

EASEMENT – DISTRIBUTION FACILITIES

STATE OF ALABAMA

COUNTY OF SHELBY

W.E. No. A6170-00-CH16

APCO Parcel No. 72222405-001

Transformer No. S1015

This instrument prepared by: Shannon Floyd

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

20160926000350290

09/26/2016 09:07:23 AM

ESMTAROW 1/4

KNOW ALL MEN BY THESE PRESENTS, That County Board of Education of Shelby County, Alabama, a public 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"): a parcel of land located in the W ½ of the SE ¼ of Section 21, Township 22 South, Range 3 West, more particularly described in 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 undersigned Grantor has executed this instrument on this the 17th day of May, 2016

County Board of Education of Shelby County, Alabama
a public corporation

Nikki Whana
Witness

By: Shannon Floyd (SEAL)
Deputy
Its: Superintendent of Education

114

All facilities on Grantor: _____

Station to Station: Sta 1+00 to Sta 1+84"

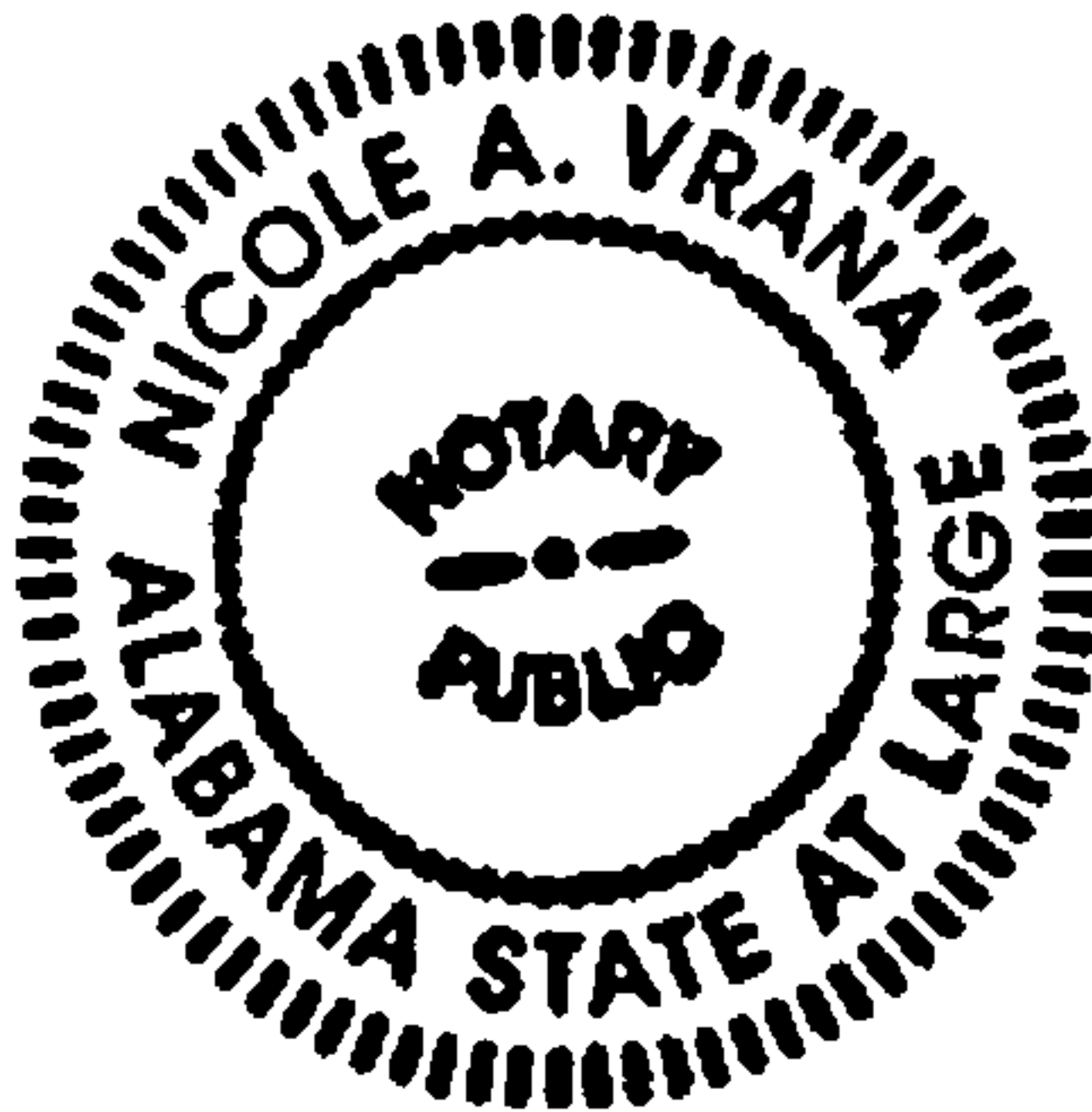
STATE OF ALABAMA

COUNTY OF Shelby

I, Nicole A. Vrana, a Notary Public, in and for said County in said State, hereby certify that Thomas D. Ferguson whose name(s) [as Deputy Superintendent of Education of County Board of Education of Shelby County, Alabama, a public 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 [in such capacity as aforesaid] executed the same voluntarily for and as the act of said public corporation.

