

Source of Title:

Instrument # 20040617000330280

\$ 500.00

EASEMENT – DISTRIBUTION FACILITIES

STATE OF ALABAMA

COUNTY OF SHELBY

W.E. No. A6170-06-AZ12

APCO Parcel No. 70251111

Transformer No.

This instrument prepared by: Dean Fritz

Alabama Power Company
P. O. Box 2641
Birmingham, Alabama 35291



20121016000396780 1/5 \$24.50
Shelby Cnty Judge of Probate, AL
10/16/2012 09:24:10 AM FILED/CERT

KNOW ALL MEN BY THESE PRESENTS, That City of Alabaster, Alabama, a Municipal Corporation

as grantor(s), (the "Grantor", whether one or more) for and in consideration of One and No/100 Dollar (\$1.00) and other good and valuable consideration paid to Grantor in hand 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 below.

Overhead and/or Underground. The right from time to time to construct, install, operate and maintain, upon, over, under and across the Property described below, all poles, towers, wires, conduits, fiber optics, cables, communication lines, 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 communications, along a route selected by the Company, as generally shown on the Company's drawing attached hereto and made a part hereof, but which is to be determined by the actual location(s) in which the Company's facilities are installed. The width of the Company's easement will depend on whether the Facilities are underground or overhead: for underground, the easement will extend five (5) feet on each side of said Facilities as and where installed; for overhead Facilities, the easement will extend fifteen (15) feet on each side of the centerline of said Facilities as and where installed. The Company is granted the right to clear, and keep clear, all trees, undergrowth and other obstructions on a strip of land extending five (5) feet from each side of said underground Facilities, and to clear, and keep clear, all trees, undergrowth and other obstructions on a strip of land extending fifteen (15) feet from each side of the centerline of said overhead Facilities and the right in the future to install intermediate poles and facilities on said strip. Further, with respect to overhead Facilities, the Company is also granted the right to trim and cut, and keep trimmed and cut, all dead, weak, leaning or dangerous trees or limbs outside of the thirty (30) foot strip that, in the sole opinion of the Company, may now or hereafter endanger, interfere with, or fall upon any of said overhead 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 said 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, as applicable.

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.

In the event it becomes necessary or desirable for the Company from time to time 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 said 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 said Grantor, has caused this instrument to be executed by David M. Fring, Mayor,
its authorized representative, as of the 2 day of October, 20 12.

ATTEST (if required) or WITNESS:

By: Donna J. Marshall Massey
Its: City Clerk / Treasurer

City of Alabaster, Alabama, a Municipal Corporation
(Grantor - Name of Corporation/Partnership/LLC)

By: Donna J. Fring (SEAL)
Its: MAYOR
[indicate: President, General Partner, Member, etc.]

All facilities on Grantor: X

Station to Station: _____

CORPORATION NOTARY

STATE OF ALABAMA

COUNTY OF SHELBY

I, Michelle Edwards, a Notary Public, in and for said County in said State, hereby certify that DAVID M. FRINGS, whose name as MAYOR of City of Alabaster, a ~~corporation~~ governmental entity, 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 this instrument, 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 and official seal, this the 2 day of October, 2012

[SEAL]

Michelle D. Edwards
Notary Public
My commission expires: My Commission Expires Dec. 19, 2015

CORPORATION/PARTNERSHIP/LLC NOTARY

STATE OF ALABAMA


COUNTY OF _____

I, _____, a Notary Public in and for said County in said State, hereby certify that _____, whose name as _____ of _____, a _____, [acting in its capacity as _____ of _____] 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 _____, 20____.

[SEAL]

Notary Public
My commission expires: _____


20121016000396780 2/5 \$24.50
Shelby Cnty Judge of Probate, AL
10/16/2012 09:24:10 AM FILED/CERT



20121016000396780 3/5 \$24.50
Shelby Cnty Judge of Probate, AL
10/16/2012 09:24:10 AM FILED/CERT

