


Shelby County, AL 12/02/2009
State of Alabama
Deed Tax : \$5.00


20091202000443620 1/3 \$22.00
Shelby Cnty Judge of Probate, AL
12/02/2009 01:34:02 PM FILED/CERT

STATE OF ALABAMA
COUNTY OF Shelby

8416-I-AL
(06-2007)

Preparer's name and address:

Becky Grinder

118 Cedar Cove Dr.

Pelham, AL. 35124

Grantee's Address:

BellSouth Telecommunications, Inc. d/b/a AT&T Alabama

3196 Highway 280

Room 102N

Birmingham, AL. 35243

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, d/b/a AT&T Alabama**, and its parent and its and its parent's direct and indirect affiliates, subsidiaries, agents, attorneys, employees, officers, directors, servants, insurance carriers, licensees, successors, and assigns (hereinafter referred to as "Grantee"), an easement to construct, operate, maintain, add, and/or remove such systems of communications (including broadcast), facilities, standby generators and associated fuel supply systems as a means of providing uninterrupted service during commercial power outages, and related items as the Grantee may from time to time deem necessary in the conduct of its business upon, over, and under a portion of the lands described in Deed Book 20080128000034810, page , 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 27, Township 20S, Range 03W, Huntsville Meridian, Shelby County, State of Alabama, consisting of a (☐ strip) (☒ parcel) of land 10 ft x 22 ft as shown on attached survey hereby made a part of this document. Attachment A.

The following rights are also granted: the exclusive right to allow any other person, firm, or corporation to attach wires or lay cable or conduit or other appurtenances upon, over, and under said easement for communications (including broadcast) 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 obstructions; 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 of communication 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; the right to test and maintain generators and associated equipment; and the right to allow any other person, firm, or corporation to provide for fuel/energy distribution to equipment placed on the site.

To have and to hold the above granted easement unto BellSouth Telecommunications, Inc. d/b/a AT&T Alabama, and its parent and its and its parent's direct and indirect affiliates, subsidiaries, agents, attorneys, employees, officers, directors, servants, insurance carriers, licensees, successors, and assigns forever and in perpetuity.

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

PMT 132 1427



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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:

Grantor agrees to grant Alabama Power an easement if needed to provide service to the AT&T easement without additional compensation. AT&T to pay property owner \$1000 for his landscaping around easement. AT&T to remove ALL

EXCAVATED DIRT, ground work to be smoothed and seed replaced. ANY damage to fence repaired. Holly tree replaced with like tree if damaged.

In witness whereof, the undersigned has/have caused this instrument to be executed on the 5th day of November, 2009.

Signed, sealed and delivered in the presence of:

Witness
(Print Name)

Charles Bruce Foster L. S.
Grantor **Charles Bruce Foster**
(Print Name and Address) **123 Independence Circle**
Helena, AL. 35080

Witness
(Print Name)

Kimberly Carlson Foster L. S.
Grantor **Kimberly Carlson Foster**
(Print Name and Address) **123 Independence Circle**
Helena, AL. 35080

State of Alabama, County of Shelby

I, Rebecca Grinder, Notary Public in and for said County in Alabama, hereby certify that Charles Bruce Foster and Kimberly Carlson Foster whose name 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 executed the same voluntarily on the day the same bears date.

Witness my hand and official seal in the County and State last aforesaid this 5th day of November, 2009.

Rebecca Grinder
Notary Public
(Print Name) **Rebecca Grinder**

My Commission Expires: 08/22/11

TO BE COMPLETED BY GRANTEE

District	FRC	Wire Center/NXX	Authority
Drawing	Area Number	Plat Number	RWID
Parcel ID	Approval	Title	

