

SOURCE OF TITLE:

Instrument No. 20121120000445250

20190408000112280

04/08/2019 12:21:02 PM

ESMTAROW 1/3

EASEMENT – UNDERGROUND

STATE OF ALABAMA

COUNTY OF SHELBY

W.E. No. A6170-06-A619

APCO Parcel No. 72243542-001

Transformer No. XA5391

This instrument prepared by: Kristen E. Spence

Alabama Power Company

P. O. Box 2641

Birmingham, Alabama 35291

KNOW ALL MEN BY THESE PRESENTS, That **CHICK-FIL-A, INC.**, a Georgia corporation, 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, under and across the Property described below, all wires, cables, trans closures, transformers, conduits, fiber optics, communication lines and other facilities useful or necessary in connection therewith (collectively, the "Facilities"), for the underground 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, such drawing showing the general location of underground facilities in an area ten feet (10') in width and also the right to clear and keep clear a strip of land extending five feet (5') from each side of said 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, 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 following real property situated in Shelby County, Alabama (the "Property"):

A parcel of land located in the SW ¼ of the SE ¼ of Section 31, Township 19 South, Range 2 West, more particularly described in that certain document recorded as Instrument Number 20121120000445250 in the office of the Judge of Probate of said County. Easement is only for facilities as shown on attached W.E. Drawing No. A6170-06-A619, attached hereto and made a part hereof as Exhibit "A". This is not a blanket easement.

It is agreed that in the event it becomes necessary for Company to excavate for installation, replacement, repair or removal of said underground lines in the future, the Company will restore the surface to a like condition prior to such excavation. The Company further agrees to perform such excavation and restoration diligently so as to minimize interference with the business of the Grantor on the property..

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 undersigned Grantor has executed this instrument by Susannah Frost, its authorized representative on this the 22 day of March, 2019.

WITNESS:

By:

Its: Sr. Project Lead, Strategic Reinvestment

CHICK-FIL-A, INC, a Georgia corporation

Susannah Frost (SEAL)

By: Susannah Frost

Its: VP, Existing Restaurants

For Alabama Power Company Corporate Real Estate Department Use Only Parcel No: 72243542-001

