

20050923000496830 1/3 \$22.00
Shelby Cnty Judge of Probate, AL
09/23/2005 11:59:16AM FILED/CERT

STATE OF ALABAMA
COUNTY OF SHELBY

BELLSOUTH
8416-C-AL
(05-2002)

Preparer's name and address:
(Return document to the BellSouth
address on page 2)

Robert Catlin
3161 Woodbridge Dr
Birmingham, AL 35242

EASEMENT

For and in consideration of Five-thousand dollars (\$ 5,000.00) and other good and valuable consideration, the adequacy and receipt of which is hereby acknowledged, the undersigned owner{s} of the premises described below, hereinafter referred to as Grantor, do{es} hereby grant to BELLSOUTH TELECOMMUNICATIONS, INC., a Georgia corporation, its licensees, agents, successors, assigns, and allied and associated companies, hereinafter referred to as Grantee, an easement to construct, operate, maintain, add, and/or remove such systems of communications, or related services as the Grantee may from time to time require upon, over and under a portion of the lands described in Map Book 35, Page 64, SHELBY County, Alabama records, and to the fullest extent the grantor has the power to grant, upon, over, along and under the roads, streets, or highways adjoining or through said property. The said easement is more particularly described as follows:

All that tract or parcel of land lying in Section 29, Township 19 SOUTH, Range 1 WEST, HUNTSVILLE Meridian, SHELBY County, State of Alabama, consisting of a {strip}. {parcel} of land 30 foot by 30 foot along SC Hwy 280 (old 280) and a 10 foot by 35 foot ingress/egress easement from said site west to the APCO ROW as shown on survey attached and herein made a part of this document. (attachment A)

The following right are also granted: the exclusive right to allow any other person, firm, corporation to attach wires or lay cable or conduit or other appurtenances upon, over and under said easement for communications or electric power transmission or distribution; ingress to and egress from said easement at all times: the right, but not the obligation, to clear the easement and keep it cleared of all trees, undergrowth, or other obstruction; the right but not the obligation, to trim and cut and keep trimmed and cut all dead, weak, leaning or dangerous trees or limbs outside the easement which might interfere with or fall upon the lines or systems communications or power transmission or distribution: the right to relocate said facilities, systems of communications, or related services on said lands to conform to any future highway relocation, widening or improvements.

To have and to hold the above granted easement unto BellSouth Telecommunications, Inc., its licensees, agents, successors, assigns and allied and associated companies forever and in perpetuity.

Grantor warrants that the grantor is the true owner of record of the above-described land on which the aforesaid easement is granted.



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SPECIAL STIPULATIONS OR COMMENTS:

The following special stipulations shall control in the event of conflict with any of the foregoing easement:

No trees larger than one foot in diameter shall be cut.

The area around the easement should be in as close to the
original, natural condition as possible.

In witness whereof, the undersigned has/have caused this instrument to be executed on the 9TH day of Sept, 2005

Signed, sealed and delivered in the presence of:

Robert Carter
Witness

Witness

S&S DEVELOPMENT CO INC
Name Of Corporation

By: STEVEN SCHENCKER

Title: President

Attest: [Signature]

State of Alabama, County of STATE AT LARGE

I Elizabeth M. Smith, Notary Public in and for said County in Alabama, hereby certify that
Steven Schencker whose name as President of the
S&S Development, Inc a corporation, is signed to the foregoing conveyance and who is known
to me, acknowledged before me on this day that, being informed of the contents of the conveyance, he/she, as such officer and
with full authority, executed the same voluntarily for and as the act of said corporation.

Given under my hand this 9th day of Sept, 2005

Elizabeth M. Smith
Notary Public

My Commission Expires: 01/31/2009

Grantor's Address:

Grantee's Address:

BellSouth Telecommunications, Inc.

