

STATE OF ALABAMA)
COUNTY OF SHELBY)

KNOW ALL MEN BY THESE PRESENTS, That the undersigned **Walter Earl Whatley & Mary Pruett Whatley, Husband and wife** (hereinafter known as "Grantors," whether one or more), for and in consideration of the sum of Ten Thousand and zero/100 Dollars (\$ 10,000.00) 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" or "Grantee"), the following easements, rights, and privileges:

The right to cut any timber located upon the property of the Grantors (hereinafter, "Grantors' Property") which in falling would come within five (5) feet of any conductor of the Company constructed upon, over, under, and/or across a strip of land (hereinafter "Right of Way") located on any other property, including public road right of way. Said Right of Way and Grantors' Property being more particularly described within **Exhibit A** attached hereto.

The Company is further granted all the rights or privileges necessary or convenient for the full enjoyment or use of said rights granted herein for the purposes above described, including the right of ingress and egress to and from said Right of Way across Grantors' Property.

The Grantors covenant with the said Grantee, that Grantors are lawfully seized in fee of the above described land; that said land is free from all encumbrance; that Grantors have a good right to convey the same to the said Company, and that Grantors will warrant and defend the said land to the said Company forever.

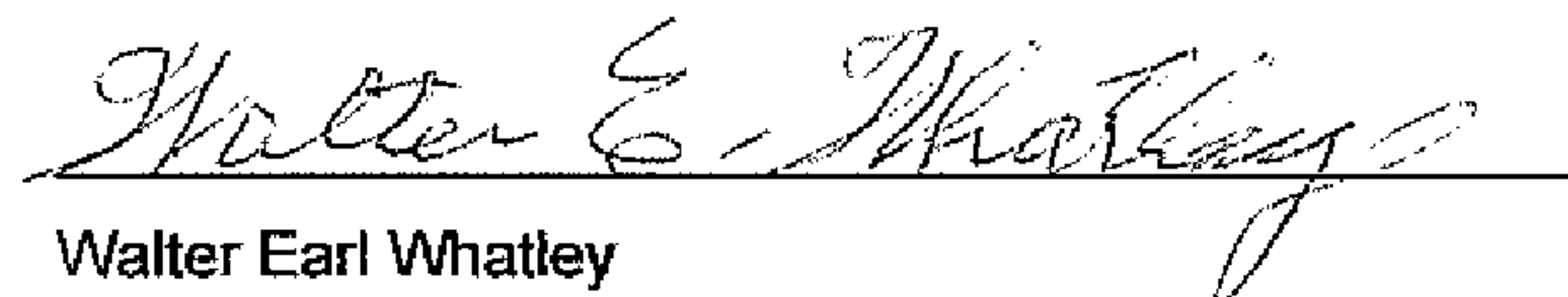
Company agrees that in the event it shall cause material disturbance to the property, Company will restore the affected area to a like condition immediately prior to such disturbance.

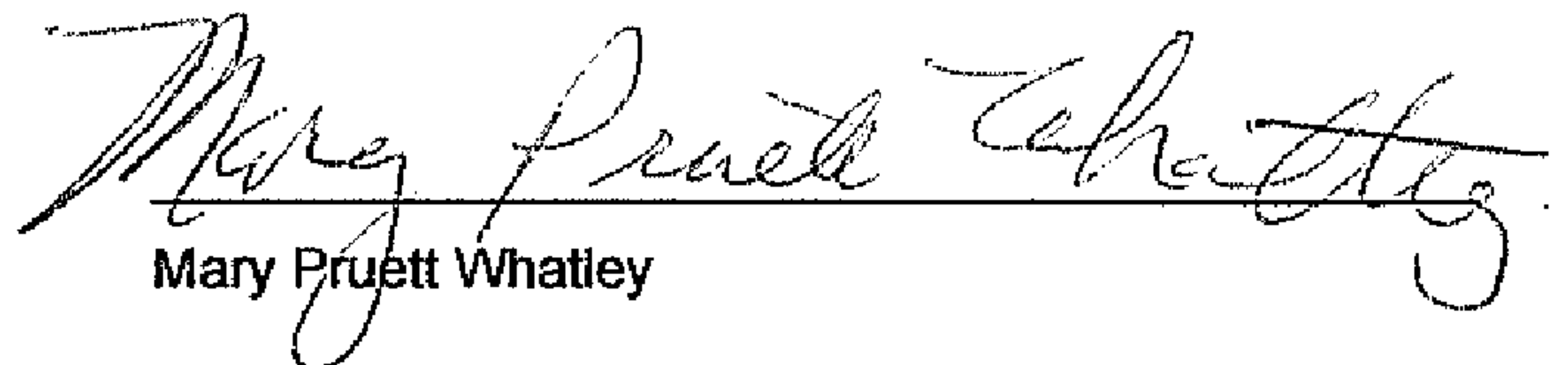
TO HAVE AND TO HOLD the same to the said Grantee, its successors and assigns, forever.

