

SOURCES OF TITLE:

Deed Book 1556, Page 194 [Jefferson]
Deed Book LR201513, Page 18572 [Jefferson]
Deed Book 200107, Page 6306 [Jefferson]
Deed Book 131, Page 341 [Shelby]

W.E. No. A6173-72-A321 & A6173-72-A521
Parcel No. 72268889-001
Overhead to Underground Distribution Line Crossing
Cahaba Beach Road, Jefferson & Shelby Counties, AL

Located in the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$, the S $\frac{1}{2}$ of the NE $\frac{1}{4}$, the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$, the E $\frac{1}{2}$ of the SW $\frac{1}{4}$, & the W $\frac{1}{2}$ of the SE $\frac{1}{4}$ of Section 24 and in the W $\frac{1}{2}$ of the NE $\frac{1}{4}$ of Section 25, all in Township 18 South, Range 2 West, Jefferson & Shelby Counties, Alabama

STATE OF ALABAMA

COUNTY OF JEFFERSON
COUNTY OF SHELBY



20220914000356930 1/11 \$52.00
Shelby Cnty Judge of Probate, AL
09/14/2022 03:19:27 PM FILED/CERT

POWER LINE EASEMENT

KNOW ALL MEN BY THESE PRESENTS, That the undersigned on behalf of **The Water Works Board of the City of Birmingham**, an Alabama corporation, as owner of certain property situated in Jefferson and Shelby Counties, Alabama (the "Grantor"), for and in consideration of the sum of One and No/100 Dollar (\$1.00), to it in hand paid by **Alabama Power Company**, an Alabama corporation (the "Grantee"), the receipt whereof is hereby acknowledged, does hereby grant to the said Grantee, its successors and assigns, the right from time to time to construct, install, remove, operate, and maintain, upon, over, under, and across the Property described below along a route to be selected by the Grantee which is generally shown on the Grantee's final location drawing (which shows the general location of overhead facilities, if any, by dashed line indicating an area not greater than thirty feet (30') in width), all poles, towers, wires, conduits, fiber optics, cables, 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 also the right to clear and keep clear a strip of land extending five feet (5') to either side of the center line of underground Facilities and fifteen feet (15') to either side of the center line of overhead Facilities; further, the right in the future to install and utilize intermediate poles in line for overhead Facilities and the right to trim and cut and keep trimmed and cut all dead, weak, leaning, or dangerous trees or limbs outside of the thirty foot (30') strip for overhead Facilities that, in the sole opinion of the Grantee, might now or may hereafter endanger, interfere with, or fall upon any of the overhead Facilities.

The easements, rights, and privileges granted hereby shall apply to a strip of land located on, and the word "Property" as used in this instrument shall mean, the following described real property that the Grantor has an ownership interest in that is situated in Jefferson and Shelby Counties, Alabama ("the Property"):

In the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$, the S $\frac{1}{2}$ of the NE $\frac{1}{4}$, the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$, the E $\frac{1}{2}$ of the SW $\frac{1}{4}$, & the W $\frac{1}{2}$ of the SE $\frac{1}{4}$ of Section 24 and in the W $\frac{1}{2}$ of the NE $\frac{1}{4}$ of Section 25, all in Township 18 South, Range 2 West, Jefferson & Shelby Counties, Alabama.

The above-referenced final location drawing is Alabama Power Company's GIS Drawing which is attached hereto and made a part hereof as Exhibit "A".

Grantor hereby grants to the Grantee 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, and above said Facilities.

In the event the Grantee exercises its rights hereunder to install, replace, repair, or remove said Facilities, Grantee agrees to restore the surface of the premises of the Grantor to substantially the condition which existed prior to the installation, replacement, repair, or removal of such Facilities. Such restoration by Grantee shall exclude, however, any shrubbery or landscaping installed by the Grantor subsequent to the initial installation.