ATTACHMENT A

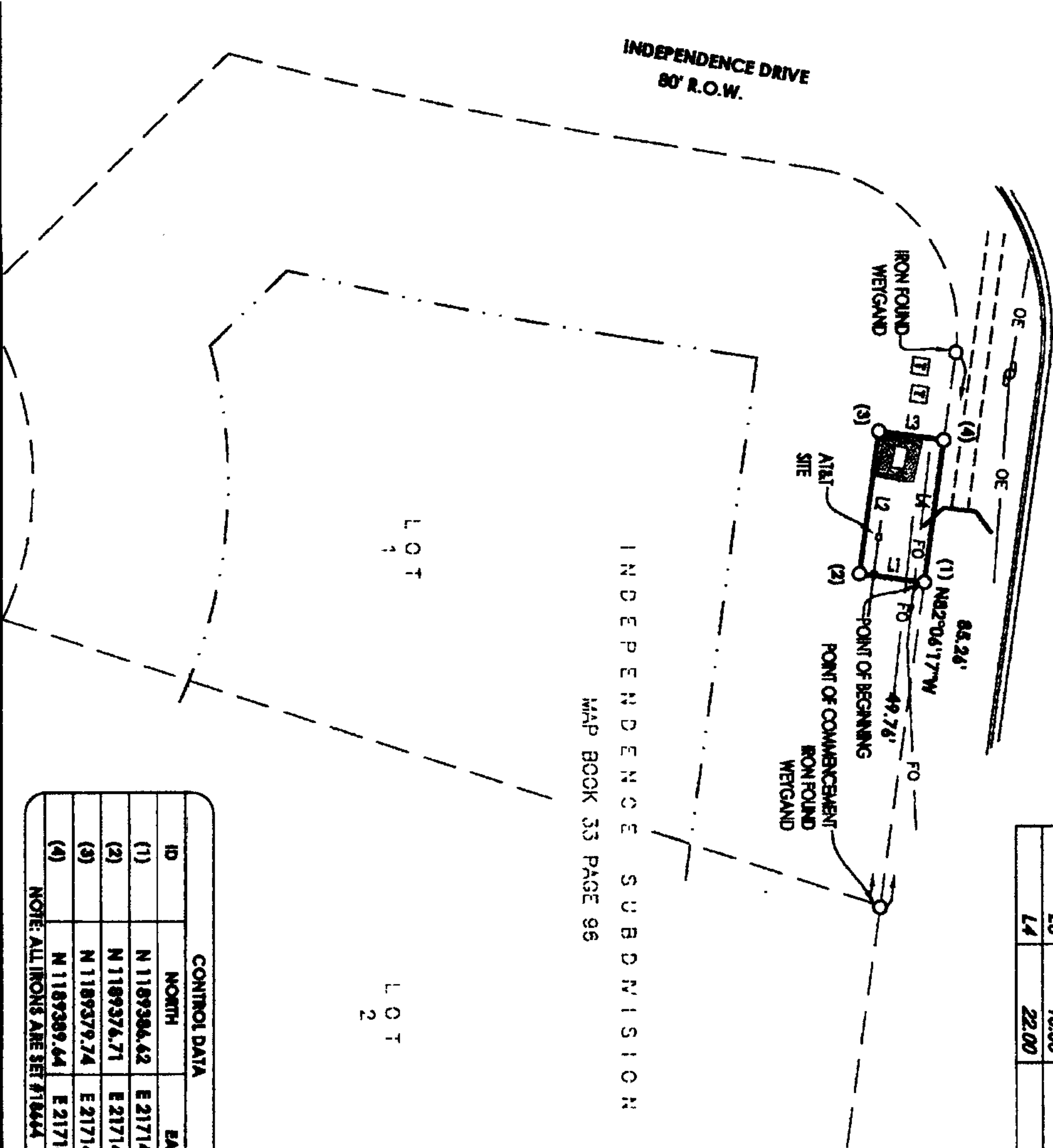


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LEGEND	
	UTILITY POLE
	GUY WIRE
	TELEPHONE PEDESTAL
	CENTERLINE
	OVERHEAD ELECTRIC
	ASPHALT



SCALE: 1" = 20'

