APC Document # 722/2095 (20)

Source of Title: INSTRUMENT #20151002000345180

**EASEMENT - UNDERGROUND 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 20190108000007480 01/08/2019 08:48:06 AM ESMTAROW 1/2

KNOW ALL MEN BY THESE PRESENTS. That the undersigned <u>CHARLES O. MERRELL and LINDA W. MERRELL, husband and wife</u> (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:

The right from time to time to construct, install, operate, and maintain, upon, under, and across the Property described below, all wires, conduits, cables, transclosures, transformers, fiber optics, communication lines, and other facilities useful or necessary in connection therewith (collectively, "Facilities"), for the 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 Company's right of way will extend five (5) feet on all sides of said Facilities as and where installed, and shall include the right to clear and keep clear said right of way.

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, and also the right to cut, remove, and otherwise keep clear any and all structures, obstructions, or obstacles of whatever character, on, under, adjacent to, and 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 real property more particularly described in that certain instrument recorded in INSTRUMENT #20151002000345180, 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.

the words "Company" and "Grantors" as used in this instrument shall be deaparties.	emed to include the heirs, personal representatives, successors and assig	jns of suc
TO HAVE AND TO HOLD the same to the Company, its successors and assign		
IN WITNESS WHEREOF, the undersigned Grantors have executed this instru	ument on this the H Day of January, 2019.	
Dand Jach	Charles OMerrell	(SEAL
Witness Signature (non-felative)  Brand: Vacason	Charles O. MERRELL (Grantor) CHARLES O. MERRELL (Martin Charles O. Merrell (Martin Charles O. Merrell)	
Phot Name	Print Name) A A. Musull	(SEAL
Witness Signature (nonWellative)  Gregory Med	(Grantor)' LINDA W. MERRELLY (MO) - 1000 (Grantor)' LINDA W. MERRELLY (MO) - 1000 (MO) - 1	<del></del>
Print Name	Print Name	

	For Alabama Power Company Corporate Real Estate Department Use Only
All facilities on Grantor: Yes	Location to Location:
Section <u>22</u> , Township	<u> 21S _ , Range _ 01E </u>
W.E. No. A6170-00-A919	Transformer No. T010AK

All facilities covered by R/W acquired from Job:	VID THOMAS  Sion  District  MING-IAM  METRO - SOUTH	Town Town Town Town	12048111 33.183416 Shalty Userid	Section Township  Created: Substatio	Tinch = 100 feet  Range Add  10306  X- 10306
All facilities covered by R/W acquired from:  All facilities covered by R/W acquired from:  All facilities covered by R/W acquired from:  See STR 485 POLE  1.495		<b>⊼</b> \			
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	I facilities	by R/W acquired from 12095-00.	Official Public Records Judge of Probate, Shelby County Alabama, County Clerk Shelby County, AL 01/08/2019 08:48:06 AM S18.50 CHERRY 20190108000007480  STR = 2.27%  STR STR 18 H	うる。 ・ 1 # 2 ACSR PRI & NEUT	