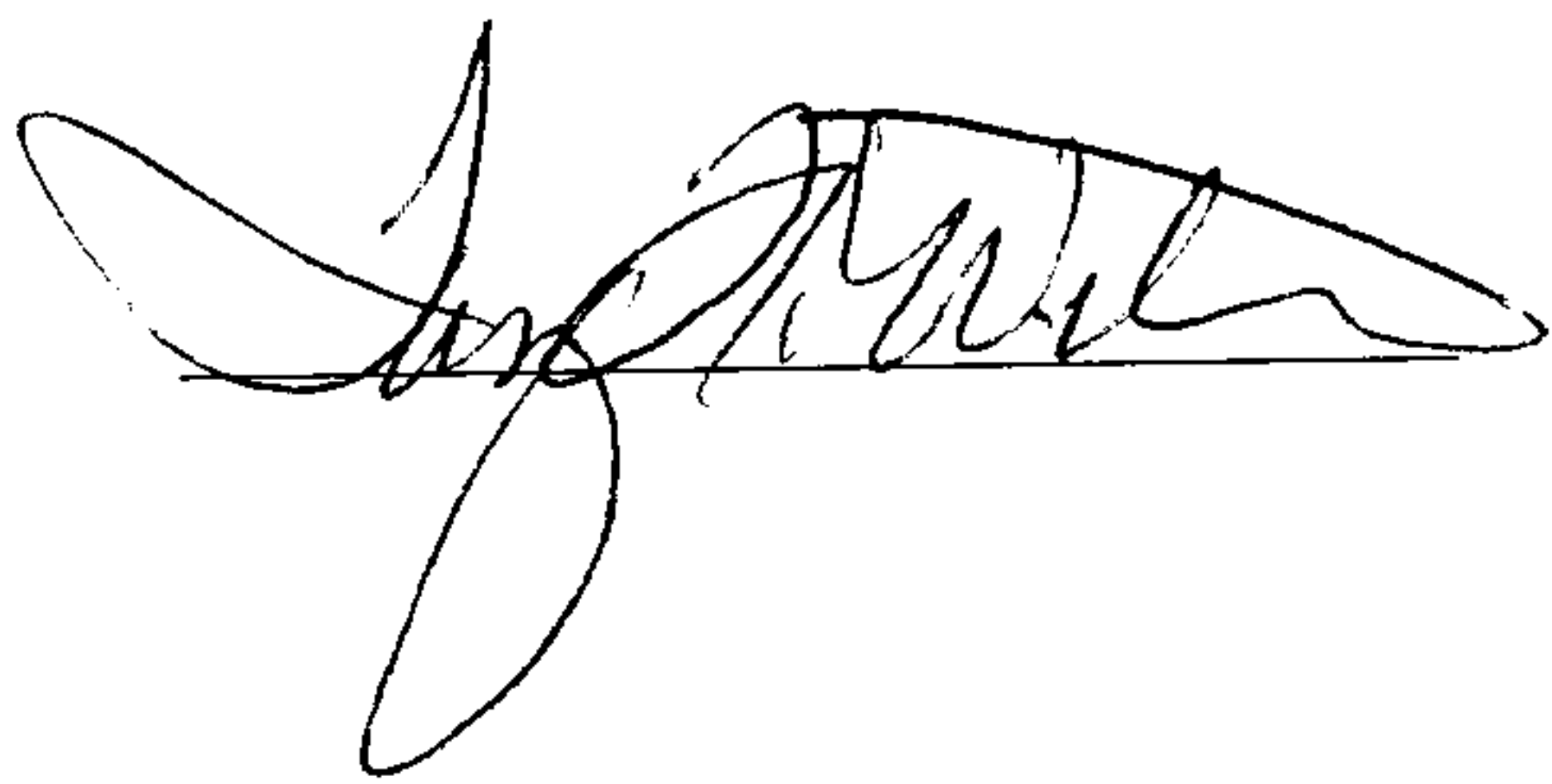
It is agreed that in the event said Facilities materially interfere with the expansion or improvement of the entrance road on Grantor's land in the future, Grantee will relocate said Facilities at the request of Grantor one time at the sole cost and expense of Grantee, in the event such new location or locations are provided by Grantor, determined to be mutually acceptable to the parties hereto, and will permit the replacement Facilities to be constructed using like materials and equipment. Grantee acknowledges that any such relocation request shall be approved subject to a determination by Grantee that said relocation will not impair the continuing service of any customer of Grantee receiving service from any portion of said Facilities. Grantor hereby agrees that upon such relocation, Grantee shall have the rights herein granted with respect thereto.