Grantors shall have the right to use Grantors' Property for any purpose not inconsistent with the rights which Grantee may from time to time exercise hereunder.

IN WITNESS WHEREOF, we have here unto set our hands and seals, this the 2nd day of May, 2023.

GRANTORS:


Walter Earl Whatley

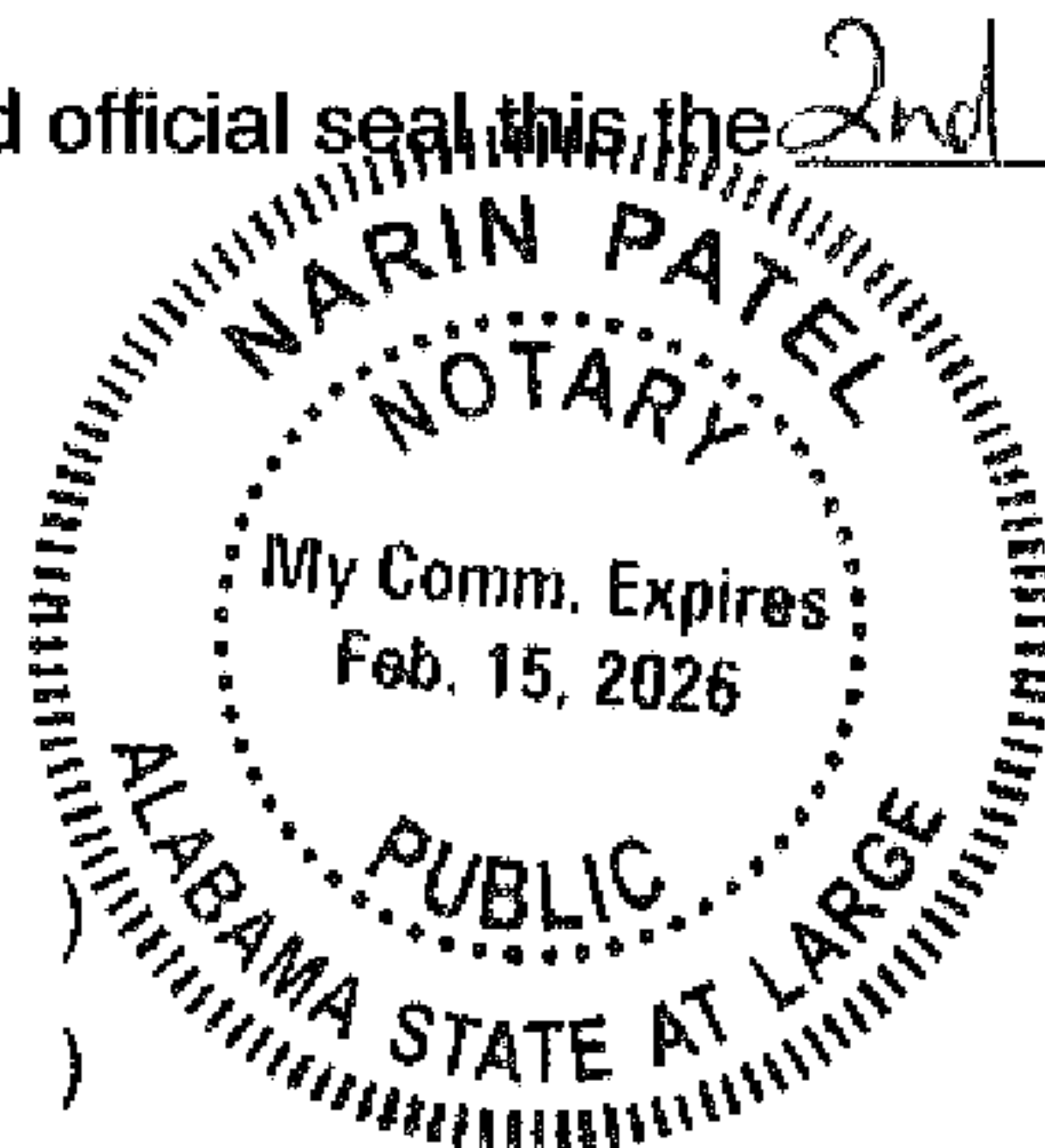

Mary Pruett Whatley

72268430-001

STATE OF Alabama)
 COUNTY OF Shelby)

