

Source of Title:

Instrument Number 20160229000063250

EASEMENT - DISTRIBUTION FACILITIES

STATE OF ALABAMA

COUNTY OF SHELBY

W.E. No. A6170-00-D416

APCO Parcel No. 72222605-001

Transformer No. S80469

This instrument prepared by: Shannon Floyd

Alabama Power Company

P. O. Box 2641

Birmingham, Alabama 35291

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20160926000350670
09/26/2016 09:35:38 AM
ESMTAROW 1/3

KNOW ALL MEN BY THESE PRESENTS, That David Acton Building 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, transducers, 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 SW ¼ of the SW ¼ of Section 24 and in the NW ¼ of the NW ¼ of Section 25, both in Township 20 South, Range 2 West, more particularly described in that certain instrument recorded in Instrument Number 20160229000063250, 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 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 ACTON

its authorized representative, as of the 29TH day of JUNE, 2016.

ATTEST (if required) or WITNESS:

By: BRANT FIELDS

Its: PROJECT MANAGER

David Acton Building Corporation

By: [Signature] (SEAL)

Its: PRESIDENT
(President, Vice President etc.)

77

All facilities on Grantor: X

Station to Station: _____

20160926000350670 09/26/2016 09:35:38 AM ESMTAROW
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CORPORATION NOTARY

STATE OF ALABAMA

COUNTY OF SHELBY

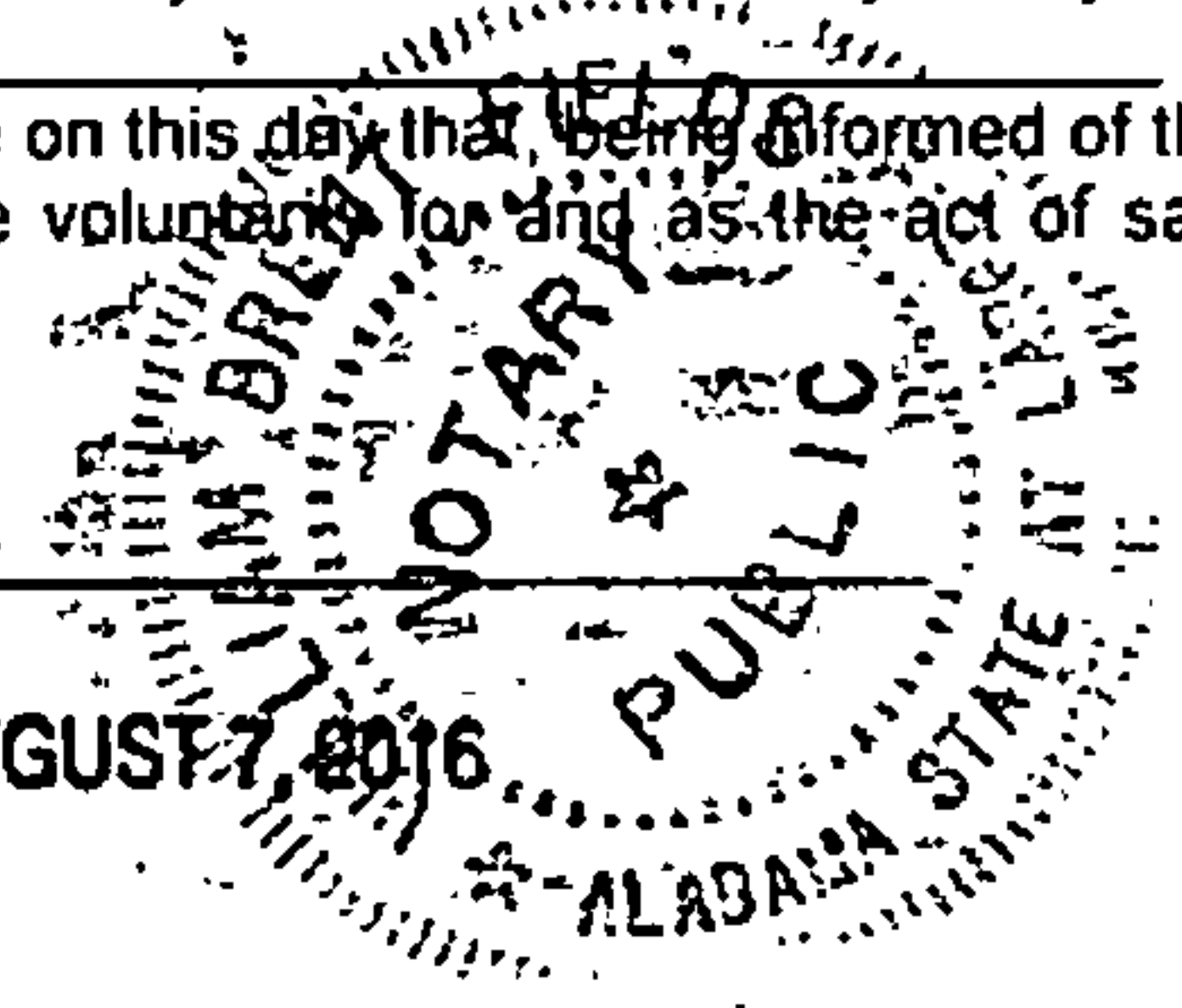
I, William Brent Fields, a Notary Public, in and for said County in said State, hereby certify that
David Acton, whose name as PRESIDENT of
David Acton Building Corporation is signed to the foregoing instrument, and who is known to me, acknowledged before me on this day that, being informed of the
contents of this instrument, he/she, as PRESIDENT 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 29 day of JUNE, 20 16.

