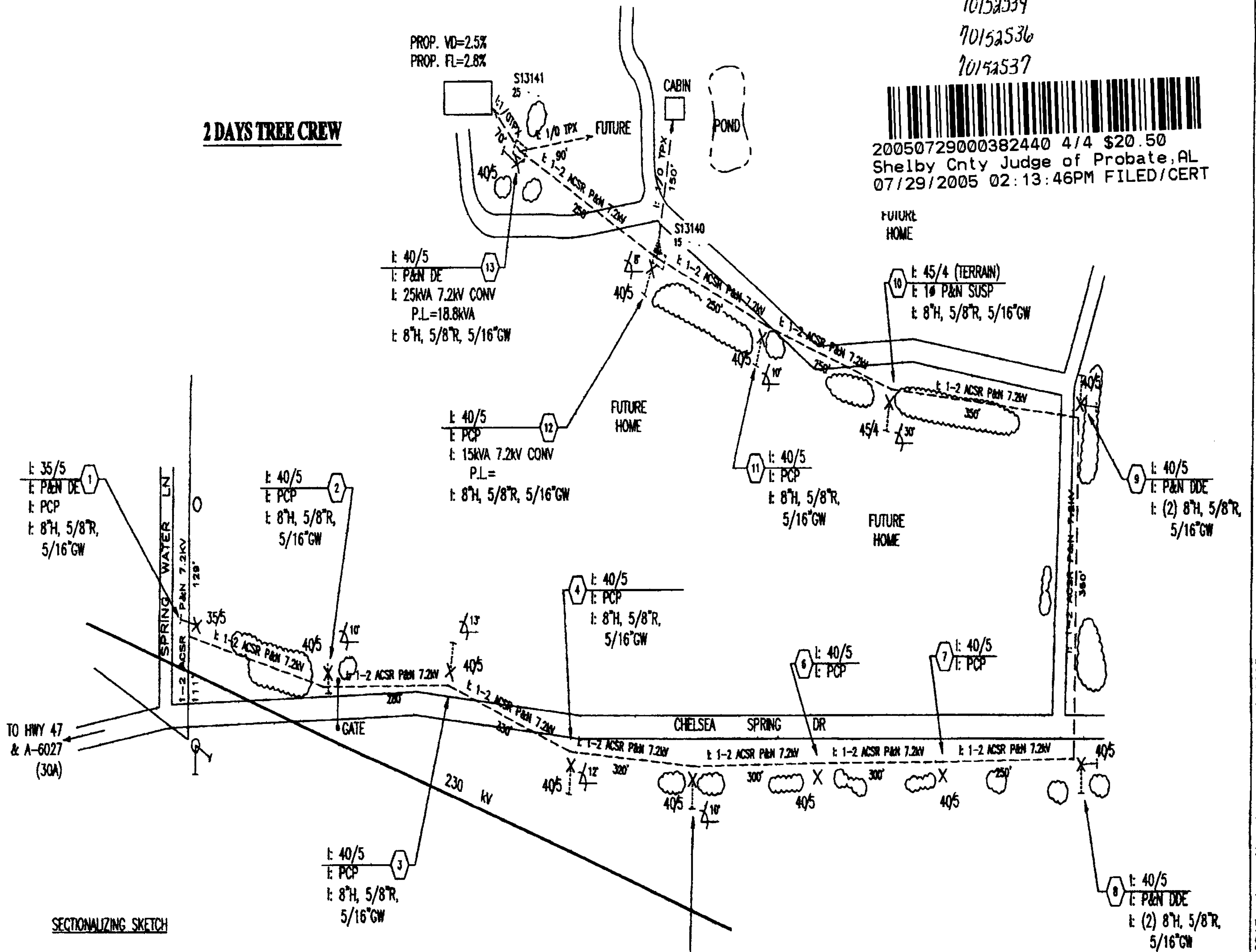
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