# APC Document# 7229/758-00/

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W.E. No. A6170-06-AA23 Parcel No. 285213002002 NE 4 of the SW 4 of Section 21, Township 22 South, Range 2 East Calera, Shelby County, AL

STATE OF ALABAMA COUNTY OF SHELBY

This instrument prepared in the Corporate Real Estate Office Alabama Power Company P.O. Box 2641
Birmingham, AL 35291
By: Adam W. Bailey

### POWER LINE EASEMENT STATE AGENCY

KNOW ALL MEN BY THESE PRESENTS, That the undersigned on behalf of the ALABAMA STATE BOARD OF EDUCATION, a public body corporation of the State of Alabama, (the "Grantor"), for and in consideration of the sum of One and No/100 Dollars (\$1.00), to it in hand paid by ALABAMA POWER COMPANY, an Alabama corporation, (the "Grantee"), the receipt whereof is hereby acknowledged, does pursuant to its authority under Code of Alabama (1975), Section 16-60-111.10, hereby grant to said Grantee, its successors and assigns, the right from time to time to construct, install, 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, all poles, towers, wires, conduits, fiber optics, cables, transclosures, 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, and the word "Property" as in this instrument shall mean the following described real property situated in Shelby County, Alabama ("the Property"):

A parcel of land located in the NE ¼ of the SW ¼ of Section 21, Township 22 South, Range 2 East Calera, Shelby County, AL.

The above-referenced final location drawing is Alabama Power Company's Sketch of Proposed Work — W.E. No. A6170-06-AA23— which is attached hereto and made a part hereof as Exhibit "A".

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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 Guy Wires Facilities, as applicable, 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 and Guy Wires as applicable.

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.

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

IN WITNESS WHEREOF, the State of Alabama has caused this instrument to be executed in its name by the Honorable Jimmy Baker, its Chancellor, and its official seal to be affixed on this, the 13<sup>th</sup> day of September, 2023.

ATTEST:

BY:

Honorable Wes Allen Secretary of State STATE OF ALABAMA

BY:

Honorable Kay Ivey

In her capacity as Governor of the

State of Alabama

BY.

Dr. Eric G. Mackey

As State Superintendent of Education

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STATE OF ALABAMA
COUNTY OF MONTGOMERY

I, <u>Jessica Ragan</u>, a Notary Public in and for said State and County, hereby certify that Dr. Eric G. Mackey, whose name as State Superintendent of Education of the State of Alabama, 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, he, as such official and with full authority granted by the Alabama State Board of Education, executed the same voluntary for and as the act of said State of Alabama agency.

Given under my hand and official seal, this the 8th day of September, 2023.

Hothry Public Van Ragan

My commission expires:

6.30.2025

[SEAL]

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