

APC Document # 72295113-001

**EASEMENT – UNDERGROUND**

STATE OF ALABAMA

COUNTY OF SHELBY

This instrument prepared by: Dean Fritz

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

**KNOW ALL MEN BY THESE PRESENTS**, That the undersigned, **Target Corporation, a Minnesota corporation**, (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:

The right from time to time to construct, install, operate, and maintain, upon, under, and across the Property described below, all wires, conduits, cables, transclosures, transformers, fiber optics, communication lines, and other facilities useful or necessary in connection therewith (collectively, "Facilities"), for the 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 Company's right of way will extend five (5) feet on all sides of said Facilities as and where installed, and shall include the right to clear and keep clear said right of way.

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, and also the right to cut, remove, and otherwise keep clear any and all structures, obstructions, or obstacles of whatever character, on, under, adjacent to, and above said Facilities.

The easements, rights and privileges granted hereby shall apply to, and the word "Property" as used in this instrument shall mean a portion of the real property more particularly described in Instrument #1999-38040, in the Office of the Judge of Probate of the above-named county in Alabama that is shown in Exhibit "A" attached hereto and made a part hereof.

If, in connection with the construction or improvement of any public road or highway, it becomes necessary or desirable for the Company to move any of the Facilities, Grantor 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 said Grantor, has caused this instrument to be executed by Michael Seaman, its authorized representative, as of the 15 day of February, 20 24.

ATTEST (if required) or WITNESS:

By: [Signature]  
Its: Pravga

Target Corporation, a Minnesota Corporation  
GRANTOR

By: [Signature] (SEAL)  
Michael Seaman  
Sr. Director Real Estate  
Its: Target Corporation  
(Indicate President, Partner, Member, etc.)

-----For Alabama Power Company Corporate Real Estate Department Use Only-----

W.E. # A6173-EV-A023

Tax ID#: 02 7 35 0 001 003.014

¼, ¼ STR & LOC to LOC: SE ¼ of the NE ¼ of Section 35, Township 18 South, Range 2 West

All facilities on Grantor: [Yes, less & except existing APCO R/W] Electronically Filed: [ ]

APC Document #72295113-001

CORPORATION/LLC NOTARY

STATE OF Minnesota

COUNTY OF Hennepin

I, Heather Deanne Luebke, a Notary Public, in and for said County in said State, hereby  
certify that Michael Simon, whose name as for Director of  
Target Corporation, a Minnesota 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 this instrument, 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 the 15 day of February, 2024



