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STATE OF ALABAMA  
COUNTY OF SHELBY

W.E. No. A6170-23-A116

APCO Parcel No. 70280171

Transformer No. L8211

This instrument prepared by: Dean Fritz

Alabama Power Company  
2 Industrial Park Dr  
Pelham, AL 35124

20160926000350270  
09/26/2016 09:07:21 AM  
ESMTAROW 1/3

KNOW ALL MEN BY THESE PRESENTS, That Newcastle Development, LLC

\_\_\_\_\_ 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 described below.

The right from time to time to construct, install, operate and maintain upon, over and across the Property described below, all poles, towers, wires, fiber optics, cables, communication lines, transformers, anchors, guy wires and other facilities useful or necessary in connection therewith (collectively, the "Facilities") for the overhead transmission and distribution of electric power and communications, along a route selected by the Company which is generally shown on the Company's drawing attached hereto and made a part hereof and which is to be determined by the locations in which the Company's Facilities are installed, and also the right to clear and keep clear a strip of land extending fifteen feet (15') from each side of the center line of the Facilities; further, the right in the future to install and utilize intermediate poles and Facilities on said strip, and the right to trim and cut and keep trimmed and cut all dead, weak, leaning or dangerous trees or limbs outside of the thirty foot (30') strip for the Facilities that, in the sole opinion of the Company, may now or hereafter endanger, interfere with or fall upon any of the 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 the Facilities 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 or above said Facilities.

The easements, rights and privileges granted hereby shall apply to, and the word "Property" as used in this instrument shall mean, the following real property situated in Shelby County, Alabama (the "Property"): A portion of a parcel of land located in the SW¼ of the NE¼ of Section 28, Township 20 South, Range 3 West, more particularly described in that certain instrument recorded in Instrument #20150619000206850, in the Office of the Judge of Probate of said county.

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 the 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 said Company, its successors and assigns, forever.

IN WITNESS WHEREOF, the said Grantor, has caused this instrument to be executed by Glenn Siddle

its authorized representative, as of the 26<sup>th</sup> day of July, 2016.

ATTEST (if required) or WITNESS:

By: Amanda Watson  
Its: Secretary/Comptroller

Newcastle Development, LLC  
(Grantor - Name of Corporation/Partnership/LLC)

By: Glenn Siddle (SEAL)  
Its: President  
[indicate: President, General Partner, Member, etc.]

27

For Alabama Power Company Corporate Real Estate Department Use Only Parcel No: 70280171

All facilities on Grantor: \_\_\_\_\_ Station to Station: \_\_\_\_\_

CORPORATION/LLC NOTARY

STATE OF Alabama

COUNTY OF Jefferson

I, Martha A. Kearley, a Notary Public, in and for said County in said State, hereby

certify that Glenn Siddle, whose name as President of Newcastle Development, LLC, a LLC 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 LLC.

Given under my hand and official seal, this the 26<sup>th</sup> day of July, 2016.

[SEAL]

Martha A. Kearley  
Notary Public

My commission expires: \_\_\_\_\_

My Commission Expires  
May 5, 2020



