


20091022000398720 1/4 \$20.00
Shelby Cnty Judge of Probate, AL
10/22/2009 03:02:37 PM FILED/CERT

STATE OF ALABAMA
COUNTY OF SHELBY

RF-8415
(06-2007)

This instrument is number 1 of 2 originals

Preparer's name and address: Elizabeth M. Smith
3196 Highway 280
Room 102N
Birmingham, AL 35243

Release of Easement

THIS INSTRUMENT made this 13th day of October, 2009, by BellSouth Telecommunications, Inc., formerly Southern Bell Telephone and Telegraph Company and successor by merger to South Central Bell Telephone Company, a Georgia corporation, d/b/a AT&T ALABAMA, and its subsidiaries and affiliates and its parent and its parent's subsidiaries and affiliates, successors and assigns (hereinafter "AT&T").

Witnesseth:

WHEREAS, heretofore and by an instrument in writing bearing the day of January 27, 1984, and recorded on March 03, 1984, in Deed Book 353, Page(s) 812-813, Shelby County, State of Alabama Records, (hereinafter referred to as the "Original Easement"), South Central Bell its successors and assigns, was granted a right of way and easement for is communications lines over, through, and across certain property in the Town/City of Birmingham, AL at 255 Cahaba Valley Trace (now Swann Dr), County of Shelby, State of Alabama, described in the Original Easement, and also, upon, over and/or under the highways upon or adjoining said property together with certain other rights as therein set forth; and

WHEREAS, by accepting this Instrument, Patti Kizziah, residing at 255 Swann Drive, Town/City of Birmingham, AL 35242, County of Shelby, State of Alabama, (hereinafter referred to as "Owner"), represents that he/she is the owner of property burdened by the Original Easement and is desirous of having such property released from the burden of the Original Easement and

WHEREAS, the property to be released from the burden of the Original Easement is more particularly described as follows, (and hereinafter referred to as "Property Released"):

a 4 ft by 350 ft strip of Shelby County Parcel 10-06-23-0-001-008.005 as shown on BellSouth Telecommunications Work Order 31C0371N, Exhibit A, issued and completed in 1993. This document completes the easement release begun by the preparation of Exhibit B on 2/25/1994 but never executed or recorded.

NOW, THEREFORE, in consideration of the sum of One Dollar (\$1.00) paid by Owner, the receipt of which is hereby acknowledged, AT&T does hereby release unto the Owner of said property all the rights, title and interest acquired by grantee under the Original Easement as it pertains to the Property Released. EXCEPTING AND RESERVING to AT&T, its successors and assigns, however, all rights, privilege and authority acquired under said Original Easement, over and/or under the highways upon or adjoining said property together with the rights appurtenant thereto.

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IN WITNESS WHEREOF, AT&T has caused this instrument to be duly executed the day and year first herein before written.

Elizabeth M. Smith
Witness
(Print Name) Elizabeth M. Smith

BELLSOUTH TELECOMMUNICATIONS, INC.
d/b/a AT&T ALABAMA
(State)