Elizabeth M. Smith

3196 Hwy 280 South

Room 102 North

Birmingham, AL 35242

TO BE COMPLETED BY BELL SOUTH TELECOMMUNICATIONS, INC.

| | | | |
|----------|-------------|-----------------|-----------|
| District | FRC | Wire Center/NXX | Authority |
| Drawing | Area Number | Plat Number | RWID |
| Approval | Title | | |

ATTACHMENT "A"

PM TOOL 56863
PARCEL ID 08-9-29-0-001-029,000

STATE OF ALABAMA
SHELBY COUNTY

PROPOSED BELLSOUTH EQUIPMENT EASEMENT (e)

A proposed Bellsouth equipment easement situated on Lot 33 of "Carden Crest," as recorded in Map Book 35, Page 64 in the records of the Judge of Probate of Shelby County, Alabama. Said easement also situated in the Northwest quarter of the Northwest quarter of Section 28, Township 18 South, Range 1 East, and being more particularly described as follows:

Commence at an iron pin found at the Southwest corner of Lot 33 of "Carden Crest," as recorded in Map Book 35, Page 64 in the records of the Judge of Probate of Shelby County, Alabama; thence, along the West boundary said Lot 33, proceed Northwesterly for 80.87 feet to a post; thence turn a deflection angle right of 90°31'32" and proceed, Southwesterly for 58.69 feet to the POINT OF BEGINNING (e), which is an iron pin set; thence turn a deflection angle right of 63°08'53" and proceed for 30.00 feet to an iron pin set on the North right of way margin of County Road 280 (old US 280); thence turn a deflection angle left of 90°00'00" and, along the North right of way margin of County Road 280 (old US 280), proceed, Northwesterly for 30.00 feet to an iron pin set; thence, departing said North right of way margin of County Road 280 (old US 280), proceed, Northwesterly for 30.00 feet (old US 280), turn a deflection angle left of 90°00'00" and proceed, Northwesterly for 30.00 feet to an iron pin set; thence turn a deflection left of 90°00'00" and proceed Southwesterly for 30.00 feet to the POINT OF BEGINNING (e). Said easement contains 900 ± square feet or 0.021 ± acres.

STATE OF ALABAMA
SHELBY COUNTY

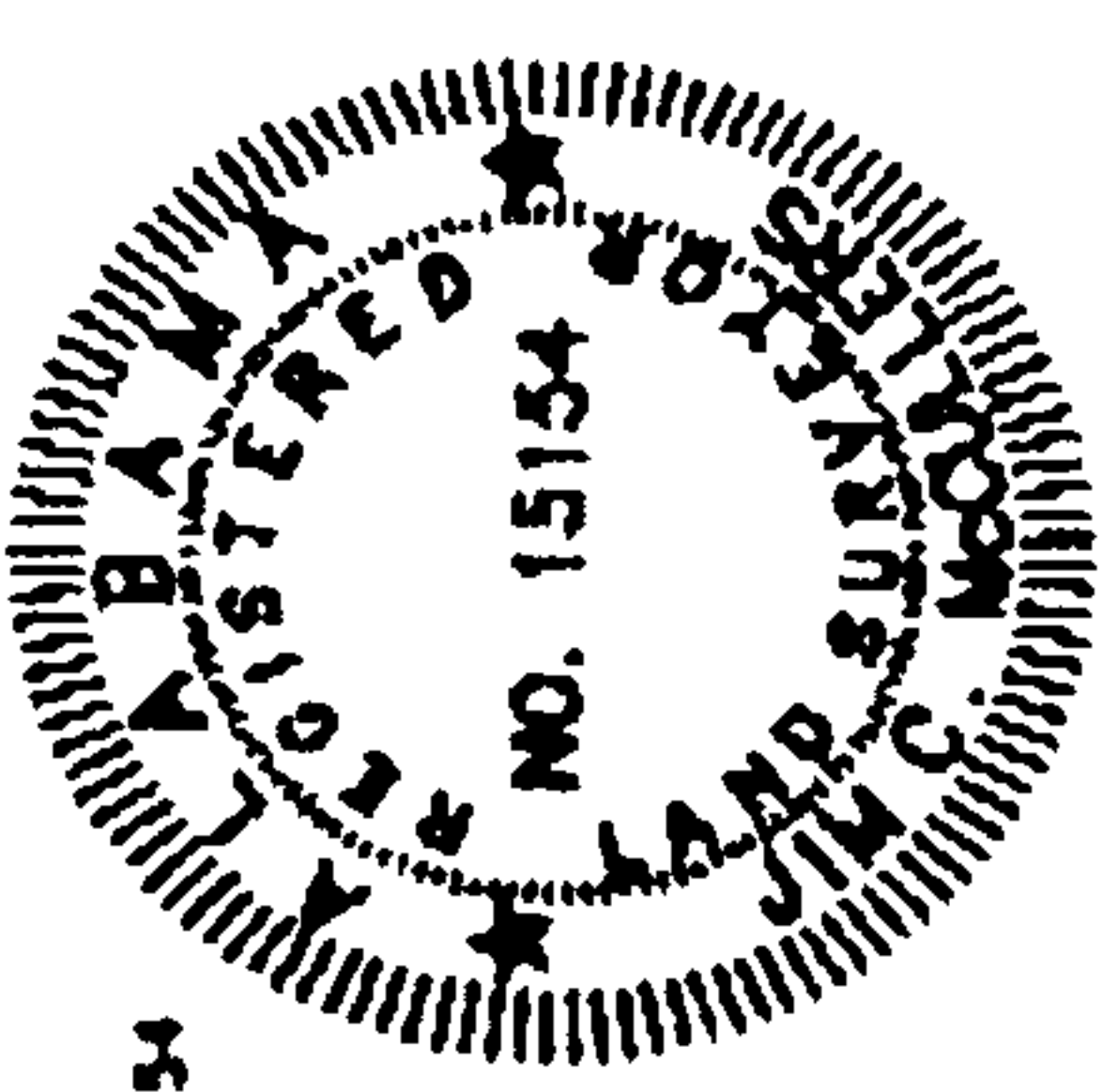
PROPOSED BELLSOUTH ACCESS EASEMENT (e)