[SEAL]

Notary Public
My commission expires:

MY COMMISSION EXPIRES AUGUST 7, 2016



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 _____, a _____
_____] 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: _____

SKETCH OF PROPOSED WORK - SIMPLIFIED W.E.						Map Center UTM:				Map Center Lat/Lon:					
Customer		Location		Contract Svc Data		County		Section		Township		Range		Estimate No.	
DAVID ACTON		643 GRIFFIN RD				SHIELBY		24		20S		02W		A817000D416	
Division BIRMINGHAM		District SOUTH VARNONS		Town CHELSEA		UserID japut1		Created: 6/29/2016		Substation BALLANTRAE DS		X- 48788		Y- XA44	

ROW Agent: <u>Mannon Floyd</u>		Date Assigned: <u>6.29.16</u>		Date Cleared: <u>7.1.16</u>		Parcel #: <u>7222605-DD1</u>	
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N

JOB LOCATION

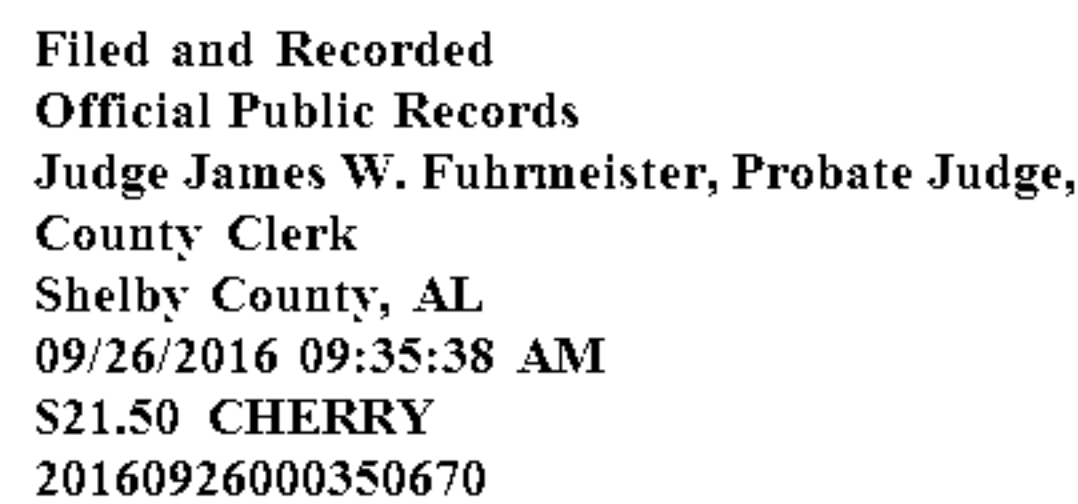
Missball No. Work Date Time Update		ENERGIZED LINE WORK Sub 48788 OCB/CCR XA44 Switch# XA3889 Fuse Size 15A OA		Scheme? N Scheme Name: TS4	
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Pri. 35	Sec. 120/240	Phone	No. Name AT&T	CATV Co. Name CHARTER	Accessible Y	Tree Crew N	MiscALL Y	Permits Req'd	R/W Y	City N	County N	State N	Xenation N	Xmtr Loading	KVA: 14.6	Volt Drop 1.6	Flicker: 4.4
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Transformer: 24 KVA	
Number: BALLANTRAE_DS_0176	
Impedance Ratio: 120/0%	
LLI C	LSE: 104.9
LLI B	LSE: 17.9
LLI D	LSE: 0

48788	XA44, 100A DV [R]	JOB
	XA3889, 15A OA	

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ENGINEER: PUTT LINC: 1376



Filed and Recorded
Official Public Records
Judge James W. Fuhrmeister, Probate Judge,
County Clerk
Shelby County, AL
09/26/2016 09:35:38 AM
\$21.50 CHERRY
20160926000350670