Witness
(Print Name) _____

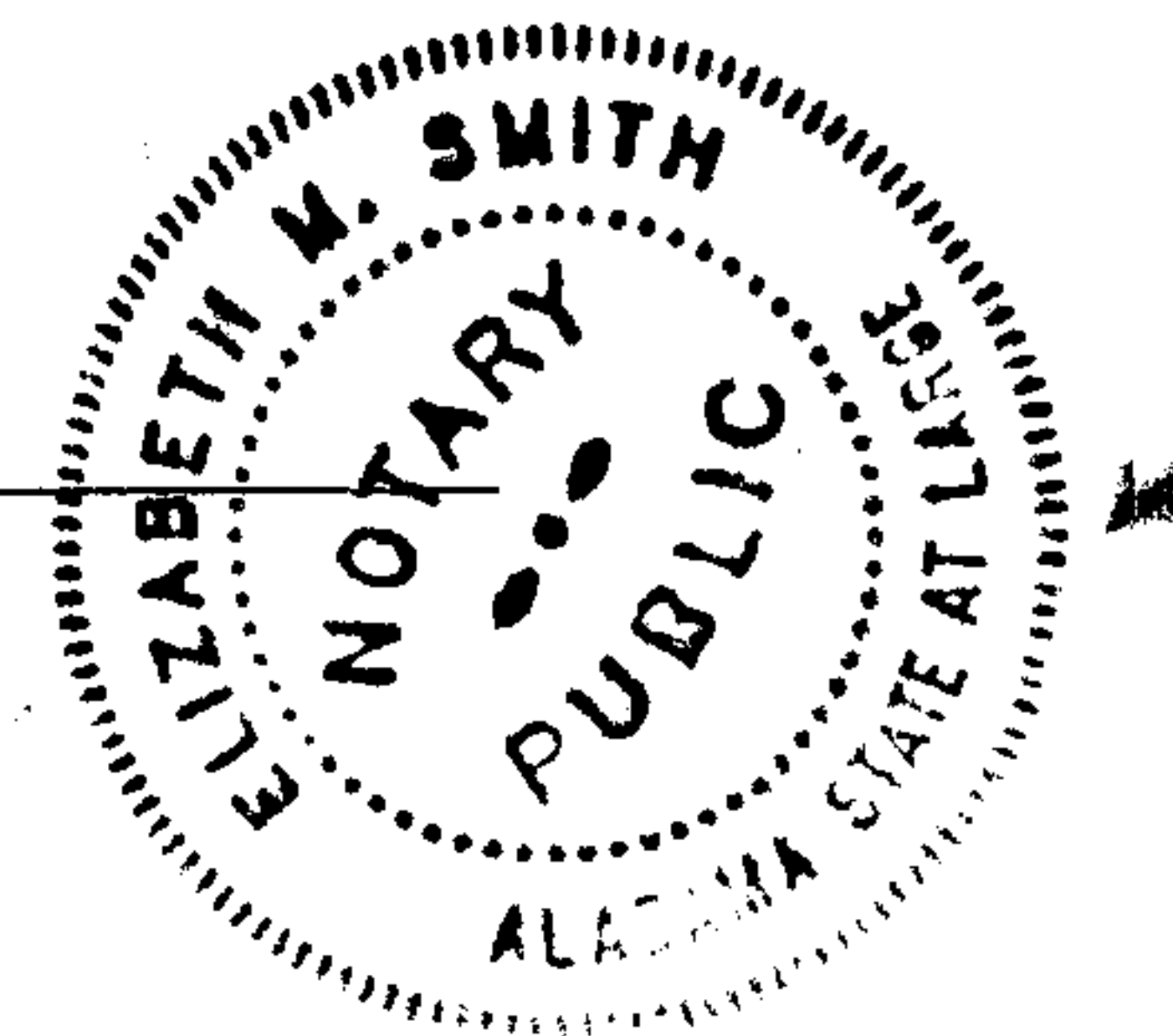
By: Terri Bowman
Title: Director - OSP - Construction & Design

STATE OF ALABAMA
COUNTY OF SHELBY

On the 16TH day of October, 2009, before me personally appeared Terri Bowman to me known, who being by me duly sworn, did depose and say that he/she is a Director - OSP - Construction & Design, of AT&T, the corporation described in and which executed the above instrument, and that he/she signed his/her name thereto on behalf of said corporation.

Elizabeth M. Smith
Notary Public
(Print Name) Elizabeth M. Smith

My Commission Expires: 01-31-2013



TO BE COMPLETED BY AT&T (Release must be approved and concurred before execution.)

Release Approved:
M. Hunter Humphrey

M. Hunter Humphrey
Manager (type or print name)

Date: 10/14/2009

Release Approved:

State Right of Way Manager (type or print name)