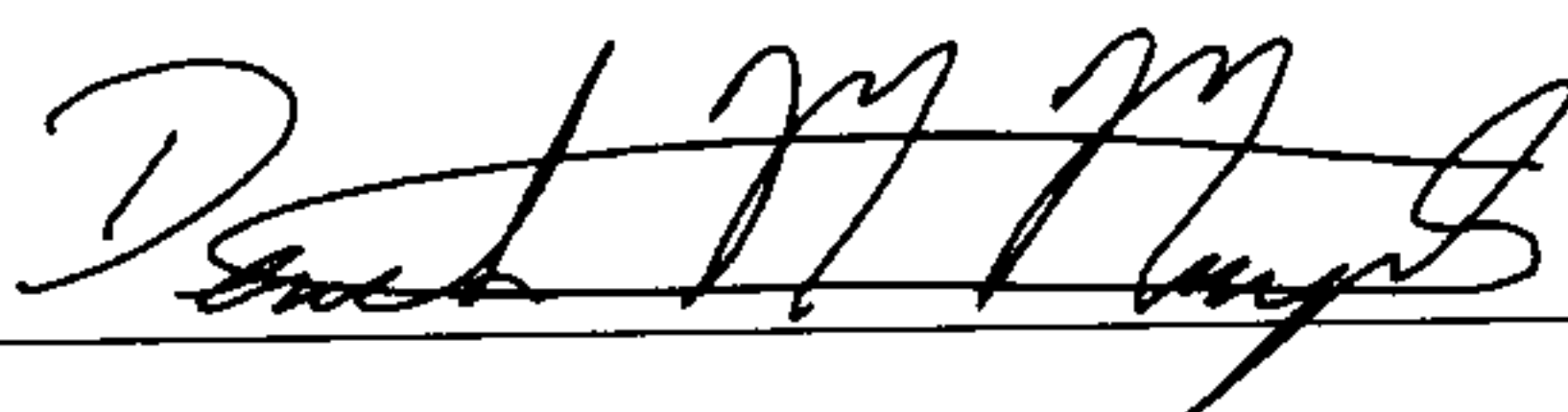
TO HAVE AND TO HOLD the same to the said Grantee, its successors as assigns forever.

IN WITNESS WHEREOF, the said The Water Works Board of the City of Birmingham has caused this instrument to be executed by Derrick M. Murphy, its Assistant General Manager and its official seal to be affixed on this, the September day of 13, 2022.

WITNESS:

THE WATER WORKS BOARD
OF THE CITY OF BIRMINGHAM




BY: _____

ITS: Assistant General Manager


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STATE OF ALABAMA

COUNTY OF JEFFERSON



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I, ANITRA CHESTNUT HENDRIX, a Notary Public in and for said State and County, hereby certify that DERRICK MURPHY, whose name as ASSISTANT GENERAL MANAGER-ENGINEERING/MAINT., of The Water Works Board of the City of Birmingham, an Alabama 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 foregoing instrument, (s)he, as such official and with full authority, executed the same voluntary for and as the act of said corporation.