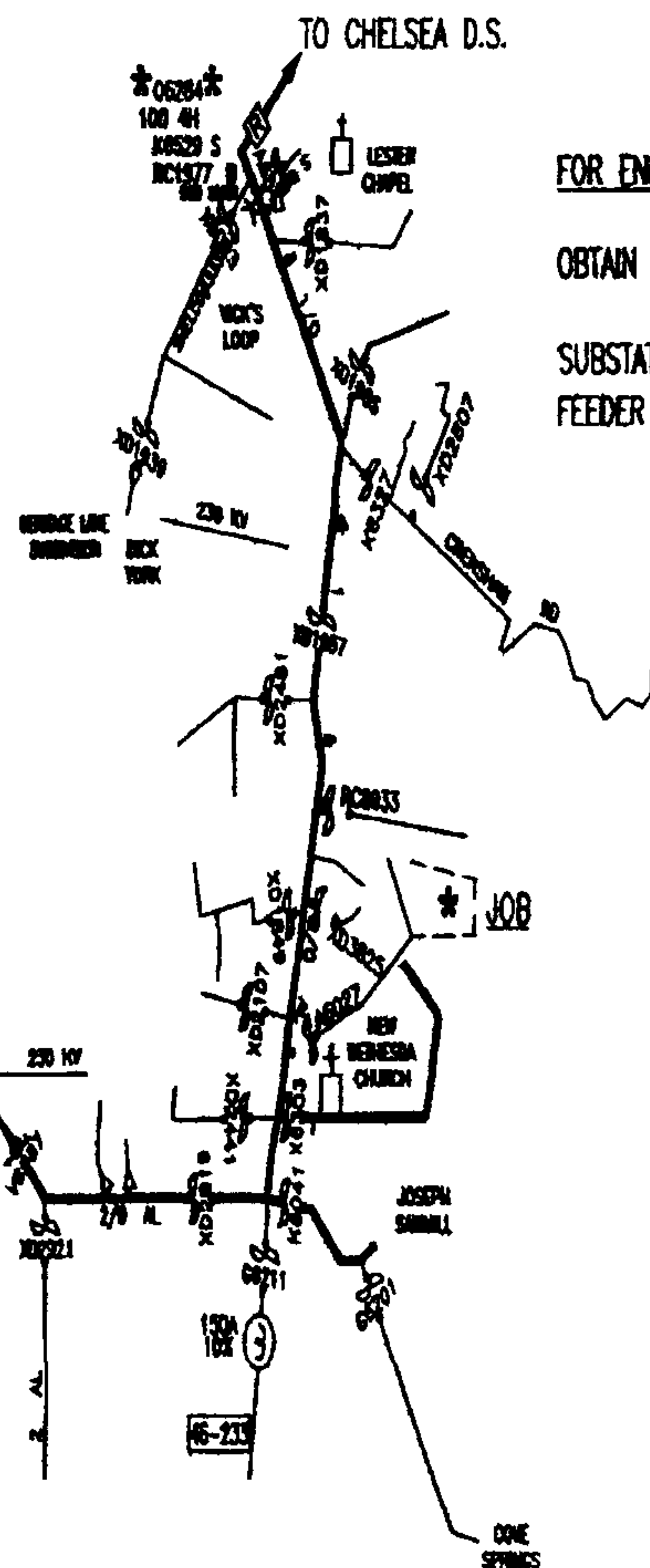
70152537

