



20230612000176570 1/4 \$31.00
Shelby Cnty Judge of Probate, AL
06/12/2023 03:19:06 PM FILED/CERT

APCo Lease No.: 58.70227226
APCo Property ID: CR89

Instrument prepared by:
Corporate Real Estate Office
Alabama Power Company
600 18th Street North
Birmingham, Alabama 35203
By: Rebecca Redmond

STATE OF ALABAMA)

COUNTY OF SHELBY)

MEMORANDUM OF LEASE AGREEMENT

THIS MEMORANDUM OF LEASE AGREEMENT, made and entered into by and between ALABAMA POWER COMPANY, an Alabama corporation ("Lessor") and SHELBY COUNTY COMMISSION ("Lessee"), shall be effective as of the November 3, 2022 (the "Effective Date");

WITNESSETH:

WHEREAS, by the terms of a certain "General Lease Agreement", with an effective date of November 3, 2022 ("Lease Agreement"), Lessor entered into a lease with Lessee for the following described real property in Shelby County, Alabama ("Property"), to wit:

A parcel of land situated in the Southwest Quarter of the Northwest Quarter, the Southeast Quarter of the Northwest Quarter, the Southwest Quarter of the Northeast Quarter, and the Northwest Quarter of the Northeast Quarter of Section 26, Township 21 South, Range 01 East; and the Southeast Quarter of the Northeast Quarter of Section 27, Township 21 South, Range 01 East, Shelby County, Alabama, commonly referred to as Shelby County Tax Parcel 58-20-7-26-0-001-001.003, and being more particularly described in the map labeled "**Exhibit A**", attached hereto and made a part hereof;

WHEREAS, Lessor and Lessee desire to execute this Memorandum of Lease Agreement to evidence the existence and terms of the Lease Agreement and for the purpose of placing the same of record in the Office of the Judge of Probate of Shelby County, Alabama;

NOW, THEREFORE, in consideration of the sum of Ten Dollars (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties agree as follows:

1. Lessor hereby grants a Lease to Lessee and Lessee accepts the same from Lessor, pursuant to the terms of the Lease Agreement and consistent with the rights, privileges, duties, and obligations set forth in the Lease Agreement.

2. The term of the Lease Agreement shall commence on the Effective Date and shall be for five (5) years. The lease shall automatically renew for five (5) additional five (5) year terms (final expiration of November 2, 2052), unless either Lessor or Lessee provide written notice to the other no later than 60 days and no sooner than 120 days before expiration of a term that the noticing party does not intend to renew the Lease Agreement. Should Lessee continue operations on the Property after expiration of the term of the Lease Agreement, with or without consent of Lessor, Lessee shall be deemed a holdover lessee and such holdover shall be month-to-month subject to the same terms as provided in the Lease Agreement.



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3. This Memorandum of Lease Agreement is executed and placed of record for notice purposes only. The rights, privileges, duties, and obligations of the parties hereto are specifically set forth in the Lease Agreement, and the Lease Agreement shall control in the event of any conflict or inconsistency herewith.

IN WITNESS WHEREOF, ALABAMA POWER COMPANY has caused this instrument to be executed by its authorized officer this the 1st day of June, 2023, to be effective as of the Effective Date.

ALABAMA POWER COMPANY

By: Angie B. Noel
Its: Director of Shoreline, Sales and
Leasing

STATE OF ALABAMA)