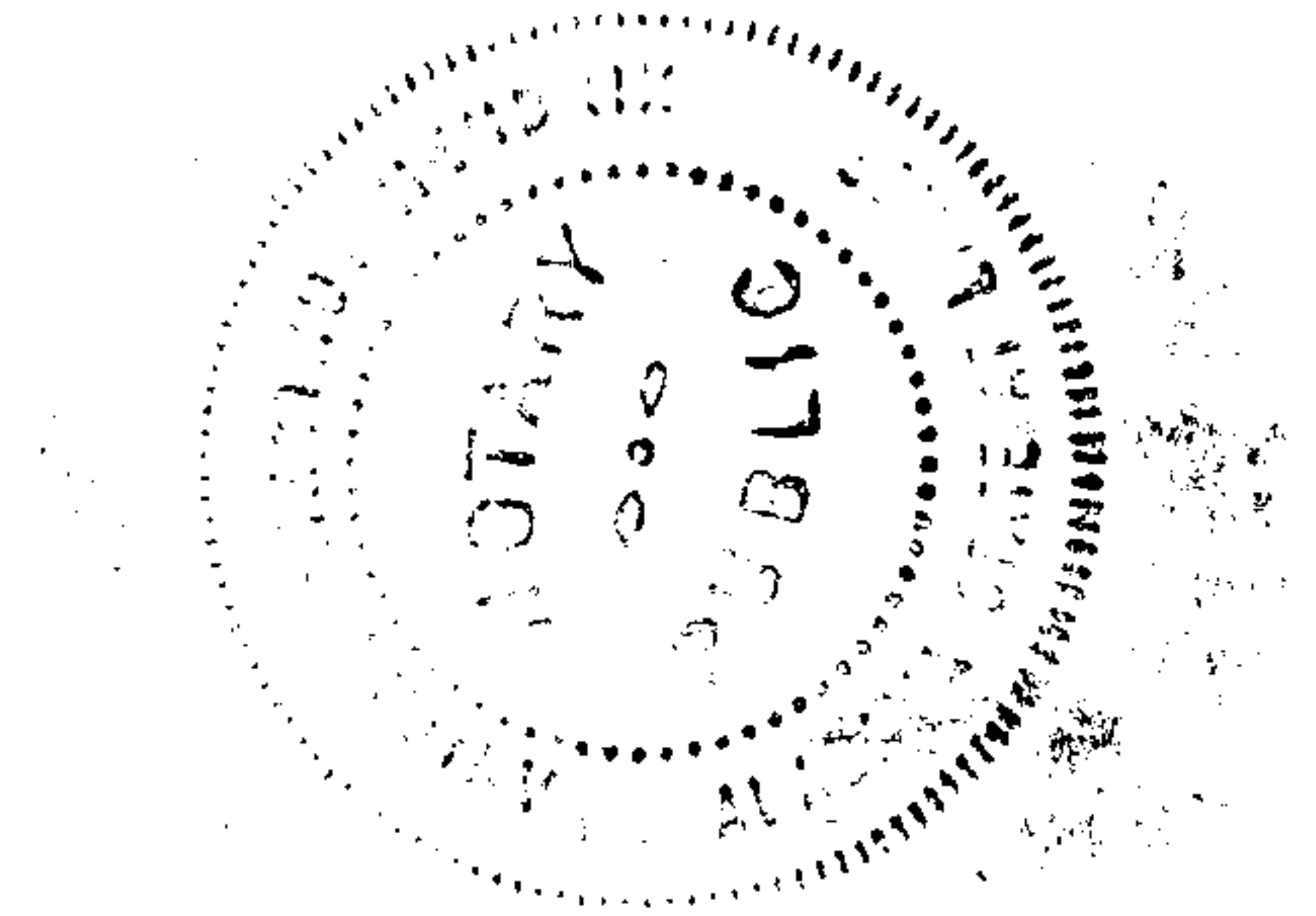
Given under my hand and official seal, this the 13th day of SEPTEMBER, 2022.

