

EASEMENT - DISTRIBUTION FACILITIES

STATE OF ALABAMA

COUNTY OF SHELBY

W.E. No. A6173-00-A617

APCO Parcel No. 72224422-001

Transformer No. T00205

This instrument prepared by: Dean Fritz

Alabama Power Company
2 Industrial Park Drive
Pelham, AL 35124

500.00

20170210000050720

02/10/2017 11:46:44 AM

ESMTAROW 1/3

KNOW ALL MEN BY THESE PRESENTS, That Smith Commercial Investments, 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 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, translosures, transformers, anchors, guy wires and other facilities useful and 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, or 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, or 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 East ½ of the SW ¼ and in the West ½ of the SE ¼ of Section 17, Township 21 South, Range 4 West, more particularly described in that certain instrument recorded in Instrument #20150922000332490, 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 Connor Farmerits authorized representative, as of the 6th day of February, 2017.

ATTEST (if required) or WITNESS:

Smith Commercial Investments, LLC
 (Grantor - Name of Corporation/Partnership/LLC)

By: _____

By: [Signature] (SEAL)

Its: _____

 Its: Member
 [Indicate: President, General Partner, Member, etc.]

All facilities on Grantor: X

Station to Station:

CORPORATION NOTARY

STATE OF ALABAMA

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COUNTY OF

I, _____, a Notary Public, in and for said County in said State, hereby certify that _____ whose name 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 this instrument, he/she, as such Managing Member and with full authority, executed the same voluntarily for and as the act of said limited liability company.

Given under my hand and official seal, this the _____ day of _____, 20_____.

[SEAL]

Notary Public

My commission expires: _____

CORPORATION/PARTNERSHIP/LLC NOTARY

STATE OF ALABAMA

COUNTY OF

Shelby

I, Shady T. Herrington

a Notary Public in and for said County in said State, hereby certify that _____

Connor Filmer

whose name as

member

of

Small Commercial Investments LLC

a member

[acting in its capacity as

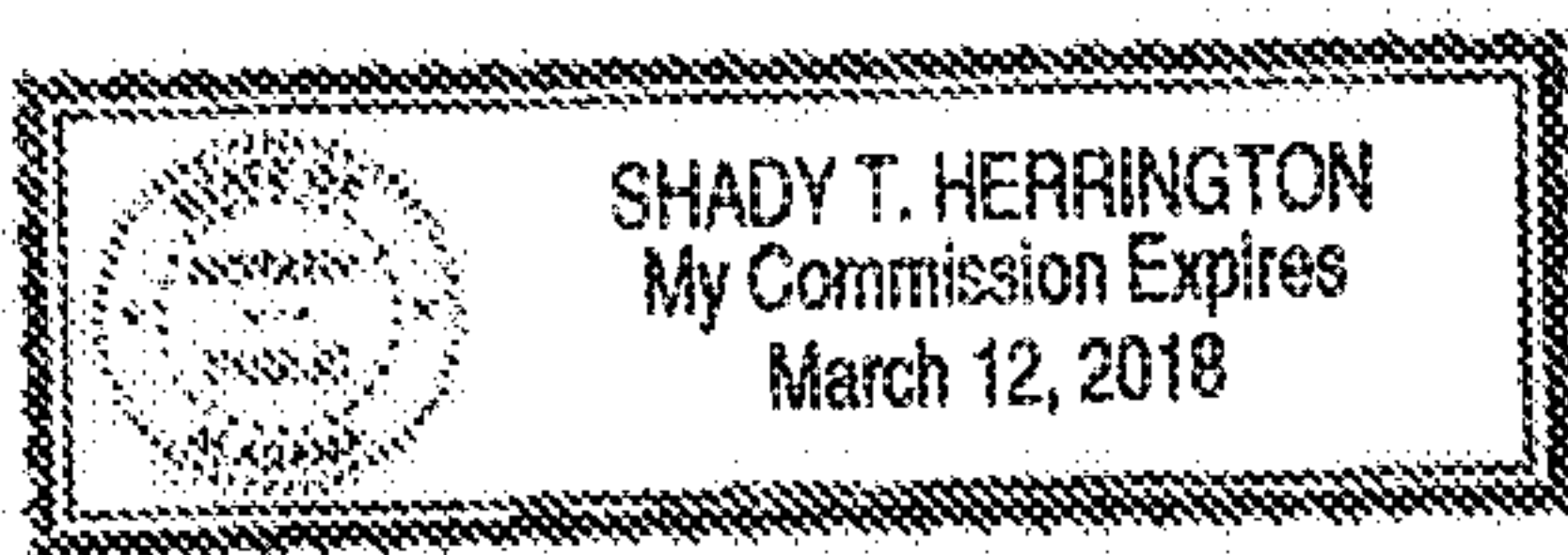
of

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 10th day of February, 2017.

[SEAL]



Notary Public

My commission expires: March 12, 2018

SKETCH OF PROPOSED WORK - SIMPLIFIED W.E.