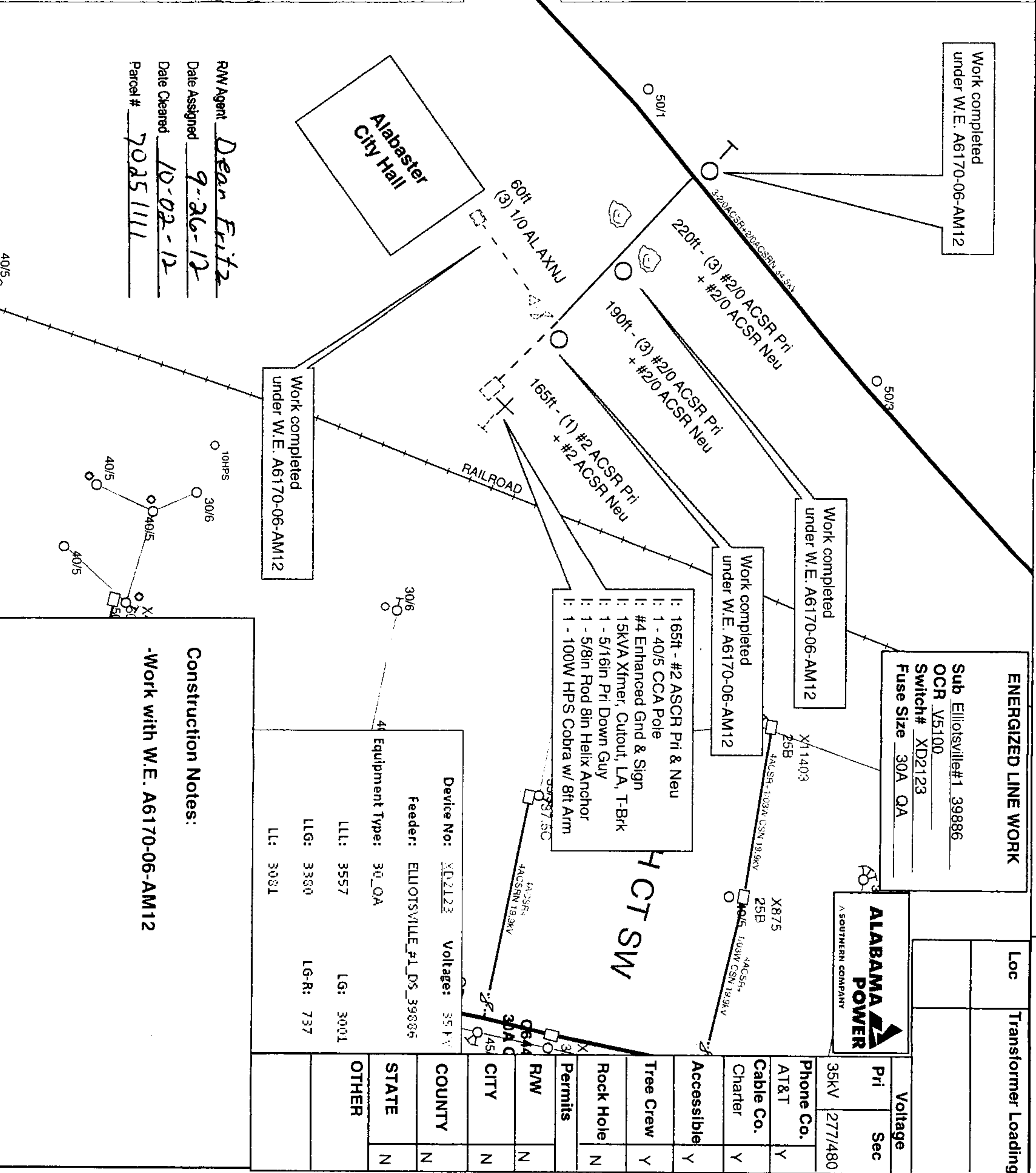