Anitra Chestnut Hendrix
Notary Public

My commission expires:

MARCH 24, 2024

[SEAL]



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Pole locations acquired with non-survey-grade GPS. Distances and angles calculated using GIS software referencing Alabama State Plane West. Units of feet

Proposed New

Existing Poles (To Remain)

[illegible]

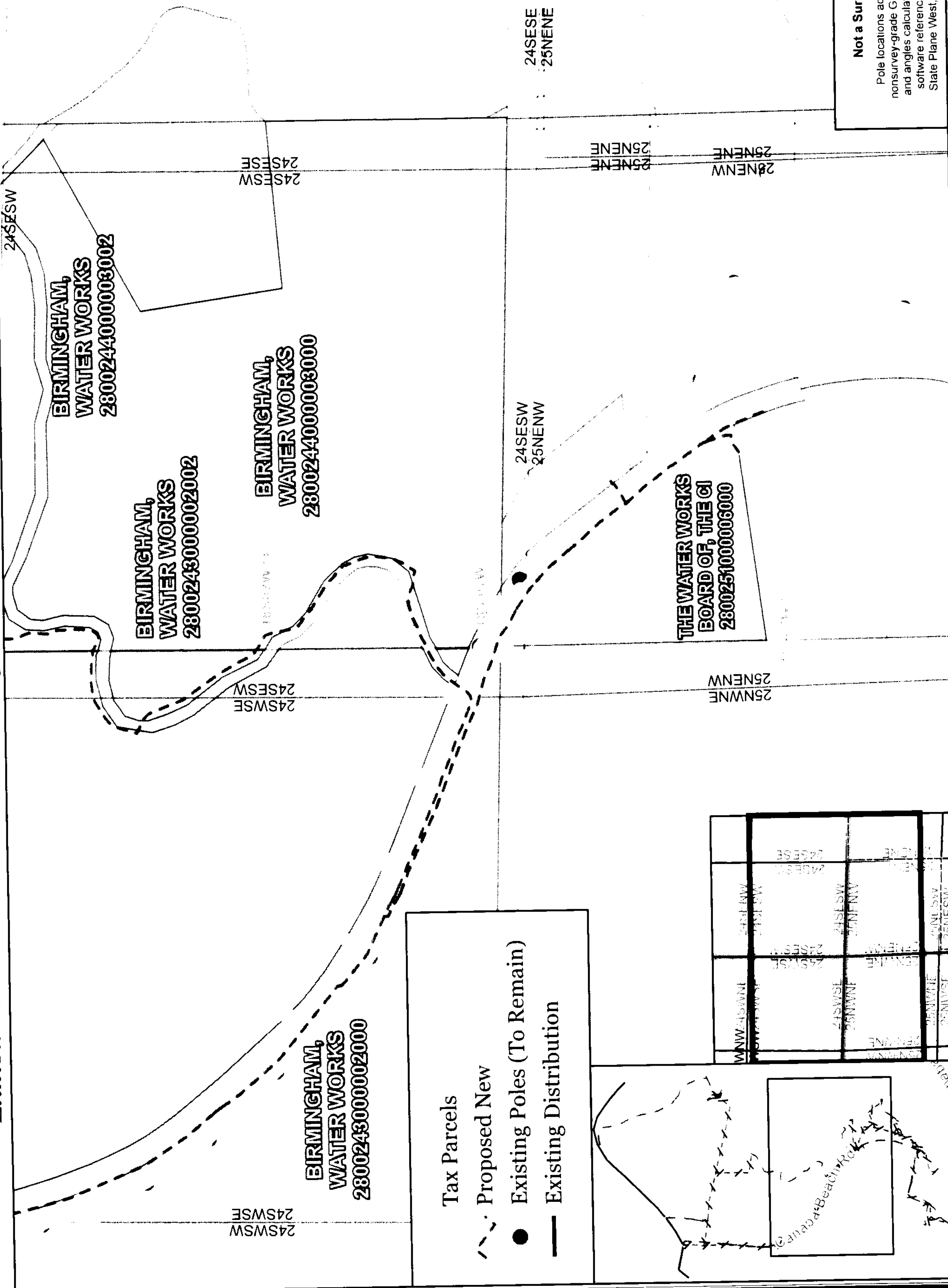
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GIS Services

