

#2150



20070517000229630 1/2 \$21.50
Shelby Cnty Judge of Probate, AL
05/17/2007 10:00:42AM FILED/CERT

Right of Way

GREYSTONE D.S. 115 KV T.L. (TL-26-9-24)
BIRMINGHAM DIVISION
37111213-300

70182301

This instrument prepared in the
Corporate Real Estate Office
Alabama Power Company
P.O. Box 2641
Birmingham, AL 35291
By: Marilyn Haynie

STATE OF ALABAMA)

COUNTY OF SHELBY)

U.S. Construction Systems, LLC
[hereinafter known as Grantor(s)], for and in consideration of the sum of Seven THOUSAND FIVE HUNDRED AND ⁰⁰/₁₀₀ Dollars

(\$ 7,500⁰⁰) to _____ in hand paid by Alabama Power Company, a corporation, (hereinafter known as Grantee), the receipt whereof is acknowledged, do hereby grant to said Alabama Power Company, its successors and assigns, the right to construct, operate and maintain electric transmission and communication lines and all towers, poles, conduits, conductors, cables, insulators, anchors, guy wires, counterpoise conductors, and all other appliances necessary or convenient in connection therewith from time to time over, under and across, a strip of land 30 feet in width, as said strip are now located by the final location survey thereof heretofore made by said Company, over, under and across the lands of which it is hereinafter described as being a part, together with all the rights and privileges necessary or convenient for the full enjoyment or use thereof for the purposes above described, including the right of ingress and egress to and from said strip and the right to cut, remove, or otherwise kill, and keep clear by any means, including chemicals, all trees and undergrowth and all other obstructions under, on or above said strip and the right to cut such timber outside of said strip which in falling would come within five (5) feet of any conductor on said strip, and the right to install, maintain and use anchors and guy wires on land adjacent to said strip, and the right to install grounding devices on grantors' fences now or hereafter located on such strip and on fences or other structures of grantors now or hereafter located adjacent to such strip, and the right to prevent the use of such strip as a parking area for automobiles or other vehicles, as a storage area for machinery or materials, or as a road other than a road crossing such strip at a location which do not endanger or interfere with works that have been or may at some future date be constructed on such strip, said strip and the lands of which the same is a part being described as follows:

A strip of land 30 feet in width which lies within the Northeast Quarter of the Northwest Quarter (NE¹/₄ of NW¹/₄) and the Northwest Quarter of the Northeast Quarter (NW¹/₄ of NE¹/₄) of Section 28, Township 19 South, Range 01 West, Shelby County, Alabama; such strip being more particularly described as follows:

To reach the point of beginning, commence at the Northeast Corner of Section 28, Township 19 South, Range 1 West; thence run N89°24'00"W a distance of 3757.99 feet to a point; thence turn a deflection angle to the left and run S46°50'31"E a distance of 1087.27 feet to a point, such point being the point of beginning of the right of way herein described; therefrom, the strip is 30 feet in width and lies 30 feet left of road right of way and the continuations thereof which begins at such point of beginning and continues S46°50'31"E a distance of 340.65 feet to a point; thence survey line turns a deflection angle to the left of 06°16'16" and runs S53°06'47"E a distance of 379 feet, more or less, to a point, such point being the point of ending of the right of way herein described.

All bearings based on Alabama State Plane West Zone Grid North.

The grantors covenant with the said Company, that they are lawfully seized in fee of the above described land; that it is free from all encumbrance; that they have a good right to convey the same to the said Company, and that they will warrant and defend the said land to the said Company forever.

TO HAVE AND TO HOLD the same to the said Company, its successors and assigns, forever. The grantors shall have the right to cultivate and use said strip of land for any purpose not inconsistent with the rights which the grantee may from time to time exercise hereunder.

IN WITNESS WHEREOF, the said U.S. Construction Systems, LLC has caused this instrument to be executed in its name by Michael W. McClure, as its Member, and attested by Salem Resha, jr., its _____, and its corporation seal to be affixed, on this the 7th day of December, 2006.

ATTEST:

Its: _____

U.S. Construction Systems, LLC
BY: Michael W. McClure Member
Its: _____

GRANTEE'S ADDRESS
ALABAMA POWER CO
P.O. BOX 2641
BIRMINGHAM, AL 35291
ATT: CORP REAL ESTATE

STATE OF }
COUNTY OF }

I, JANET MARIE Adams-Clayton, a Notary Public in and for said County in said State, hereby certify that Michael W. McClure, whose name as Member of USGA STRUCTURE Sys LLC, a corporation, 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, as such officer and with full authority, executed the same voluntarily, for and as the act of said corporation.


Given under my hand and official seal this the 17th day of December, 2006.

Janet Marie Adams-Clayton
NOTARY PUBLIC
STATE OF ALABAMA
My Commission Expires: 5-19-06

STATE OF }
COUNTY OF }

I, _____, a Notary Public in and for said County in said State, hereby certify that _____, whose name as _____ of _____, a corporation, 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, as such officer and with full authority, executed the same voluntarily, for and as the act of said corporation.

Given under my hand and official seal this the _____ day of _____, 2006.

My Commission Expires:

20070517000229630 2/2 \$21.50
Shelby Cnty Judge of Probate, AL
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STATE OF }
COUNTY OF }

I, _____, a Notary Public in and for said County in said State, hereby certify that _____, whose name as _____ of _____, a corporation, 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, as such officer and with full authority, executed the same voluntarily, for and as the act of said corporation.

Given under my hand and official seal this the _____ day of _____, 2006.

My Commission Expires: _____

STATE OF }
COUNTY OF }

I, _____, a Notary Public in and for said County in said State, hereby certify that _____, whose name as _____ of _____, a corporation, 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, as such officer and with full authority, executed the same voluntarily, for and as the act of said corporation.

Given under my hand and official seal this the _____ day of _____, 2006.

My Commission Expires: _____

Shelby County, AL 05/17/2007
State of Alabama
Deed Tax: \$7.50