**2 DAYS TREE CREW**

20050729000382440 4/4 \$20.50  
Shelby Cnty Judge of Probate, AL  
07/29/2005 02:13:46PM FILED/CERT



SECTIONALIZING SKETCH

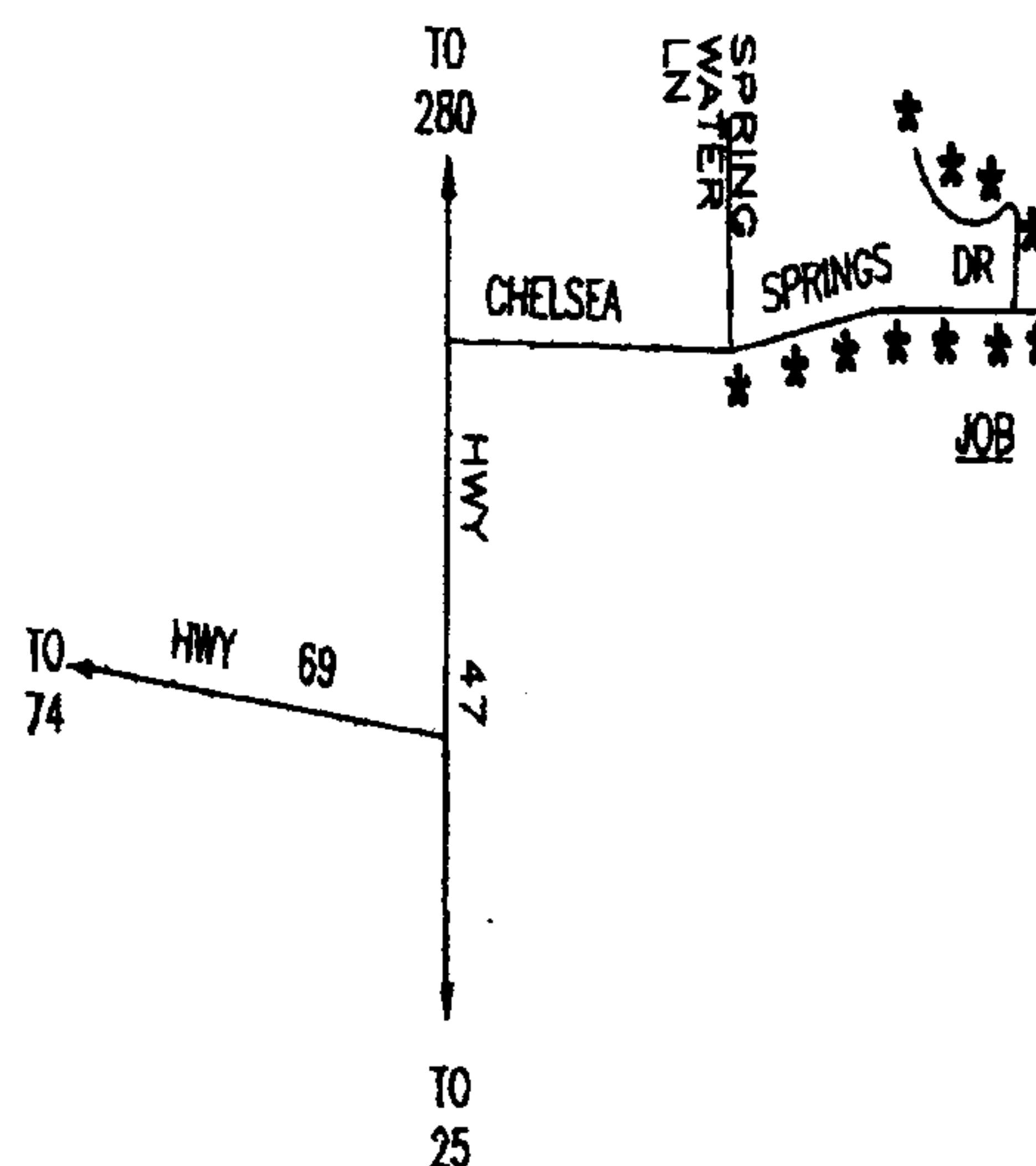


FOR ENERGIZED LINE WORK:

OBTAIN HL WORK PERMIT @ A-6027 30A  
Q-6284

SUBSTATION: CHELSEA D.S.  
FEEDER #2 BREAKER #34734

LOCATION SKETCH



NOTES:

1. CUSTOMER TO OPEN & CLOSE 36" TRENCH.
2. CUSTOMER TO INSTALL 3" CONDUIT.
3. CUSTOMER TO PAY APCO \$793.50.

CONSTRUCTION COMPLETE:

DATE: \_\_\_\_\_

**ANY CONSTRUCTION FIELD CHANGES  
ARE SHOWN IN RED ON THIS PRINT.**

AUTOMATED DRAWING - MAKE NO MANUAL REVISIONS	
ALABAMA POWER COMPANY	
JOB: POWER DELIVERY - BIRMINGHAM SOUTH	
DRAFTER: JAY SHIRLEY	
545 CHLSEA SPRING DR	
MAP REF: SEC-23,TP-20SR-1W	SCALE: 1" = 100' PLOTTED: 01-20-05
DRAWN: LTC ENGR: ROY DATE: 01/20/05	SHEET 1 OF 1 SHEETS
APPROVED: _____ DATE: _____	SUPERSEDES: _____
F-61700-00-00215	

ENGINEER: GARY ROY  
RADIO 41003

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