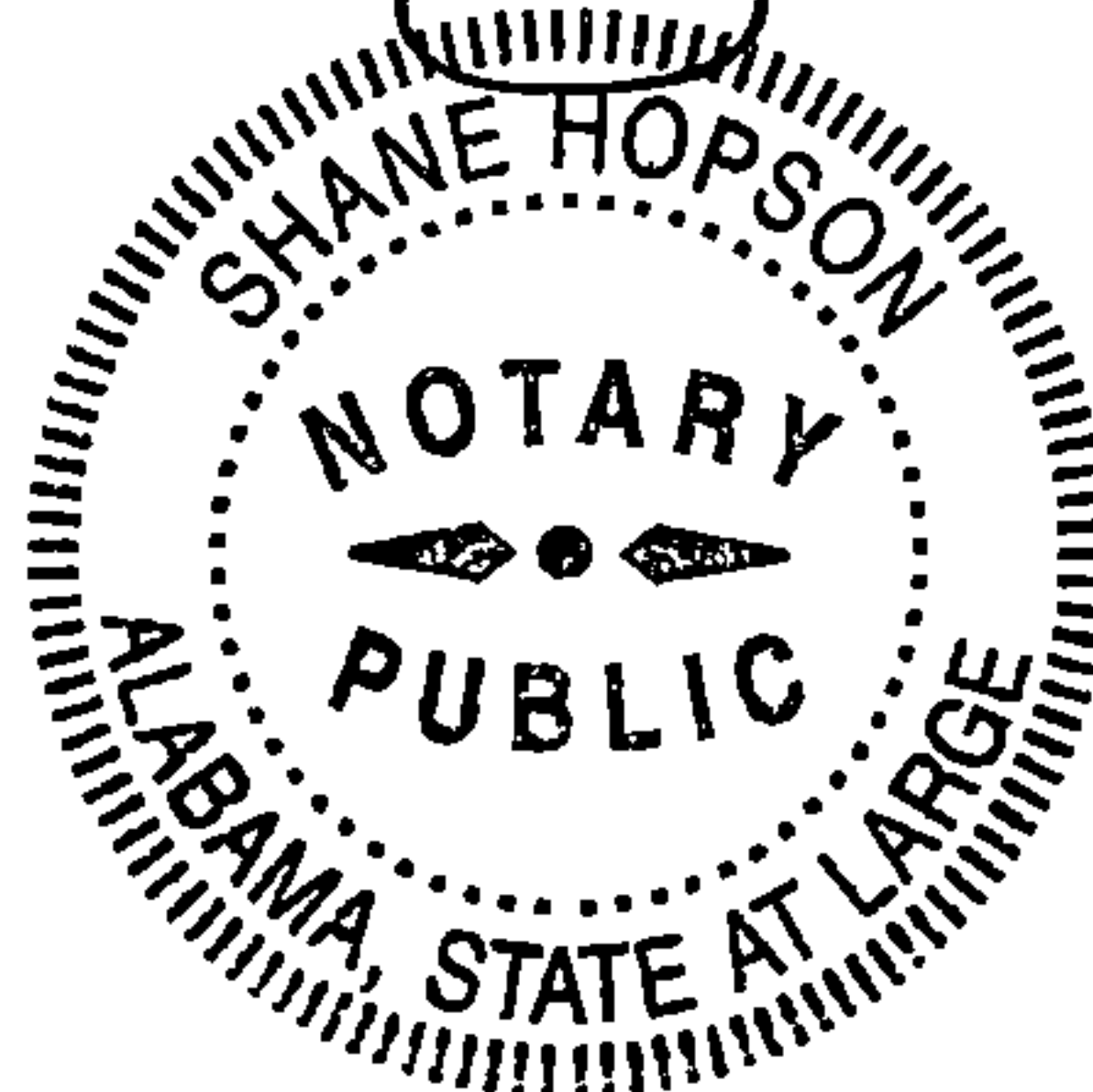
COUNTY OF JEFFERSON)

I, SHANE HOPSON, a Notary Public in and for said county in said state, hereby certify that Angie B. Noel, whose name as Director of Shoreline, Sales and Leasing for Alabama Power Company, 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 such instrument, 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 1st day of JUNE 2023.

My Commission expires: 9/30/2023

Shane Hopson
Notary Public





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IN WITNESS WHEREOF, SHELBY COUNTY COMMISSION has caused this instrument to be executed by its authorized officer this the 8th day of June, 2023, to be effective as of the Effective Date.

SHELBY COUNTY COMMISSION


By: *Chad Scroggins*
Its: County Manager

STATE OF ALABAMA)
COUNTY OF SHELBY)

I, Regina LeCroy, a Notary Public in and for said county in said state, hereby certify that Chad Scroggins whose name as County Manager of Shelby County Commission 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 such instrument, he, as such officer and with full authority, executed the same voluntarily for and as the act of said commission.

Given under my hand and official seal this 8th day of June, 2023

Regina LeCroy
Notary Public
My Commission expires: 8/2/2026





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Exhibit A - Shelby County Commission

Shelby County

Shelby

Layer

 Property - 60 Ac

LEGAL NOTICE: Alabama Power Company does not warrant or guarantee the accuracy, completeness, or reliability of any facility maps or data provided by Alabama Power Company and disclaims any and all liability that results from the use of these maps or data. Any subsequent disclosure of such information is forbidden without the express written authorization of Alabama Power Company.

GIS
SERVICES

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GIS Services
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Exhibit A

0 500 1,000 2,000 Feet