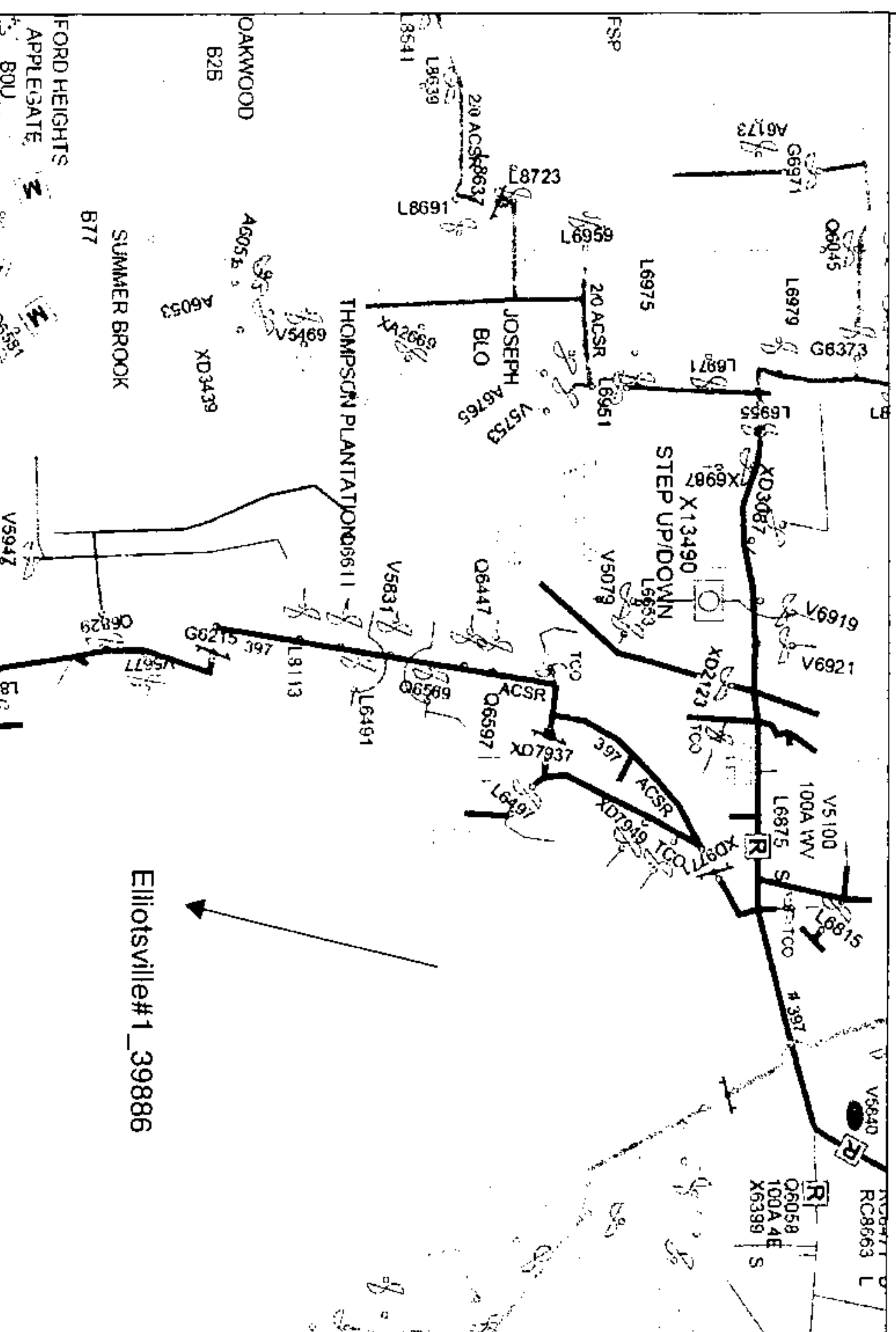
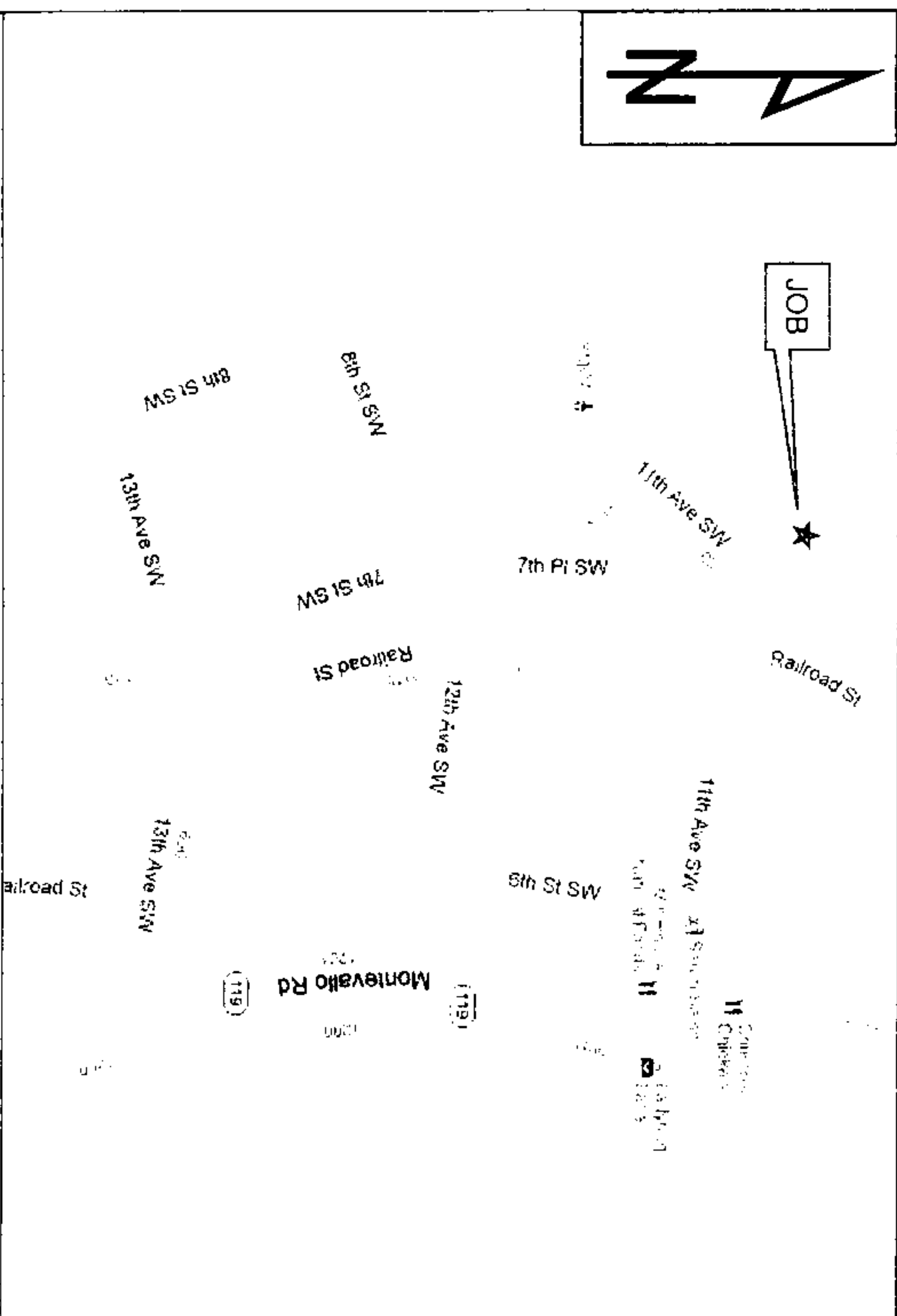
SKETCH OF PROPOSED WORK - SIMPLIFIED W.E.