I, Narin Patel, a Notary Public in and for said County in said State, hereby certify that Walter Earl Whitley, whose name ☒ signed to the foregoing instrument and who ☒ known to me, acknowledged before me on this day that, being informed of the contents of the instrument ☒ executed the same voluntarily, on the day the same bears date.

Given under my hand and official seal this the 2nd day of May, 2023.

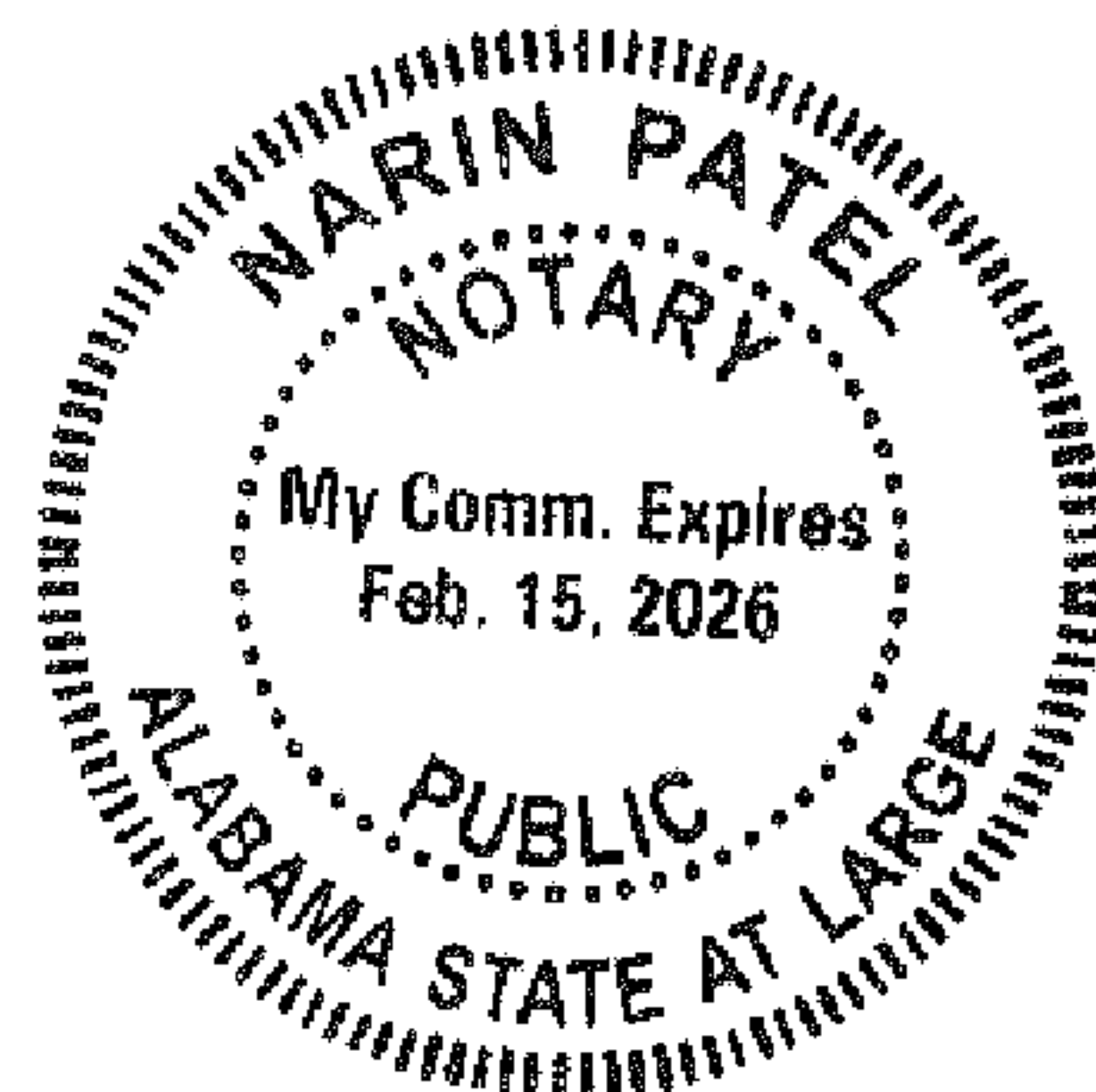


My Commission Expires: 2/15/2026

STATE OF Alabama)
 COUNTY OF Shelby)

I, Narin Patel, a Notary Public in and for said County in said State, hereby certify that Mary Pruett Whitley, whose name ☒ signed to the foregoing instrument and who ☒ known to me, acknowledged before me on this day that, being informed of the contents of the instrument ☒ executed the same voluntarily, on the day the same bears date.

Given under my hand and official seal this the 2nd day of May, 2023.



My Commission Expires: 2/15/2026

72268430-001

EXHIBIT A

Grantors own property which lies within the SW ¼ of the SW 1/4 Section 01, Township 19 South, Range 02 West, and more particularly described as Instrument # 20180605000197540, in the Probate Office of Shelby County, Alabama ("Grantors' Property").

The Right of Way herein granted by Grantors consists of a strip of land, 30 feet in width, lying within the Southwest Quarter of Southwest Quarter (SW ¼ of the SW ¼), of Section 1, Township 19 South, Range 02 West, Shelby County, Alabama, such strips being more particularly described as follows:

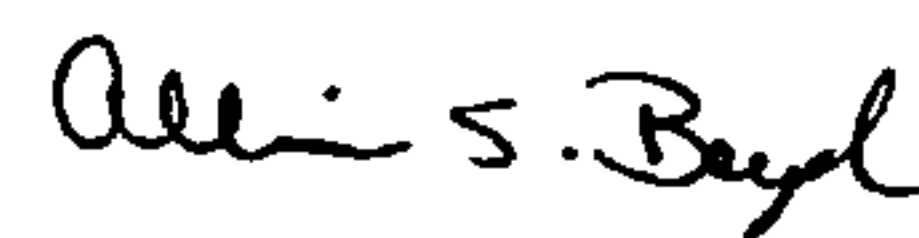
