

EASEMENT - DISTRIBUTION FACILITIES

STATE OF ALABAMA

COUNTY OF SHELBY

20191115000425010

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This instrument prepared by: S HOPKINS

Alabama Power Company
Corporate Real Estate
2 Industrial Park Drive
Pelham, AL 35124

KNOW ALL MEN BY THESE PRESENTS That the undersigned GARY NIVEN and MONICA BRASHER NIVEN, husband and wife (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 # 20081112000436670, 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 undersigned Grantors have executed this instrument on this the 6th day of August, 2019.

Witness Signature (non-relative)

Print Name

Witness Signature (non-relative)

Print Name

(Grantor) GARY NIVEN

Print Name

(Grantor) MONICA BRASHER NIVEN

Print Name

For Alabama Power Company Corporate Real Estate Department Use Only

W.E. # A6170-05-B319 Transformer # T017Y7, XA5593 All facilities on Grantor: NO ¼, ¼ STR & LOC to LOC 20S-01W-09 NE/NW

SKETCH OF PROPOSED WORK - SIMPLIFIED W.E.

Map Center UTM: 1746376 12094587

Map Center Lat/lon: 33.316578 -86.653029

NTS

Customer	GARY NIVEAL	Location	460 MERRY GLEN LANE	Cmted. Svc Date	10/12/2019	County	Shelby	Section	4	Township	20S	Range	01 W	Estimate No.	A6170-05-B319
Division	PD Birmingham	District	Metro South	Town	CHELSEA	UserID	ryucker	Created:	7/30/2019	Substation:	CHELSEA D.S.	X- 34724	Y- V6869	MISSALL#	

Work Location

36

39

Amis Byl

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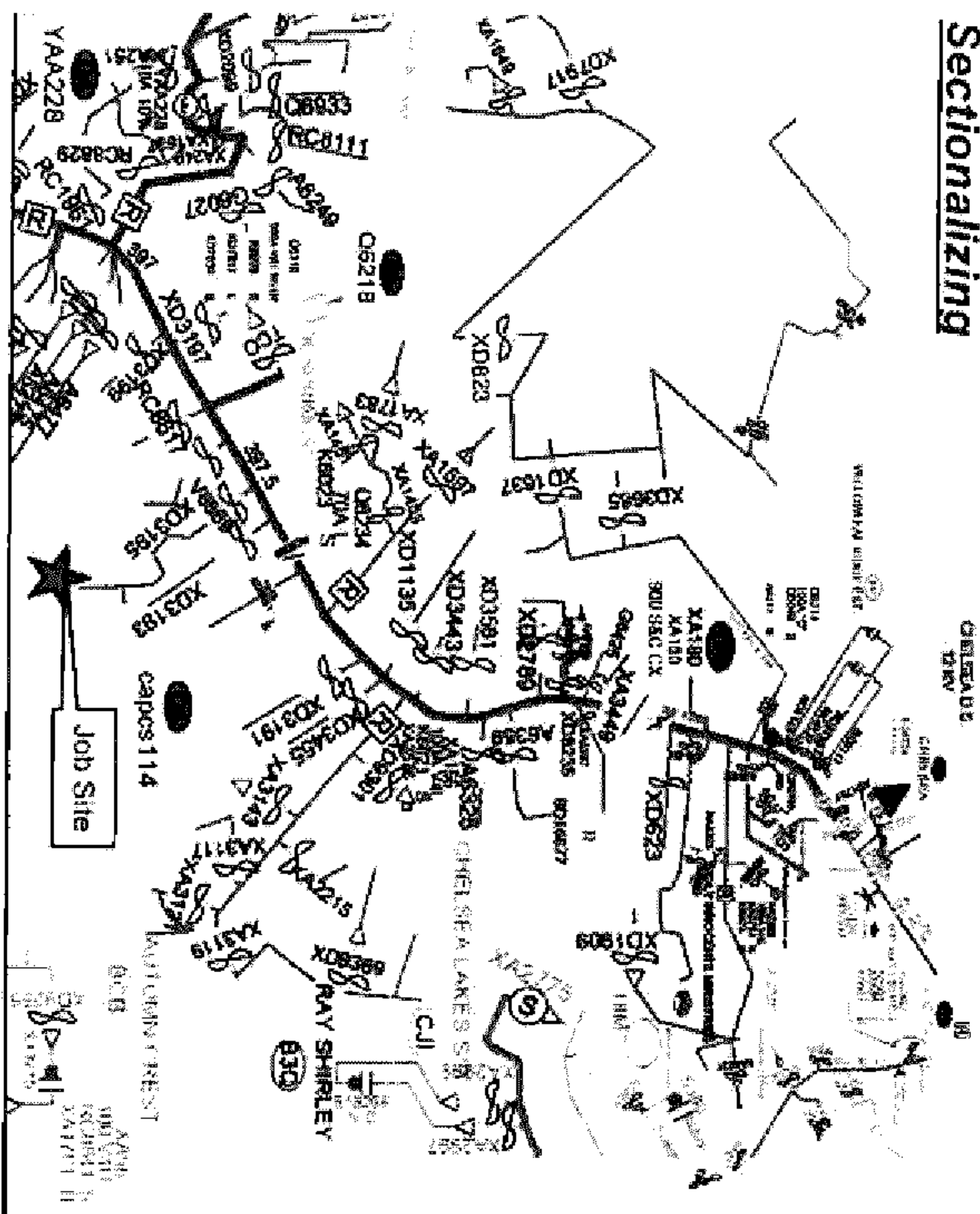
Job Site