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Exhibit A: Sections 24 & 25 Township 18S Range 02W, Jefferson County, Alabama

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Tax Parcels

- - - - - Proposed New
- Existing Poles (To Remain)
- Existing Distribution

24SESE	24SESW	24SWSE	24SWSW
25NENE	25NENW	25WNE	25WSE

Not a Survey

Pole locations acquired with nonsurvey-grade GPS. Distances and angles calculated using GIS software referencing Alabama State Plane West. Units of feet

Exhibit A: Section 25 Township 18S Range 02W, Jefferson & Shelby Counties, Alabama

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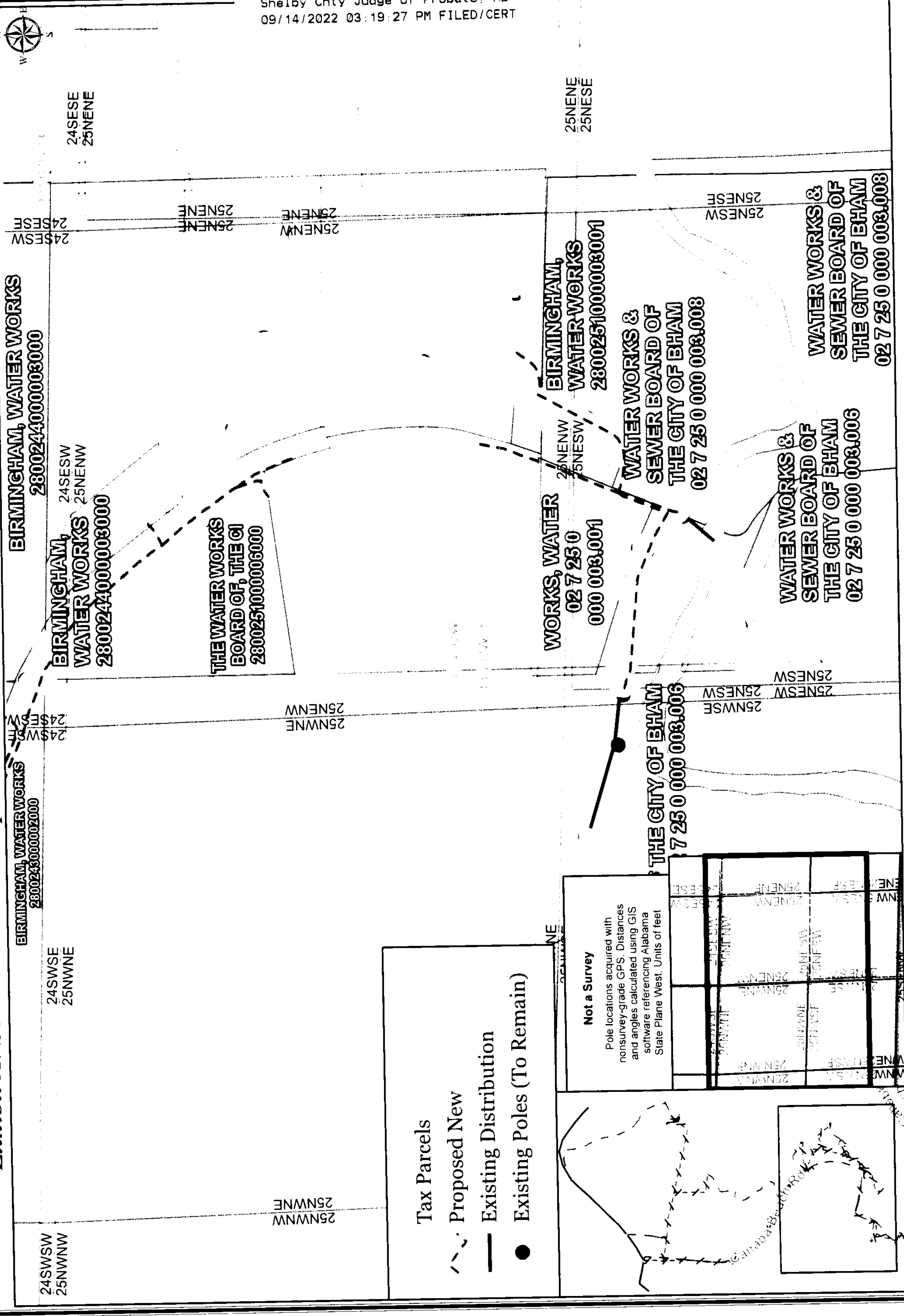