Date: _____

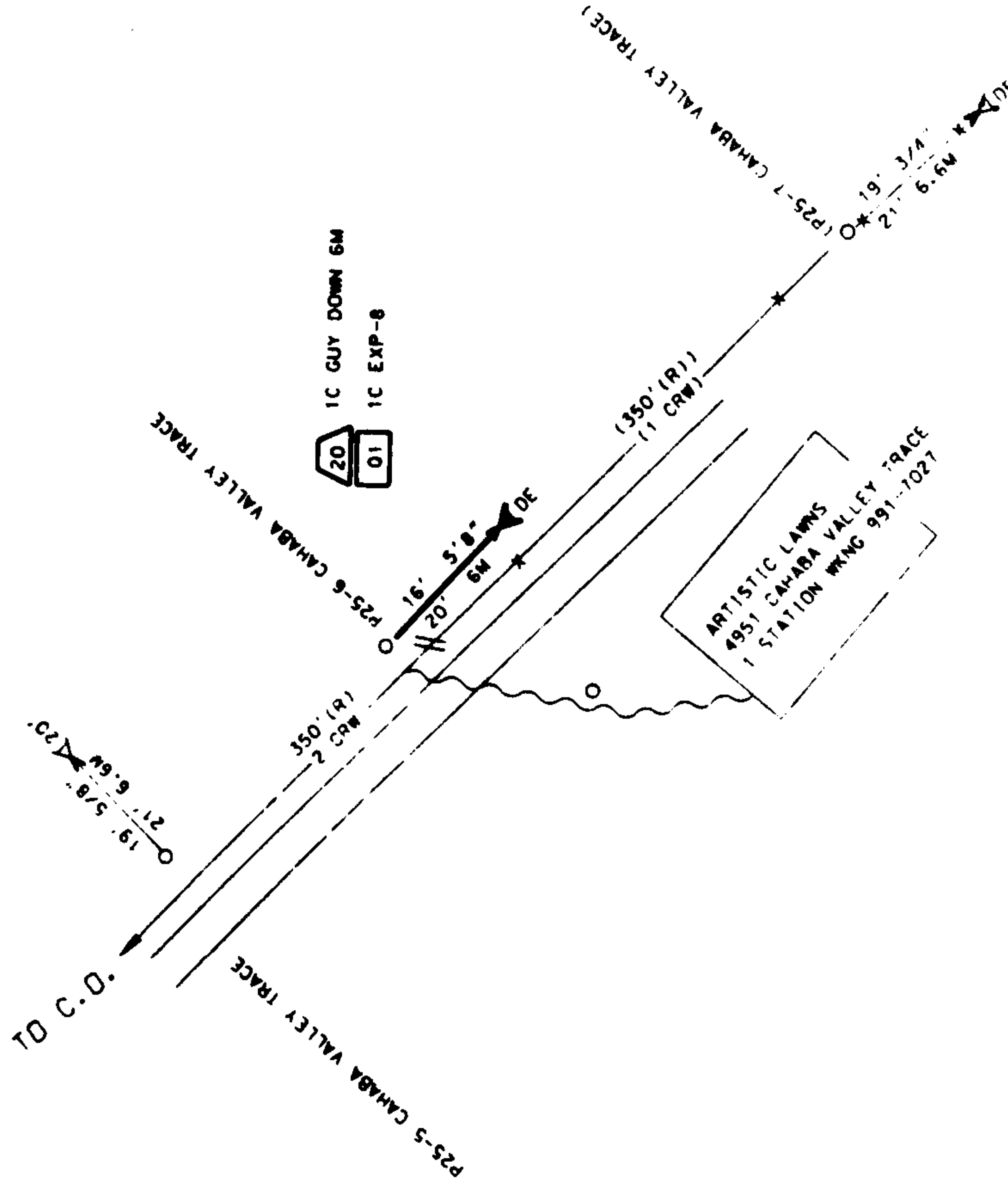
District Alabama	FRC 1C	Wire Center/NXX BRHMALOM/991	Authority 31C0371N
Drawing 1	Area Number 11650	Plat Number DI	RWID
Parcel ID 10-06-23-0-001-008.005	Approval <u>Elizabeth M. Smith</u>	Title Mgr - OSP - Planning & Design	

CAUTION Joint Use
P - G. Volts
34.5 KV
APCO-SHELBY DIST.
CHUCK COLEMAN
226-1757

EXHIBIT "A"

