

APC Document #

7222957/1001

Source of Title:

Instrument #20160729000267350

20171019000379880

10/19/2017 08:09:28 AM

ESMTAROW 1/3

EASEMENT - DISTRIBUTION FACILITIES

STATE OF ALABAMA  
COUNTY OF SHELBY

500.00

This instrument prepared by: Dean Fritz

Alabama Power Company  
2 Industrial Park Drive  
Pelham, AL 35124

KNOW ALL MEN BY THESE PRESENTS, That the undersigned City of Calera, Alabama (hereinafter known as "Grantors", whether one or more) for and in consideration of One and No/100 Dollar (\$1.00) and other good and valuable consideration paid to Grantors in hand by Alabama Power Company, a corporation, the receipt and sufficiency of which are hereby acknowledged, do hereby grant to said Alabama Power Company, its successors and assigns (hereinafter the "Company"), the following easements, rights, and privileges:

**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 determined by the location(s) in which the Company's facilities are to be installed. The width of the Company's right of way will depend on whether the Facilities are underground or overhead: for underground, the right of way will extend five (5) feet on all sides of said Facilities as and where installed; for overhead Facilities, the right of way will extend fifteen (15) feet on all sides of said Facilities as and where installed.

The Company is further granted all the rights or privileges necessary or convenient for the full enjoyment and use of said right of way for the purposes above described, including, without limitation, the right of ingress and egress to and from said Facilities, as applicable, the right to excavate for installation, replacement, repair and removal of said Facilities, the right in the future to install intermediate poles and facilities on said right of way, the right to install, maintain, and use anchors and guy wires on land adjacent to said right of way, and also the right to cut, remove, and otherwise keep clear any and all trees, undergrowth, structures, obstructions, or obstacles of whatever character, on, under and above said right of way, as applicable. 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 aforementioned right of way that, in the opinion of the Company, may now or hereafter endanger, interfere with, or fall upon any of said overhead Facilities.

The easements, rights and privileges granted hereby shall apply to, and the word "Property" as used in this instrument shall mean the real property more particularly described in that certain instrument recorded in Instrument # 20160729000267350, in the Office of the Judge of Probate of the above named 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, Grantors hereby grant 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 Grantors, the Company and each of their respective heirs, personal representatives, successors and assigns and the words "Company" and "Grantors" 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 Grantors have caused this instrument to be executed by JON GRAHAM, its authorized representative, as of the 7<sup>TH</sup> of SEPTEMBER, 2017.

ATTEST (if required) or WITNESS:

By:

Its:

City of Calera, Alabama  
(Grantor)

By:

Its:

J. J. J. J. J. (SEAL)  
MAYOR  
[Indicate President, General Partner, Member, etc.]

For Alabama Power Company Corporate Real Estate Department Use Only

All facilities on Grantor: Yes

Location to Location:

West 1/2 of the SW 1/4 of Section 3, Township 22 South, Range 2 West

W.E. No. A6170-06-AJ17

Transformer No. T006RN, T006RM, T006RK

REV 3/15/16

CORPORATION NOTARY

STATE OF ALABAMA

COUNTY OF SHELBY

I, MINDY COLLUM, a Notary Public, in and for said County in said State, hereby certify that  
JON GRAMM, whose name as MAYOR

of City of Calera, Alabama, a municipality, 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 municipality.

Given under my hand and official seal, this the 7<sup>th</sup> day of SEPTEMBER, 2017.

[SEAL]

MINDY COLLUM  
Notary Public, State of Alabama  
County of Shelby  
My Commission Expires  
July 29, 2018

Mindy Collum  
Notary Public  
My commission expires: 7-29-2018

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72229571-001



# SKETCH OF PROPOSED WORK - SIMPLIFIED W.E. 1 inch = 100 feet



Map Center Lat/Long: 33.144577 -86.739142

Map Center UTM: 1203194S

Customer: City of Calera

Location: 521 CR-304

Division: Birmingham

District: Metro - Vamons

Comd. Svc Date: 9-29-17

Town: Calera

County: Shelby

UserID: jholley

Section: 3

Created: 8-29-2017

Estimate No. A6170-06-AJ17

MISSALL# N/A

Y- XD3841

X- 25982

Calera DS

Range: 2W

Township: 22S

Add'l Info.

ENERGIZED LINE WORK

SUBSTATION: Calera DS

OCB / OCB: X03841

SWITCH #

FUSE SIZE: 30A OA

LLL: NA

LG: 2133

LGW: 264

SCHEME: NO

Transformer Loading

Loc

2

9 Lots (96%)

3

7 Lots (75%)

5

6 Lots (64%)

6

5 Lots (53%)

Phone Co. N

Cable Co. N

Accessible Y

Tree Crew N

Rock Hole N

Permits N

R/W Y

CITY N

COUNTY N

STATE N

OTHER

Doc Name: Rolling Hills New Facilities

RAW Agent: Dean Fritz

Date Assigned: 8-31-17

Date Cleared: 9-12-17

Parcel #: 72229571-001

LOCATION MAP

JOB SITE

Overhead Facilities Remove on WE # A6170-16-CF17

1. 22' APPROX. 2' TALL

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