To reach the point of beginning of said strip, commence at a found capped iron stamped PARAGON located at the west corner of Common Area Habersham Place; thence run N70°41'59"E, a distance of 128.55 feet to a set 5/8 rebar with yellow APCO cap; thence run N52°05'27"E, a distance of 381.16 feet to a set 5/8" rebar with yellow APCO cap; thence run N57°51'59"E, a distance of 196.75 feet to a set 5/8" rebar with yellow APCO cap; thence run S55°04'05"E, a distance of 181.97 feet to a set 5/8" rebar with yellow APCO cap; thence run N64°21'56"E, a distance of 331.56 feet to a set 5/8" rebar with yellow APCO cap; thence run N55°27'58"E, a distance of 210.71 feet to a set 5/8" rebar with yellow APCO cap thence run N48°06'50"E, a distance of 236.53 feet to a set 5/8" rebar with yellow APCO cap; thence run N36°12'44"E, a distance of 379.80 to a set 5/8" rebar with yellow APCO cap; thence run N37°52'55"E, a distance of 290.52 feet to a set 5/8" rebar with yellow APCO cap; such point being the **Point of Beginning** of right of way herein described; therefrom the strip is varying in width and lies either side of said survey centerline, and the continuation thereof, which begins at such Point of Beginning and runs N41°42'47"E, a distance of 11.03 feet to a point; such point being the **POINT OF ENDING** of the strip of right of way herein described.

All bearings based on Alabama State Plane West Zone Grid North.


Grantor's Initials



Filed and Recorded
Official Public Records
Judge of Probate, Shelby County Alabama, County
Clerk
Shelby County, AL
05/17/2023 03:19:41 PM
\$29.00 PAYGE
20230517000147200



Danger Tree
Birmingham Division
10583979

Valleydale-Inverness (29-21-61)

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This instrument prepared by the
Corporate Real Estate Office
Alabama Power Company
P.O. Box 2841
Birmingham, AL 35291