NOTES

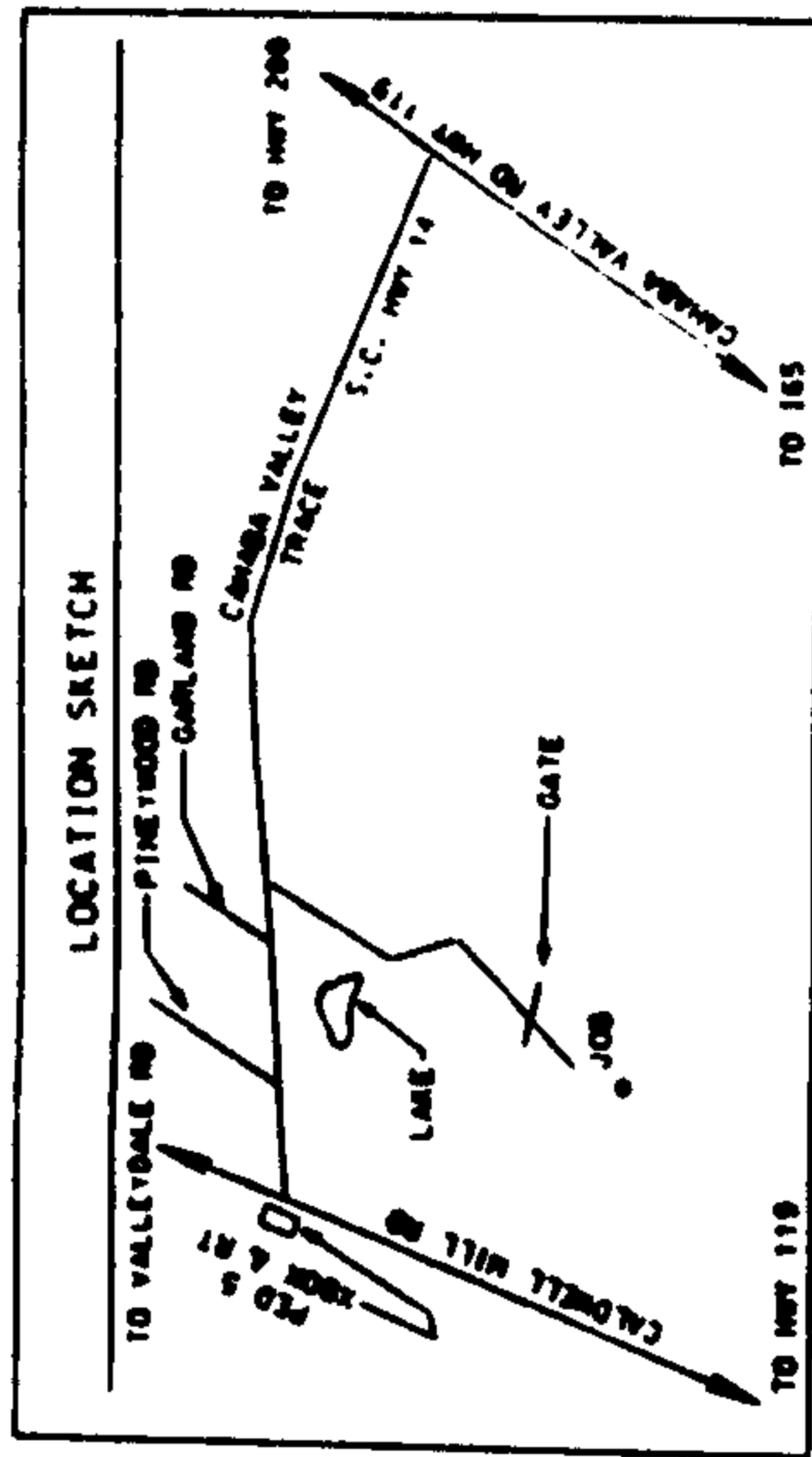
1. SCB TO ABANDON POLE. REMOVE 350 FT. OF C-WIRE, AND ABANDON LAST 350' OF SCB ROW PER OWNER'S REQUEST.
2. ORIGINAL ROW ON R/W MC0191.
3. ABANDONMENT OF ROW REQUIRED FOR PROPERTY OWNER HOME ADDITION.