Given under my hand and official seal this the 17th day of May, 2016

[SEAL]



Nicole A. Vrana
Notary Public
My commission expires: 5-5-20

20160926000350290 09/26/2016 09:07:23 AM ESMTAROW

2/4

EXHIBIT A

20160926000350290 09/26/2016 09:07:23 AM ESMTAROW

3/4

A parcel of land situated in the Southeast Quarter of Section 21, Township 22 South, Range 3 West, Shelby County, Alabama;

COMMENCE at the point of intersection of the South Right-of-Way of Pineview Road with the West Right-of-Way of Parkway Circle, said point being the Northeast Corner of Lot 31, Arden Subdivision as recorded in the Office of the Judge of Probate for Shelby County Alabama in Plat Book 3, Page 64; thence run North 87° 25' 44" West along the South Right-of-Way of Pineview Road and the North line of Lot 31, Arden Subdivision for a distance of 188.91 feet to a point on the East Right-of-Way of Highway 119; thence leaving the South Right-of-Way of Pineview Road and the North line of Lot 31 run South 01° 13' 54" West along the East Right-of-Way of Highway 119 for a distance of 48.13 feet to a point; thence run North 88° 46' 06" West along the East Right-of-Way of Highway 119 for a distance of 18.35 feet to the POINT OF BEGINNING of the following described parcel:

thence run North 88° 46' 06" West along the East Right-of-Way of Highway 119 for a distance of 37.42 feet to a point; thence run South 01° 13' 41" West along the East Right-of-Way of Highway 119 for a distance of 303.18 feet to the Point of Curvature of a curve to the right, having a radius of 584.04 feet, a central angle of 15° 45' 44", a chord length of 160.16 feet and a chord bearing of South 09° 06' 46" West; thence continue along the arc of said curve and the East Right-of-Way of Highway 119 for a distance of 160.67 feet to a point; thence leaving the East Right-of-Way of Highway 119 and said curve run South 00° 08' 31" East for a distance of 82.70 feet to a point; thence run South 81° 20' 30" East for a distance of 221.34 feet to a point in the center of a creek; thence run thence following the center of the creek run North 19° 57' 37" West for a distance of 21.33 feet; thence run North 05° 51' 36" East along the center of said creek for a distance of 31.50 feet; thence run North 26° 47' 25" West along the center of said creek for a distance of 99.57 feet; thence run North 25° 32' 28" West along the center of said creek for a distance of 143.46 feet; thence run North 05° 59' 31" West along the center of said creek for a distance of 24.49 feet; thence run North 20° 41' 40" East along the center of said creek for a distance of 40.63 feet; thence run North 07° 05' 12" West along the center of said creek for a distance of 49.58 feet; thence run North 18° 46' 03" West along the center of said creek for a distance of 84.17 feet; thence run North 02° 45' 42" West along the center of said creek for a distance of 38.17 feet; thence run North 11° 28' 25" West along the center of said creek for a distance of 78.97 feet to the POINT OF BEGINNING; said parcel containing 61,127 Square Feet (1.40 acres) more or less.

Map Center Location:
33.102037 -86.855454

NOTES:
1) CUSTOMER: ALAN BROWN
CONTACT NUMBER
2) INSTALLING 305' OF #10 TPX SEC. WIRE AND 30' OF #10 TPX SVC. WIRE
3) WHITE STAKE WITH PINK RIBBON TIED AROUND IT IS IN GROUND WHERE POLE SHOULD GO.

[illegible]

ENERGIZED LINE WORK
 Sub _____
 OCBC/OCR _____
 Switch# _____
 Fuse Size _____

Loc	Transformer Loading	Voltage

[Handwritten signature]

1-1068
Q2
less 37.5B

Voltage	
PH	Sec
12 kV	120 / 240 V

Phone Co.	N
Cable Co.	N

Access/bity	
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Tree Crew:	N
Back Note:	

Rock Hole	2
Permits	

ROW	CITY	Y	N
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COUNTY	N
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STATE	N
OTHER	

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Filed and Recorded
Official Public Records
Judge James W. Fuhrmeister, Probate Judge
County Clerk
Shelby County, AL
09/26/2016 09:07:23 AM
\$24.50 CHERRY
20160926000350290

