

EASEMENT - POLE LINE

STATE OF ALABAMA
COUNTY OF SHELBY
W.E. No. A6173-40-AU16

APCO Parcel No. 7222 3/39-001

Transformer No. X7910

This instrument prepared by: Dean Fritz

Alabama Power Company
2 Industrial Park Dr
Pelham, AL 35124

20161018000382030
10/18/2016 11:12:04 AM
ESMTAROW 1/3

KNOW ALL MEN BY THESE PRESENTS, That H & S Property Holdings, 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 SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 31, Township 18 South, Range 1 West, more particularly described in that certain instrument recorded in Instrument #20150224000057820, Page 13424, 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 Ann S. Horne

its authorized representative, as of the 2nd day of September, 2016

ATTEST (if required) or WITNESS:

By: Mari Ford

Its: _____

H & S Property Holdings, LLC
(Grantor - Name of Corporation/Partnership/LLC)

By: Ann S. Horne (SEAL)

Its: Member LLC H & S Property Holdings LLC
[Indicate: President, General Partner, Member, etc.]

For Alabama Power Company Corporate Real Estate Department Use Only Parcel No: 72223931-001

All facilities on Grantor: X Station to Station: _____

CORPORATION/LLC NOTARY

STATE OF Alabama

COUNTY OF Jefferson

I, Paula B. Ponder, a Notary Public, in and for said County in said State, hereby

certify that Ann S. Horne, whose name as Ann S. Horne of

H & S Property Holdings, 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 2nd day of Sept., 2016

[SEAL]

Paula B. Ponder
Notary Public

PAULA B. PONDER

My commission expires: _____

MY COMMISSION EXPIRES
JANUARY 19, 2017

SHINE TOWARD
PARKING SPACES