A proposed Bellsouth access easement situated on Lot 33 of "Carden Crest," as recorded in Map Book 35, Page 64 in the records of the Judge of Probate of Shelby County, Alabama. Said easement also situated in the Northwest quarter of the Northwest quarter of Section 28, Township 18 South, Range 1 East, and being more particularly described as follows:

Commence at an iron pin found at the Southwest corner of Lot 33 of "Carden Crest," as recorded in Map Book 35, Page 64 in the records of the Judge of Probate of Shelby County, Alabama; thence, along the West boundary said Lot 33, proceed Northwesterly for 60.87 feet to the POINT OF BEGINNING (e), thence turn a deflection angle right of 63°08'53" and proceed, Southwesterly for 58.69 feet to an iron pin set at the Northwest corner of a proposed Bellsouth equipment easement; thence turn a deflection angle left of 28°50'07" and, along said proposed Bellsouth equipment easement, proceed for 22.84 feet to a point; thence, departing said proposed Bellsouth equipment easement, turn a deflection angle left of 63°08'53" and proceed, Northwesterly for 81.37 feet to a post; thence turn a deflection angle left of 90°31'32" and proceed, Southwesterly for 10.00 feet to the POINT OF BEGINNING (e). Said easement contains 722.4 ± square feet or 0.017 ± acres.

I hereby state that all parts of this survey and drawing have been completed in accordance with the current requirements of the Standards of Practice for Surveying in the State of Alabama to the best of my knowledge, information and belief.

Surveyors Signature: *[Signature]* Date: September 13, 2005
Alabama License No. 15154