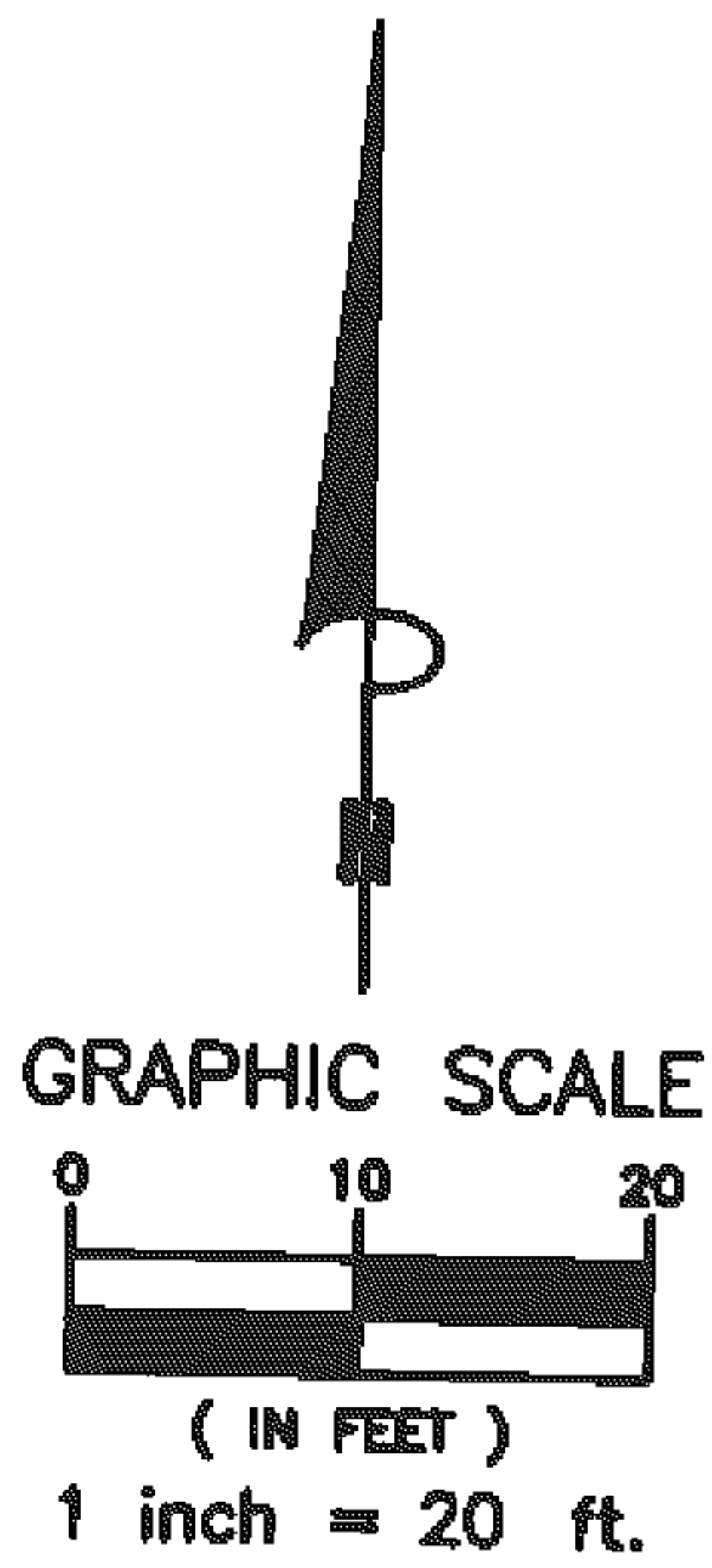
[SEAL]

A handwritten signature in dark ink, appearing to read "Heather Deanne Luebke", written over a horizontal line.

Notary Public

My commission expires: 1/31/2028

# EXHIBIT A DEPICTION OF LEGAL DESCRIPTION



Filed and Recorded  
Official Public Records  
Judge of Probate, Shelby County Alabama, County  
Clerk  
Shelby County, AL  
03/04/2024 12:16:26 PM  
\$29.00 BRITTANI  
20240304000058220

*Allen S. Bayl*

RIVERVIEW PARKWAY  
(60' PUBLIC R.O.W.)

UTILITY EASEMENT  
1,862 SQ. FT.±  
(0.043 ACRES±)

INSTRUMENT NO.  
1999-38040

CURVE	RADIUS	ARC LENGTH	DELTA ANGLE	CHORD BEARING	CHORD LENGTH
C1	225.00'	99.85'	25°25'39"	N58°18'27"E	99.04'
C2	225.00'	30.90'	7°52'06"	N49°31'40"E	30.87'
C3	225.00'	30.01'	7°38'27"	N57°16'56"E	29.98'

LINE	BEARING	DISTANCE
L1	N76°45'52"E	109.36'
L2	N44°15'07"W	3.48'
L3	N45°44'53"E	10.00'
L4	S44°15'07"E	5.00'
L5	N45°44'53"E	12.67'
L6	S44°15'07"E	26.33'
L7	S45°44'53"W	17.67'
L8	N44°15'07"W	12.00'
L9	S45°44'53"W	5.00'
L10	N44°15'07"W	4.18'
L11	S76°45'52"W	143.64'



01/05/2023

DOCUMENT NO. 19990910000380381  
LOT 6  
RIVER RIDGE PLAZA

**Clark**  
177 S. Tilley Dr. Pueblo West, Co. 81067 719.633.0239  
www.clarkpa.com

NOTE:  
This EXHIBIT does not  
represent a monumented  
land survey, and is only  
intended to depict the  
attached LEGAL DESCRIPTION.

**ESP**  
ESP Associates AL, Inc.  
2814 Cahaba Valley  
Parkway North  
Pulaski, AL 36124  
205-994-8438 (AL)  
www.espalab.com

Project No: 230744

Drawn: RJR

Check: JNL

Date: 12/18/2023

Sheet 2 of 2