Map Center UTM: 18N4727 12Q5509

Map Center Lat/lon: 33.24126 -86.92064

1 inch = 130 feet

Customer Tony DeJohn	Location 2111 Red Oak Rd	Created, Svc Date 2017	County Shelby	Section 27	Township 21S	Range 04W	Add'l info.	Estimate No. A6173-00-A617
Division B-Ham South	District Patterson Chapel	Town HELENA	User ID MA MacMillan	Created: 2/2/2017	Substation ELVIRA RD	X- 49116	Y- XG2385	Z- 1-265186

LOG # 1 1: Pri/Neu D.E. # 2 LOG # 2, 3, 4, 8, 9 1: 40/5 CCA pole w/ # 6 Gr. 1: 8" helix w/3/4" rod 1: Pri. down guy w/ 8' lead 1: Pri/Neu D.E. # 2 LOG # 5 & 10 1: 40/5 CCA pole w/ # 6 Gr. 1: Pri/Neu Tang. PCP-Sp.Rack LOG # 6 1: 40/5 CCA pole w/ # 6 Gr. 1: (2) 8" helix w/3/4" rod 1: (2) Pri. down guy w/ 8' lead 1: Pri/Neu D.E. # 2 LOG # 7 1: 45/4 CCA pole w/ # 6 Gr. 1: 8" helix w/3/4" rod 1: Pri. down guy w/ 8' lead 1: Pri/Neu Susp. # 2 LOG # 11 1: 45/4 CCA pole w/ # 6 Gr. 1: (2) 8" helix w/3/4" rod 1: (2) Pri. down guy w/ 8' lead 1: Pri/Neu D.E. # 2 LOG # 12 1: 40/4 CCA pole w/ # 6 ENH Gr. 1: 8" helix w/3/4" rod 1: Pri. down guy w/ 8' lead 1: Pri/Neu D.E. # 2 1: Sw. Arr. & T-Bkt 1: 1/0 Pri. 19.9 Riser LOG # 13 1: 50 kVA Pad Mt. 19.9 Trans. 1: 19.9 Elbow & Cap. 1: Term. 4/0 UTA Cable Ser.	LOG # 1 1: Pri/Neu D.E. # 2 LOG # 2, 3, 4, 8, 9 1: 40/5 CCA pole w/ # 6 Gr. 1: 8" helix w/3/4" rod 1: Pri. down guy w/ 8' lead 1: Pri/Neu D.E. # 2 LOG # 5 & 10 1: 40/5 CCA pole w/ # 6 Gr. 1: Pri/Neu Tang. PCP-Sp.Rack LOG # 6 1: 40/5 CCA pole w/ # 6 Gr. 1: (2) 8" helix w/3/4" rod 1: (2) Pri. down guy w/ 8' lead 1: Pri/Neu D.E. # 2 LOG # 7 1: 45/4 CCA pole w/ # 6 Gr. 1: 8" helix w/3/4" rod 1: Pri. down guy w/ 8' lead 1: Pri/Neu Susp. # 2 LOG # 11 1: 45/4 CCA pole w/ # 6 Gr. 1: (2) 8" helix w/3/4" rod 1: (2) Pri. down guy w/ 8' lead 1: Pri/Neu D.E. # 2 LOG # 12 1: 40/4 CCA pole w/ # 6 ENH Gr. 1: 8" helix w/3/4" rod 1: Pri. down guy w/ 8' lead 1: Pri/Neu D.E. # 2 1: Sw. Arr. & T-Bkt 1: 1/0 Pri. 19.9 Riser LOG # 13 1: 50 kVA Pad Mt. 19.9 Trans. 1: 19.9 Elbow & Cap. 1: Term. 4/0 UTA Cable Ser.	LOG # 1 1: Pri/Neu D.E. # 2 LOG # 2, 3, 4, 8, 9 1: 40/5 CCA pole w/ # 6 Gr. 1: 8" helix w/3/4" rod 1: Pri. down guy w/ 8' lead 1: Pri/Neu D.E. # 2 LOG # 5 & 10 1: 40/5 CCA pole w/ # 6 Gr. 1: Pri/Neu Tang. PCP-Sp.Rack LOG # 6 1: 40/5 CCA pole w/ # 6 Gr. 1: (2) 8" helix w/3/4" rod 1: (2) Pri. down guy w/ 8' lead 1: Pri/Neu D.E. # 2 LOG # 7 1: 45/4 CCA pole w/ # 6 Gr. 1: 8" helix w/3/4" rod 1: Pri. down guy w/ 8' lead 1: Pri/Neu Susp. # 2 LOG # 11 1: 45/4 CCA pole w/ # 6 Gr. 1: (2) 8" helix w/3/4" rod 1: (2) Pri. down guy w/ 8' lead 1: Pri/Neu D.E. # 2 LOG # 12 1: 40/4 CCA pole w/ # 6 ENH Gr. 1: 8" helix w/3/4" rod 1: Pri. down guy w/ 8' lead 1: Pri/Neu D.E. # 2 1: Sw. Arr. & T-Bkt 1: 1/0 Pri. 19.9 Riser LOG # 13 1: 50 kVA Pad Mt. 19.9 Trans. 1: 19.9 Elbow & Cap. 1: Term. 4/0 UTA Cable Ser.
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MEETER INFO MAX: 438264 FM: 25	CABIN	LOG # 13 1: 110' 4/0 UTA Cable
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ST. # 100205 50kVA 19.9 A	BARN
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NOTE:
Customer to do all trenching up to 42" or deeper in APCo provided conduit. UG Crew to install Box Pad & Pad Mt.

Filed and Recorded
Official Public Records
Judge James W. Fuhrmeister, Probate Judge,
County Clerk
Shelby County, AL
02/10/2017 11:46:44 AM
\$21.50 CHERRY
20170210000050720

20170210000050720
02/10/2017 11:46:44
AM ESMTAROW 3/3

R/W Agent Dean Fritz
Date Assigned 2-2-17
Date Created 2-9-17
Parcel # 7224422-01

JOB