GENERAL NOTES

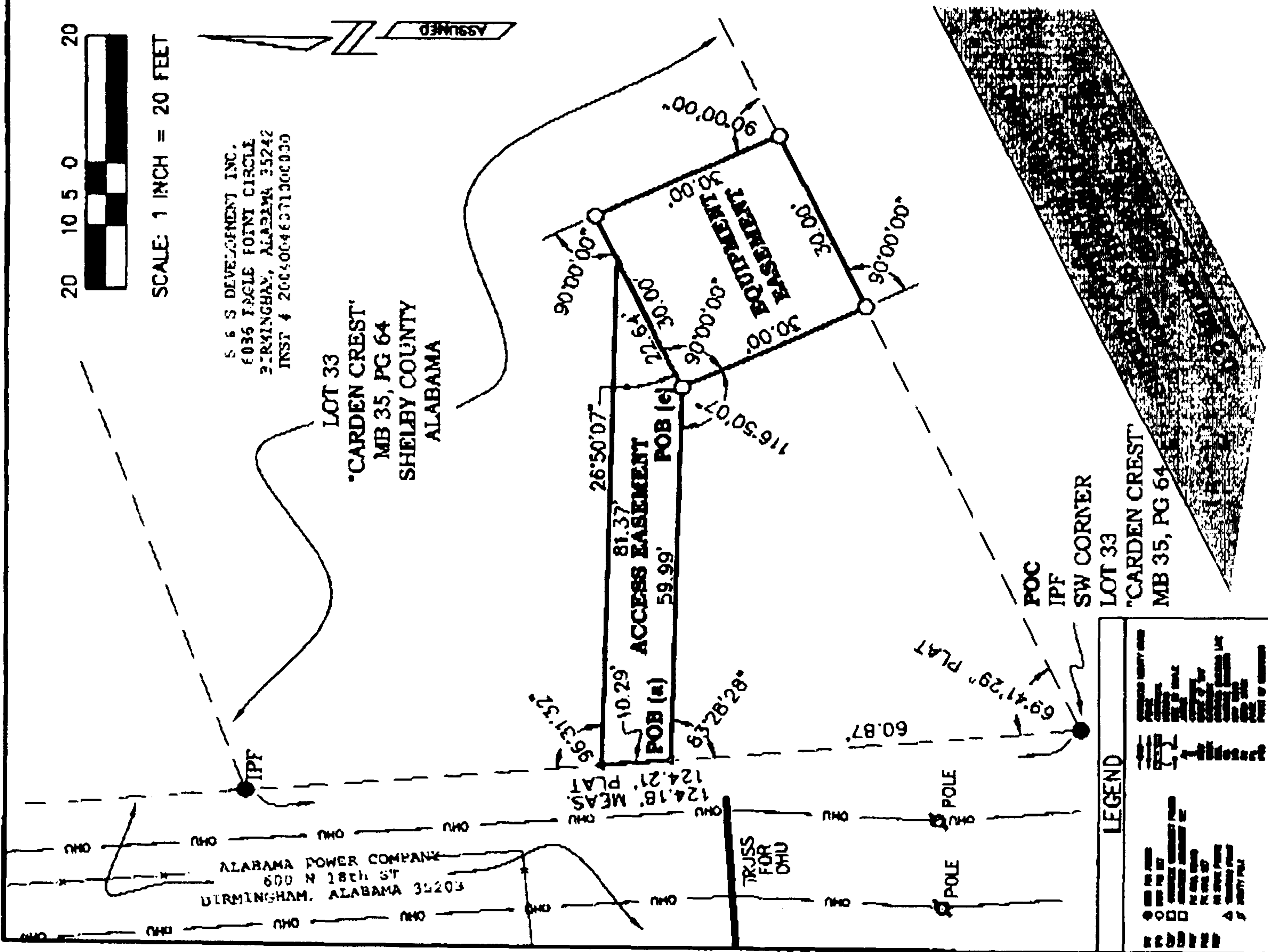
Surveyor did not conduct a title search and where no opinion as to title. Comments or restrictions affecting property may exist of which the Surveyor has no knowledge. Surveyor accepts no responsibility for research in this matter. Other utilities may exist other than shown or mentioned.

It is intended for the easements created by this survey to be contiguous with the other, with this North right of way margin of County Highway 280, and with the South and West boundaries of Lot 33 of "Carden Crest," as recorded in Map Book 35, Page 64 in the records of the Judge of Probate, Shelby County, Alabama.

It is intended for these easements to enclose Bellsouth cables or equipment, if at any time the locally accepted customs prove to be in error or any discrepancies are discovered then the location of the easements shall revert to such an orientation as to encompass the cables or equipment.

Books of bearing to assumed Northwest bearing of West boundary of Lot 33 "Carden Crest," as recorded in Map Book 35, Page 64 in the records of the Judge of Probate, Shelby County, Alabama.

Underground utilities may exist that have not been shown.



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State of Alabama
Deed Tax: \$5.00