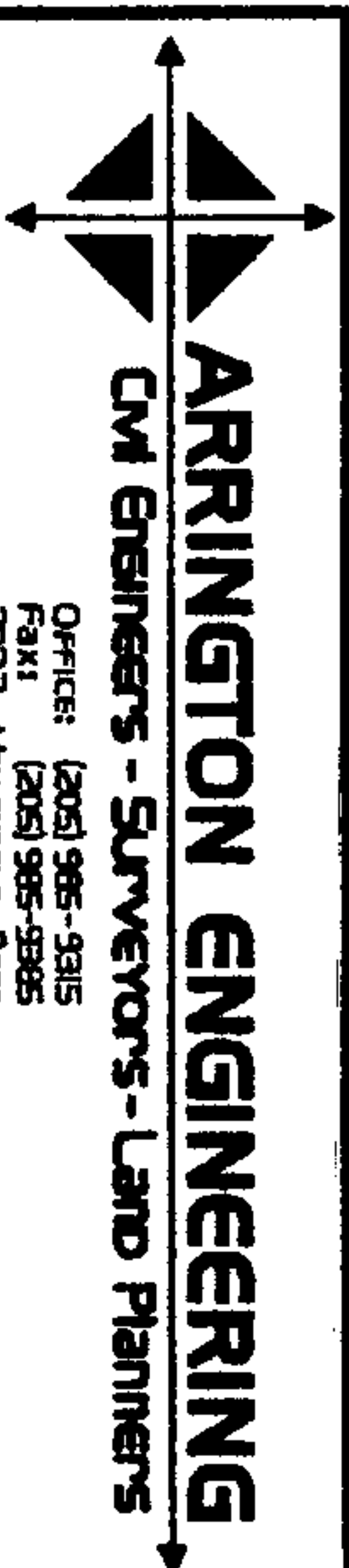


LINE	LENGTH	BEARING
L1	10.00	S07°33'43"W
L2	22.00	N82°06'17"W
L3	10.00	N07°33'43"E
L4	22.00	S82°06'17"E

ID	NORTH	EAST
(1)	N 1189386.42	E 2171444.02
(2)	N 1189376.71	E 2171444.44
(3)	N 1189379.74	E 2171442.85
(4)	N 1189389.44	E 2171444.23

NOTE: ALL IRONS ARE SET #18664

G:\2009 PROJECTS\45099-HWY 58 HELENA-BELLSOUTH\dwg\45099.dwg



SURVEYOR:
JEFF D. ARRINGTON
ALABAMA NO. 18664
DATE: 11-23-09
WORK AUTHORIZATION NUMBER:
AE2009-1321427

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.

COMMECE AT THE NORTHEAST CORNER OF LOT 1, INDEPENDENCE SUBDIVISION AS RECORDED IN MAP BOOK 33, PAGE 96, SHELBY COUNTY RECORDS, SAID POINT LYING ON THE SOUTHERLY ROAD RIGHT OF WAY OF SHELBY CO. HIGHWAY 88; THENCE NORTH 82°06'17" WEST ALONG THE NORTH LINE OF LOT 1 AND SAID ROAD RIGHT OF WAY, A DISTANCE OF 49.76 FEET TO THE POINT OF BEGINNING; THENCE SOUTH 07°33'43" WEST, A DISTANCE OF 10.00 FEET; THENCE NORTH 82°06'17" WEST, A DISTANCE OF 22.00 FEET; THENCE NORTH 07°33'43" EAST, A DISTANCE OF 10.00 FEET TO A POINT LYING ON SAID ROAD RIGHT OF WAY; THENCE SOUTH 82°06'17" EAST ALONG SAID ROAD RIGHT OF WAY, A DISTANCE OF 22.00 FEET TO THE POINT OF BEGINNING, CONTAINING 220.00 SQUARE FEET.

DESCRIPTION AT&T SITE:
A TRACT OF LAND SITUATED IN THE SOUTHWEST 1/4 OF THE NORTHEAST 1/4 OF SECTION 27, TOWNSHIP 20 SOUTH, RANGE 3 WEST, SHELBY COUNTY ALABAMA, BEING BETTER DESCRIBED AS FOLLOWS: