

EASEMENT – DISTRIBUTION FACILITIES

STATE OF ALABAMA

COUNTY OF **SHELBY**This instrument prepared by: **S. HOPKINS**Alabama Power Company
Corporate Real Estate
2 Industrial Park Drive
Pelham, AL 35124**20181219000443760****12/19/2018 02:44:15 PM****ESMTAROW 1/3**

KNOW ALL MEN BY THESE PRESENTS That the undersigned CITY OF MONTEVALLO (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, transclosures, 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 # 20131202000465040 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 HOLLIE C. COST, its authorized representative, as of the 12th of DECEMBER, 2018.

ATTEST (if required) or WITNESS:

By: HERMAN LEITMAN
CITY CLERK - TREASURER
Its: _____

CITY OF MONTEVALLO
(Grantor)
By: Hollie Cost (SEAL)
Its: MAYOR

-----For Alabama Power Company Corporate Real Estate Department Use Only-----

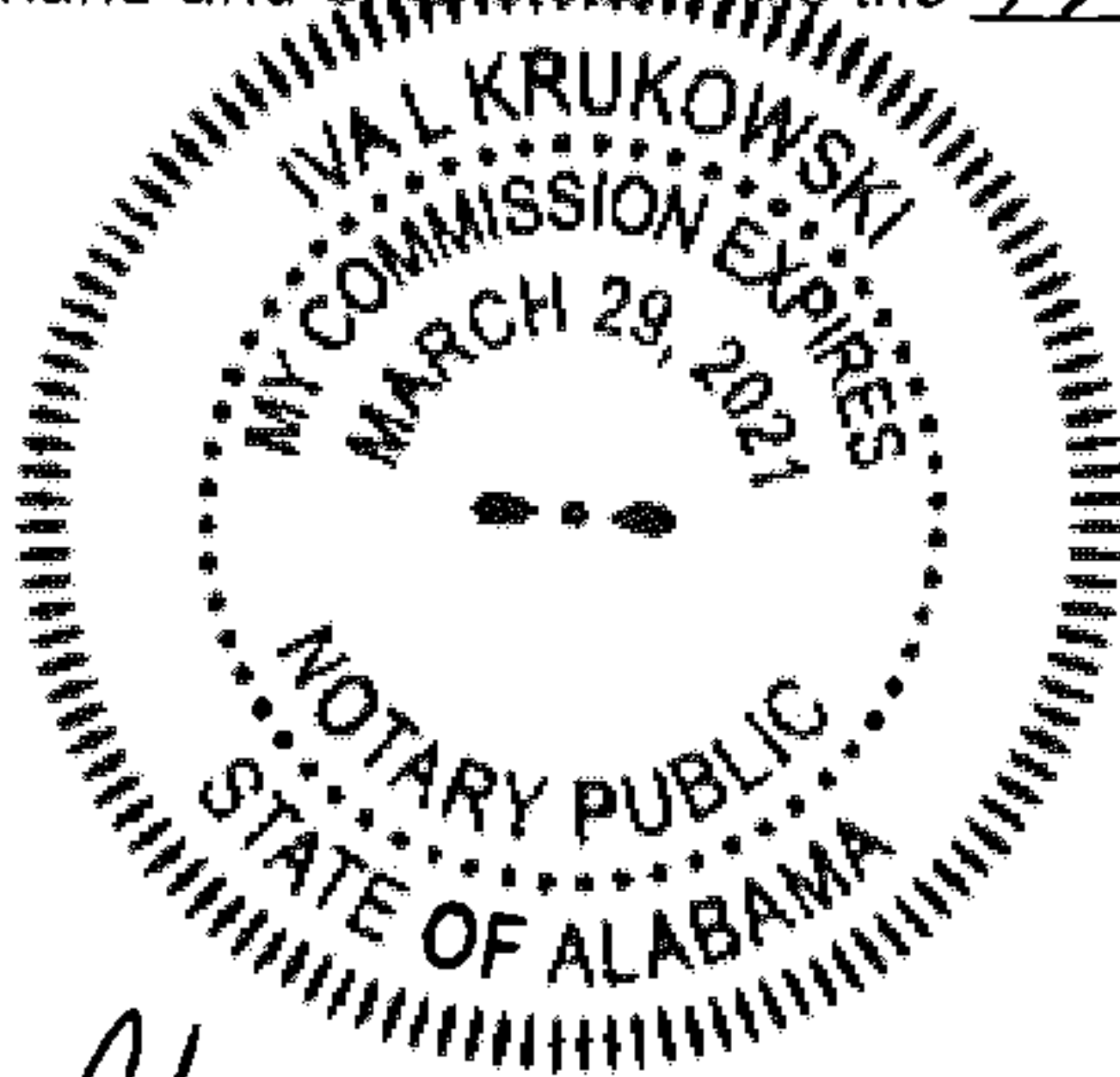
W.E. # A6170-05-CH18 Transformer # T00YRLK All facilities on Grantor: YES ¼, ¼ STR & LOC to LOC: 22S - 3W - 15 NE/NW

20181219000443760 12/19/2018 02:44:15 PM ESMTAROW 2/3

CORPORATION NOTARY

STATE OF ALCOUNTY OF ShelbyI, Iva Krukowski, a Notary Public, in and for said County in said State,hereby certify that Herman Lehman, whosename as City Clerk & Treasurer of Montevallo, a 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 such officer 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 12 day of Dec., 20 18.

[SEAL]

Notary Public: Iva K. KrukowskiMy commission expires: 03-29-21STATE OF ALCOUNTY OF ShelbyI, Iva Krukowski, a Notary Public, in and for said County in said State,hereby certify that Hollie Cost, whosename as Mayor of Montevallo, a 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 such officer 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 12 day of Dec., 20 18.

[SEAL]

Notary Public: Iva K. KrukowskiMy commission expires: 03-29-21

Customer Shoal Creek Park Pavilion		Address 2679 Hwy 119		Contact Info		County Shelby	Section 15	Twinsip 22S	Range 03W	Operating Voltage PRI : 7.2KV SEC : 120/240V		Estimate / Job No. A6170 - 05 - CH18	
Division Birmingham	District PD - Vamons	Town Montevallo	Engineer	Right of Way Agent: Date Sent: Parcel #	Date Clear: Book/Page:		Tree Crew	Substation :		Miss-All : Water Co : Other :		Call Date:	
<div><div></div><div>Missall Info: #: Update: Expires: Supporting Statement: APCO to provide 120/240V service to Shoal Creek Park Pavilion. The Pavilion will draw 14KVA and have a 1.5T window unit. APCO will install UG service in customer installed conduit.</div></div>				<div><div><div><div><div>Shoal Creek Pavil 2679 Hwy 119 Demand: 14KVA VD: 2.65% Flicker: 2.44%</div><div>Location 4 I: 200A Meter : Service Termination</div></div><div><div>Location 3 R: 30/7 Creosote Pole : 5/16" Neu Guy I: 45/4 CCA NUJ Pole : 15KVA Conv Xfmr : 1Ph DE Construction : 5/16" Pri Guy : 2" Service Riser : 98ft #4/0 UTA Service : 98ft 3ft Depth Trench : 98ft 3" Conduit</div><div><div>Location 2 R: 30/7 Creosote Pole : 435ft #2 ACSR Secondary : 5/16" Neu Guy I: 45/4 CCA NUJ Pole : 435ft #2 ACSR 1Ph Pri : 1Ph DDE Construction : 5/16" Pri Guy</div><div><div>Location 1 R: 132ft #2 ACSR Secondary I: 132ft #2 ACSR Primary : 1Ph DDE Construction</div></div></div><div><div>Note to ROW: Tree 1 to be cut down. Trees 2 and 3 to be side trimmed.</div><div><div>2679 Hwy 119</div><div>1064 25A</div><div>132</div><div>435</div><div>2679 Hwy 119</div><div>1064 25A</div><div>132</div><div>435</div><div>2679 Hwy 119</div><div>1064 25A</div><div>132</div><div>435</div></div></div></div></div></div></div>									
<div><div><div><div><div>Alabama National Cemetery</div><div>Shoal Creek National Cemetery</div><div>Work Location</div></div><div><div>Filed and Recorded Official Public Records Judge of Probate, Shelby County Alabama, County Clerk Shelby County, AL 12/19/2018 02:44:15 PM S21.50 CHERRY 20181219000443760</div><div><div>Alvin S. Byrd</div><div>Shoal Creek</div></div></div></div></div></div>				<div><div><div>ALL facilities covered by R/W acquired from:</div><div>Job: <u>722116 18-001</u></div><div>Parcel No. <u>722116 18-001</u></div><div>RECORD THIS DRAWING!</div></div></div>									
<div><div>GPS Coordinates: Lat: 33.125385 Long: -86.842834</div></div>													