- 21 248X REMO-E 350' WIRE-RURAL-C
- 22 248X REMO 118-A1
- 23 1X REMO GUY
- 24 1X REMO ANCR
- 25 1X ABAN POLE TO PROPERTY OWNER (REMO SCB TAG)(45-5'80)

CONF.	01	NO	EXCEPT
PL.	20	TO	25
SAL.	20	TO	EXCEPT

ACCOUNT CODE AS



QUALITY CHECKED										JFR									
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20
21	22	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39	40
41	42	43	44	45	46	47	48	49	50	51	52	53	54	55	56	57	58	59	60
61	62	63	64	65	66	67	68	69	70	71	72	73	74	75	76	77	78	79	80
81	82	83	84	85	86	87	88	89	90	91	92	93	94	95	96	97	98	99	100

APPROVAL	DATE:
DIST. MGR.	
ENGR. JOHN ROBERT	512-3274
DF TO. 2-22-94	PL. M.
POST. 2-22-94	REL. 3194
GR. EXP.	3892
GR. ADD.	1972
C. OF REM.	1920
PLT. RET.	5490
SALVAGE	-0-
MAINTENANCE	-0-
PROG. CODE 1	NBA
PROG. CODE 2	
PROG. CODE 3	
PROG. CODE 4	



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NOTICE - PROPRIETARY INFORMATION
Not for disclosure outside BellSouth or any of its subsidiaries except under written agreement

BELL SOUTH TELECOMMUNICATIONS INCORPORATED									
FILE DIST.	05813	TYPE	211201	FILE	BIRMINGHAM (SO) AL	FILE NO.		FILE	
RECORDS REF.	2251-A1	FILE	125	FILE	DAK MOUNTAIN ADM/991	FILE NO.		FILE	
FILE	2251-A1	FILE	125	FILE	DM - P25-7 CAHABA VALLEY	FILE NO.		FILE	
FILE	2251-A1	FILE	125	FILE	TRACE REMO C-WIRE: ABAN POLE	FILE NO.		FILE	

EXHIBIT B

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2/25/14
mg

STATE OF ALABAMA
COUNTY (PARISH) OF SHELBY

BELLSOUTH
TELECOMMUNICATIONS ©

RELEASE OF RIGHT OF WAY

KNOW ALL MEN BY THESE PRESENTS that BELLSOUTH TELECOMMUNICATIONS, INC., successor by merger to South Central Bell Telephone Company, a Georgia Corporation, for and in consideration of One Dollar (\$1.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, has quitclaimed, released, and surrendered, and by these presents does quitclaim, release, and surrender to Dennis E. & Patti Kizziah Grantee, such rights as it may have to, in, or on the following described property situated, lying, and being in _____ County, State of _____

Parcel ID #58-10-06-23-0-001-08.05 as recorded in the Office of the Judge of Probate, Shelby County, Alabama.

The intent of this Release of Right of Way is to quit claim only a portion (4' x 350' of the 4' x 700') of those rights acquired by virtue of General Permit; SCB R/W #C0191 from Hildred Cross to South Central Bell dated January 27, 1984 and recorded in Deed Book 353, Page 813, Shelby County, Alabama, only to the extent that said permit pertains to that portion of the easement to be quitclaimed. SEE ATTACHED "EXHIBIT A".

IN WITNESS WHEREOF, the corporation has had these presents signed on its behalf by its _____ and its corporate seal affixed hereto this _____ day of _____

Witness:

BELLSOUTH TELECOMMUNICATIONS, INC.

By: _____ L.S.
Title: VICE PRES. - NETWORK OPERATIONS & REPORT
Attest: _____ L.S.
Title: _____

State of _____)
County (Parish) of _____)

SS:

I hereby certify that on this _____ day of _____, before me personally appeared _____ of BellSouth Telecommunications, Inc., a corporation under the laws of the state of Georgia, to me known to be the person who signed the foregoing instrument as such officer and acknowledged the execution thereof to be his (her) free act and deed as such officer for the uses and purposes therein mentioned and that the said instrument is the act and deed of the said corporation.

Witness my signature and official seal at _____ the day and year last aforesaid.

Notary Public

My Commission Expires: _____

R/W Number _____