Exhibit A: Sections 25 Township 18S Range 02W, Jefferson & Shelby Counties, Alabama

Not a Survey

Pole locations acquired with nonsurvey-grade GPS. Distances and angles calculated using GIS software referencing Alabama State Plane West. Units of feet

Tax Parcels

- Proposed New
- Existing Distribution
- Existing Poles (To Remain)

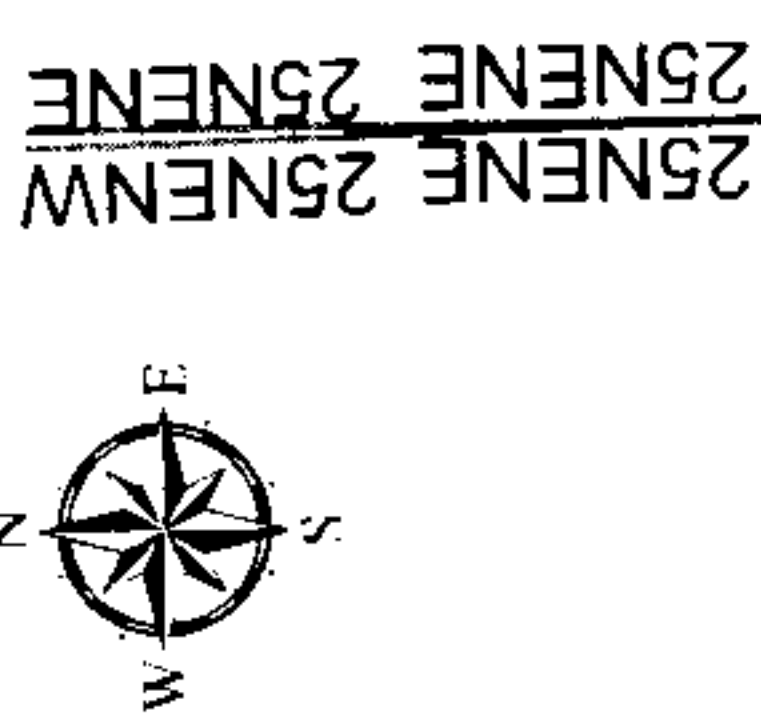


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25NWNE
25NWSE

25NWNE
25NWSE

WORKS, WATER
02 7 25 0
000 003.001

BIRMINGHAM,
WATER WORKS
28002510000003001

WATER WORKS &
SEWER BOARD OF
THE CITY OF BHAM
02 7 25 0 000 003.006

WATER WORKS &
SEWER BOARD OF
THE CITY OF BHAM
02 7 25 0 000 003.008

WATER WORKS &
SEWER BOARD OF
THE CITY OF BHAM
02 7 25 0 000 003.006

WATER WORKS & SEWER
BOARD OF THE
CITY OF BHAM
02 7 25 0 000 003.008

25SWNE
25SWSE

25NESW
25SESW

25NWSE
25NWSE

25NWSE
25NWSE

25NESE
25NESE

20220914000356930 7/11 \$52.00
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Exhibit A: Section 24 Township 18S Range 02W, Jefferson County, Alabama



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BIRMINGHAM,
WATER BOARD
280002410000005000