All facilities on Grantor: X

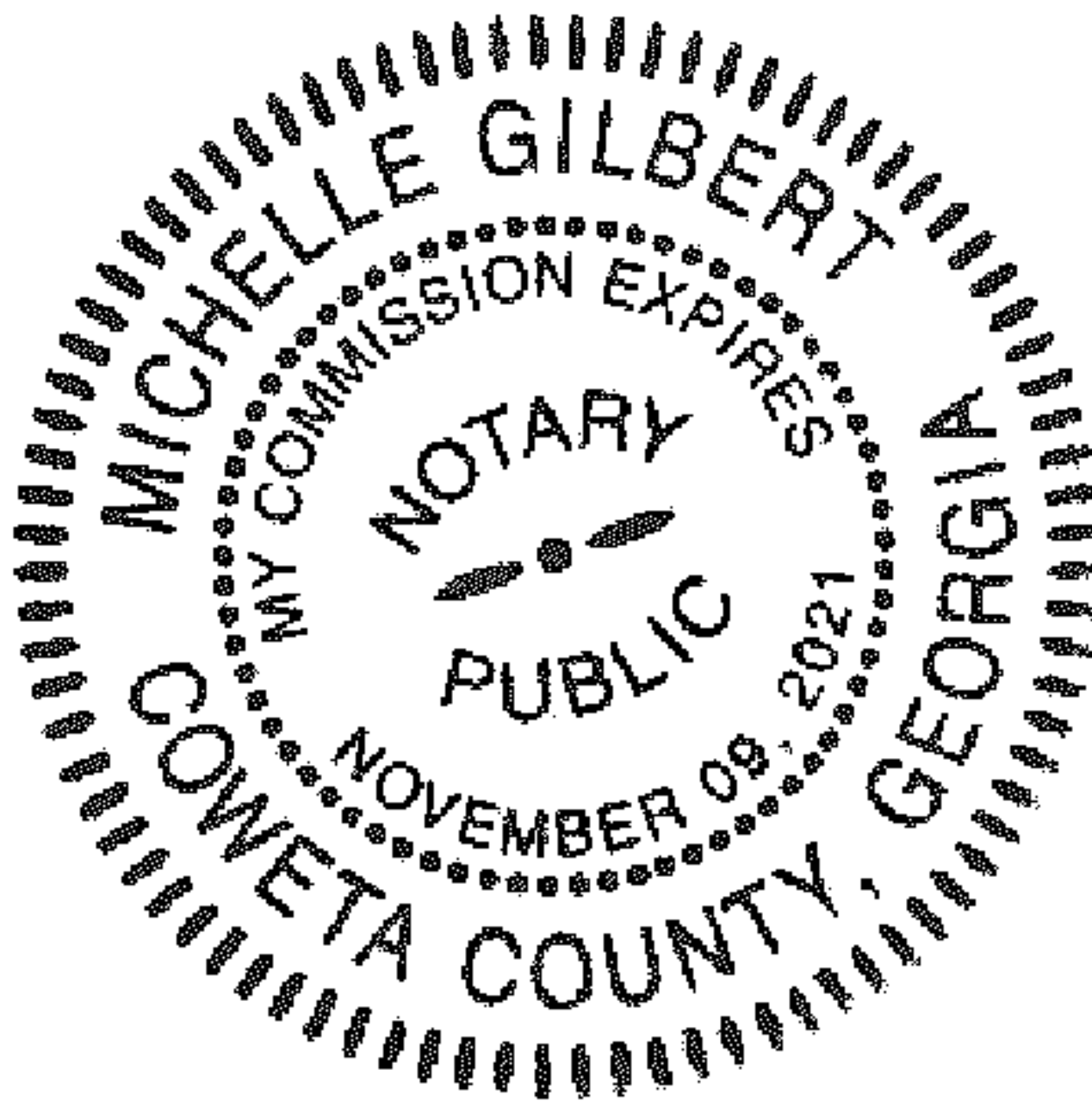
Station to Station: _____

STATE OF Georgia
COUNTY OF Coweta

I, Michelle Gilbert, a Notary Public in and for said County in said State, hereby certify that Susannah Frost, whose name as VP, Existing Restaurants of CHICK-FIL-A, INC., a Georgia 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 the 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 22 day of March, 2019.

[SEAL]



Michelle Gilbert
Notary Public
My commission expires: 11-09-2021

1 inch = 100 feet

Map Center Lat/lon:
33.33315 -86.786509

Map Center UTM:
1705601 12100505

SKETCH OF PROPOSED WORK - SIMPLIFIED W.E.

Customer	CHICK FIL A	Location	320 CAHABA VALLEY RD	Cmtd. Svc Date	5/31/2019	County	Shelby	Section	31	Township	19S	Range	02W	Quarter Quarter	SW 1/4 of the SE 1/4	Estimate No.	A6170-06-A619											
Division	BIRMINGHAM	District	VARNONS	Town	PELHAM	UserID	jowens	Created:	3/5/2019	Substation	VALLEYDALE DS	X- 293306	Y- 48232	Transformer Loading	Loc 2	PARCEL NO.	72243542-001											
<div><div><div><div><div>SERVICE NOTES</div><div>1200A MAIN</div><div>METER INFO:</div><div>#432763</div></div><div><div>CUSTOMER CONTACT:</div><div>GREG NEWKIRK</div><div>PROJECT MANAGER</div><div>(904) 555-2222</div></div></div><div><div>ENERGIZED LINE WORK</div><div>VALLEYDALE DS</div><div>CCR/OCB: XA102</div></div><div><div>Joslynn Owens - Distribution Engineer</div><div>Office: 205-555-2222</div><div>Radio: 10* 2222</div><div>joslynn.owens@southernco.com</div></div></div></div> <table><tr><td>Loc</td><td>2</td><td>Transformer Loading</td><td>215KVA</td></tr><tr><td colspan="2">Alabama Power</td><td>Pri</td><td>34.5 kV</td></tr><tr><td colspan="2"></td><td>Sec</td><td>120/208V</td></tr></table>																	Loc	2	Transformer Loading	215KVA	Alabama Power		Pri	34.5 kV			Sec	120/208V
Loc	2	Transformer Loading	215KVA																									
Alabama Power		Pri	34.5 kV																									
		Sec	120/208V																									

EXHIBIT A



Filed and Recorded
Official Public Records
Judge of Probate, Shelby County Alabama, County
Clerk
Shelby County, AL
04/08/2019 12:21:02 PM
\$21.50 CHERRY
20190408000112280

Allen S. Byrd