Map Center UTM:
1693739 12064276

Map Center Latlon:
33.233608 -86.825556

1 inch = 100 feet

Customer	Location	Cmtd. Svc Date	County	Section	Township	Range	Add'l Info.	Estimate No.
City of Alabaster	Intersection of 11th Ave SW & 7th Pl SW		Shelby	2	21S	03W		A6170-40-AZ12
Division Birmingham	District Pelham	Town Alabaster	UserID B. Johnson 226-1762 800 MHz 1*10-11540	Created: 9/26/2012	Substation	X- 39886	Y- XD2123	MISSALL#



WE # A6170-06-AZ12

Parcel # 70251111

EXHIBIT A



20121016000396780 4/5 \$24.50
Shelby Cnty Judge of Probate, AL
10/16/2012 09:24:10 AM FILED/CERT

Description of Project Site

The following described real estate situated in the southwest quarter of Section 2, Township 21 South, Range 3 West, Shelby County, Alabama:

Parcel 1

Commence at the NW corner of South 1/2 of NE1/4 of SW1/4 Section 2, Township 21 South, Range 3 West, Shelby County, Alabama; thence continue along the west line of said 1/4 1/4 for a distance of 215.82 feet to the point of beginning; thence 79°07'12" to the right and run southwesterly for 157.78 feet; thence 44°03'30" left and run southwesterly for 258.75 feet; thence 22°01'45" left and run southwesterly for 487.70 feet; thence 75°38'00" left and run southeasterly for 245.98 feet; thence 22°46'30" right and run southeasterly for 55.24 feet; thence 19°30'00" right and run southeasterly for 54.10 feet; thence 28°02'15" left and run southeasterly for 144.60 feet; thence 30°35'37" left and run southeasterly for 80.53 feet; thence 58°52'23" left and run northeasterly for 46.87 feet to a point being on the most northerly right of way line of Cotton Street; thence 89°33'30" right and run southeasterly along said right of way for 177.00 feet to the southwest corner of the fire house lot; thence 90°00'00" left and run northeasterly along the most westerly line of said lot for 72.00 feet to the northwest corner of said lot; thence 90°00'00" right and run southeasterly along the most northerly line of said lot for 55.00 feet to the northeast corner of said lot; thence 90°00'00" right and run southwesterly along the most easterly side of said fire house lot for 76.95 feet to the southeast corner of said lot corner also being on the most northerly right of way line of Cotton Street and on a curve having a radius of 164.22 feet and subtending a central angle of 16°00'08"; thence 67°54'05" left to the chord line of said curve for a chord distance of 45.71 feet to the end of said curve (arc length of said curve = 45.87 feet); thence from tangent of said curve continue southeasterly along the most northeasterly right of way of Cotton Street for a distance of 192.38 feet; thence 76°41'58" to the left and run northeasterly for 45.36 feet to a point on the most westerly right of

WE# A6170-06 A212


Parcel # 70251111

20040617000330280 Pg 4/4 18.00
Shelby Cnty Judge of Probate, AL
06/17/2004 15:17:00 FILED/CERTIFIED

way of the Louisville & Nashville Railroad; thence 90°00'00" left to tangent of a curve to the right and having a radius of 1960.08 feet and subtending a central angle of 20°28'01"; thence continue northeasterly along the arc of said curve and railroad right of way 700.15 feet to the end of said curve and the beginning of a curve to the right having a radius of 2080.99 feet and subtending a central angle of 7°34'05"; thence continue northeasterly along arc of said curve and railroad right of way for 274.87 feet to the end of said curve; thence at tangent from said curve run northeasterly along the railroad right of way for 30.11 feet; thence 70°53'08" left and run northwesterly for 144.05 feet; thence 90°21'00" left and run southwesterly for 41.70 feet; thence 92°17'30" right and run northwesterly for 129.50 feet; thence 55°23'30" left and run southwesterly for 131.63 feet; thence 84°51'30" right and run northwesterly for 298.39 feet; thence 84°34'00" left and run southwesterly for 102.53 feet to the point of beginning. Area equals 693413.510 sq. ft. or 15.918853 acres.

Parcel 2

Commence at the southwest corner of the SW1/4 of the SW1/4 of Section 2, T 21 S, R 3 W and run east along the south line of said 1/4 1/4 section for 980.07 feet; thence 92°07'54" left and run northerly for 488.12 feet to the point of beginning; thence continue northerly along the last stated course for 172.60 feet; thence 42°44'17" left and run northwesterly for 365.00 feet; thence 97°32'15" right and run northeasterly for 190.13 feet; thence 62°23'45" right and run southeasterly for 245.98 feet; thence 22°46'30" right and run southeasterly for 55.24 feet; thence 19°30" right and run southeasterly for 54.10 feet; thence 28°02'15" left and run southeasterly for 144.60 feet; thence 30°35'36" left and run southeasterly for 80.53 feet; thence 121°07'37" right and run southwesterly for 238.18 feet; thence 90°27' left and run southeasterly for 192.00 feet; thence 122°29'35" right and run southwesterly for 201.26 feet; thence 55°01'30" right and run 204.11 feet to the point of beginning and containing 186023.58 S.F. or 4.27 acres.


20121016000396780 5/5 \$24.50
Shelby Cnty Judge of Probate, AL
10/16/2012 09:24:10 AM FILED/CERT