Shelby County Alabama

Filed and Recorded
Official Public Records
Judge of Probate, Shelby County Alabama, County Clerk
Shelby County, AL
11/15/2019 01:43:05 PM
\$29.00 CHERRY
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Sectionalizing

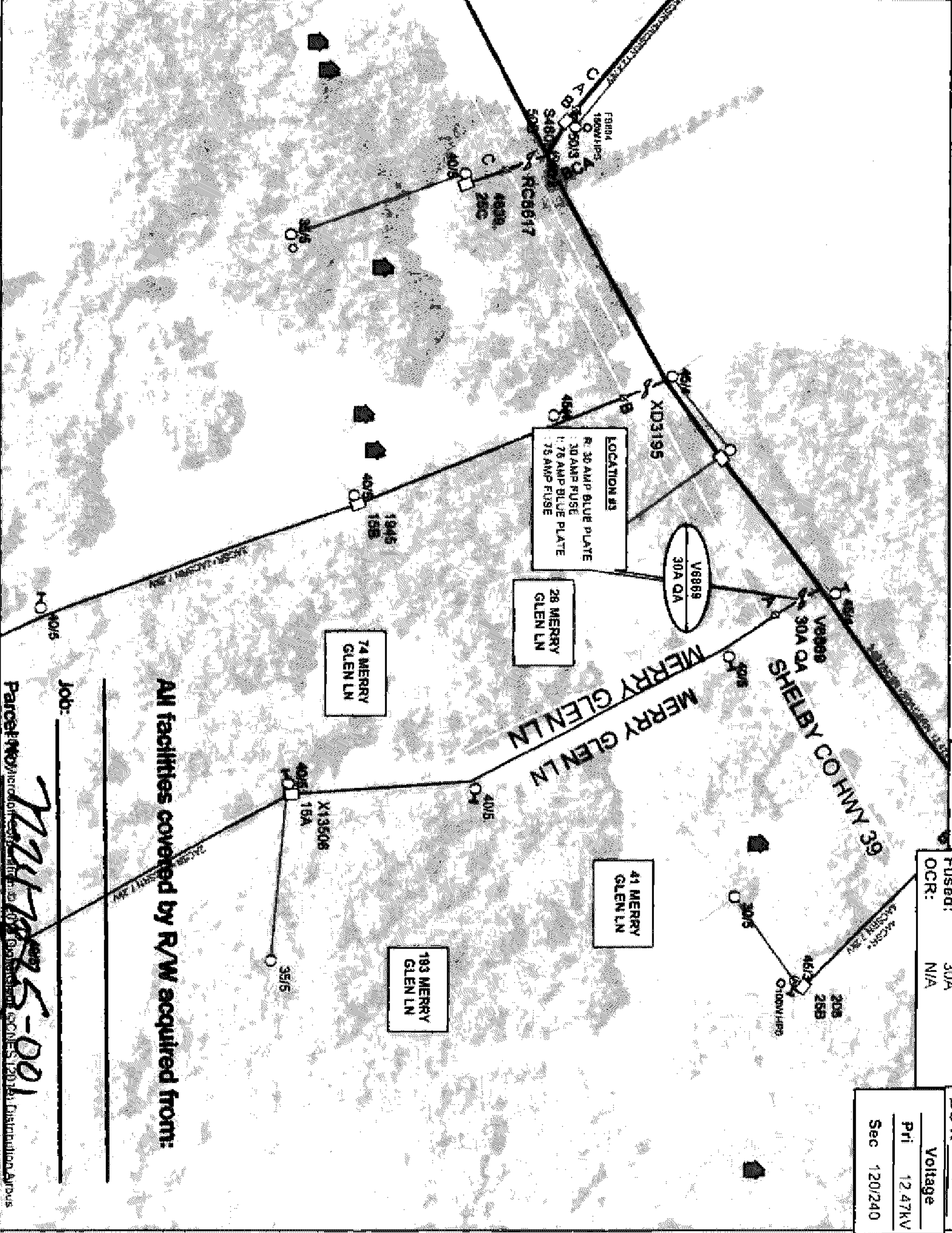


JOB NOTES:
1) WORK ORDER REQUIRED IN ORDER TO SERVE POWER TO TEMPORARY CONSTRUCTION TRAILER.
CONTACT INFORMATION: [REDACTED]



Energized Work Permit Info
Substation: CHELSEA D.S.
Feeder: #1, 34724
Switch: V6869
Fused: 30A
OCR: N/A

SHORT CIRCUIT	
3Ø	N/A
2Ø	N/A
ØG	260A
ØG-R	281
Voltage	
Pri	12.47KV
Sec	120/240



RECORD THIS DRAWING!

Job: 7124-1885-001
Parcel No: 1885-001
Parcel Description: 1885-001 Distribution Appur