BIRMINGHAM,
WATER BOARD
280002420000003000

24NWNW
24NWNW

24NENW
24NENE

BIRMINGHAM,
WATER BOARD
280002410000005000

24NENW
24NESW

24NENE
24NESE

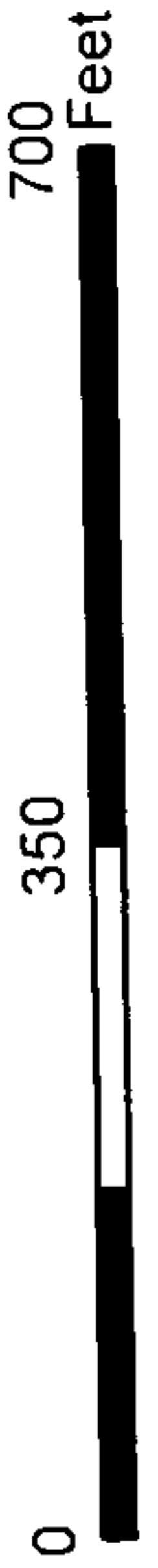
BIRMINGHAM,
WATER BOARD
280002410000005000

- Proposed New Tax Parcels
- Existing Distribution
- Existing Poles (To Remain)

24NENW 24NENW	24NENW 24NENW	24NENW 24NENW	24NENW 24NENW
24NENW 24NENW	24NENW 24NENW	24NENW 24NENW	24NENW 24NENW
24NENW 24NENW	24NENW 24NENW	24NENW 24NENW	24NENW 24NENW
24NENW 24NENW	24NENW 24NENW	24NENW 24NENW	24NENW 24NENW

24NESW
24NESE

Not a Survey
Pole locations acquired with
non-survey-grade GPS. Distances
and angles calculated using GIS
software referencing Alabama
State Plane West. Units of feet

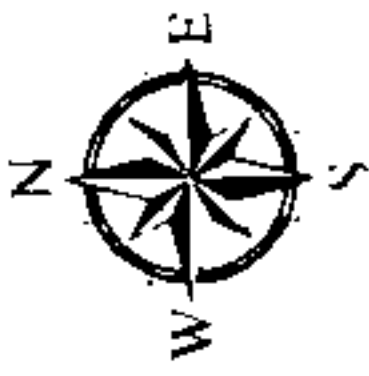


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Exhibit A: Section 24 Township 18S Range 02W, Jefferson County, Alabama



BIRMINGHAM,
WATER BOARD
280002410000005000

24NESW
24NESE

24NESW
24SENW

24NESE
24SENE

24NESE
19NWSW

24SENE
24SENW

Not a Survey

Pole locations acquired with
non-survey-grade GPS. Distances
and angles calculated using GIS
software referencing Alabama
State Plane West, Units of feet

- Proposed New Tax Parcels
- Existing Distribution
- Existing Poles (To Remain)

BIRMINGHAM,
WATER WORKS
280002440000008002



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**BIRMINGHAM,
WATER BOARD
2800241000005000**

24NESW
24SENW

24NWSE
24NESW

24SWNE
24SENW

**BIRMINGHAM,
WATER BOARD
2800242000003000**

~~24NWSE~~
~~24SWNE~~

**BIRMINGHAM,
WATER BOARD
280024300003000**

~~24NWSW~~
~~24NWSW~~

24S WNW
24S WNE

Pole locations acquired with nonsurvey-grade GPS. Distances and angles calculated using GIS software referencing Alabama State Plane West, Units of feet

- $\wedge$ Proposed New
- Existing Distribution
- Existing Poles (To Remain)

**BIRMINGHAM,
WATER WORKS
280024300002000**

Alabama Power

A vertical scale bar with markings at 0, 470, and 940 Feet. The bar is black with white markings and text. The text '0' is at the bottom, '470' is in the middle, and '940' is at the top. The word 'Feet' is at the top right of the bar.

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