

State of Alabama)
Jefferson County)

1121

This instrument prepared in
the Corporate Real Estate
Dept. of Alabama Power Co.
Birmingham, Ala.

[Signature]

KNOW ALL MEN BY THESE PRESENTS

That in consideration of the sum of Sixty Five Thousand Five Hundred and Twenty Five and No/100 Dollars (\$65,525.00) to Alabama Power Company, a corporation (hereinafter referred to as "Grantor"), in hand paid by Bill G. Henke and wife, Mary Jean Henke, (hereinafter referred to as "Grantee"), the receipt of which is hereby acknowledged, the said Alabama Power Company does by these presents grant, bargain, sell and convey unto the said Bill G. Henke and wife, Mary Jean Henke, as joint tenants with right of survivorship, surface rights only in and to the following described real estate, situated in Shelby County, Alabama, to-wit:

J.R.K. Those portions of the parcels of land which are described in detail on Exhibit A hereto and shown on the maps attached as Exhibit B and Exhibit C hereto, which lie above that certain datum plane of 397 feet above mean sea level as established by the United States Coast and Geodetic survey as adjusted in January 1955.

This conveyance is made subject to all existing easements and rights of way of record together with the rights of way and easement herein reserved, including those for roads, electric power lines, telephone lines, telegraphic lines and pipelines which are now located on the property and there is excepted from this conveyance the facilities, lines and appurtenances attached thereto. This conveyance is made subject to and there is excepted all mineral and mining rights and ad valorem tax liens for the current tax year which will be paid when due by Grantor.

Grantor reserves for itself, its successors and assigns, all rights necessary or convenient to the operation of its dams and the manufacture of electricity, and this conveyance is accepted by Grantee as full compensation for all damages consequential or otherwise arising from the operation of such dams, the manufacture of electricity or any and all actions incident thereto, together with rights of ingress and egress over and across those parts of the lands so described which lie above such datum plane first above described.

This conveyance is made subject to that certain mortgage or indenture executed by Alabama Power Company to the Chemical Bank and Trust Company (now Chemical Bank), as Trustee, dated January 1, 1942, as amended and supplemented, and Alabama Power Company agrees that it shall within one hundred twenty (120) days from the date of this conveyance secure a release from said indenture of the land interests and land rights conveyed hereunder.

TO HAVE AND TO HOLD said property unto the said Bill G. Henke and wife, Mary Jean Henke, for and during their joint lives and upon the death of either of them, then to the survivor of them, and to the heirs and assigns of such survivor forever, together with every contingent remainder and right of reversion.

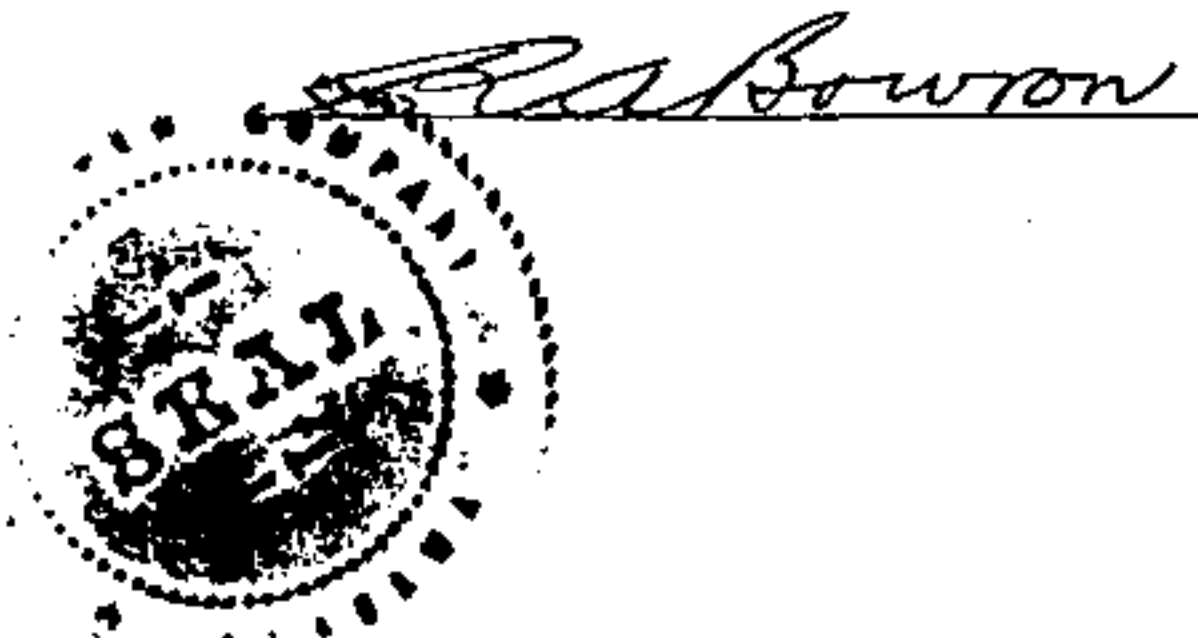
IN WITNESS WHEREOF, the said Alabama Power Company has caused this instrument to be executed in its name by Jesse S. Vagtle, its Executive Vice President and its corporate seal to be affixed and these presents to be attested by R.A. Barron, its Secretary thereto respectively authorized on this the 27th day of December, 1984.

Bill G. Henke
Ref. 1 - Box 52
Shelby Co. Ala.

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ATTEST

ALABAMA POWER COMPANY



STATE OF ALABAMA)
JEFFERSON COUNTY)

By James S. Vaytes
Executive Vice President

APPROVED AS TO FORM { BALCH, BINGHAM, BAKER, WARD,
J.O.R. SMITH, BOWMAN & THAGARD
APPROVED AS TO TERMS AND DESCRIPTION { By Harold Williams
LAND MANAGEMENT MANAGER
CORPORATE REAL ESTATE

I, William G. Hall, Jr., a Notary Public in and for said County in said State hereby certify that James S. Vaytes, whose name as Executive Vice President of Alabama Power Company, a corporation, is signed to the foregoing conveyance and who is known to me, acknowledged before me on this day that, being informed of the contents of the instrument, he, 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 27th day of December, 1984.

William G. Hall, Jr.
Notary Public State at large



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EXHIBIT "A"

Parcel "1"

A parcel of land in the Fractional SW $\frac{1}{4}$ of Section 18, Township 24 North, Range 16 East, Shelby County, Alabama, being more particularly described as follows:

All that portion of the above said Fractional SW $\frac{1}{4}$ lying east of and contiguous to the Lacossa Estates Subdivision as recorded in Map Book 5, Page 35 in the Office of Judge of Probate, Shelby County, Alabama which herein described land is above the 397 foot contour line above mean sea level as established by the United States Coast and Geodetic Survey as adjusted in January, 1955. Said parcel "1" is bounded on the North, East and South by Lay Reservoir and contains approximately 4.0 acres and is generally shown on a reduced copy of the Shelby County Tax Assessor's map marked Exhibit "B" attached hereto and made a part hereof.

Parcel "2"

A parcel of land in the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 13, Township 24 North, Range 15 East, Shelby County, Alabama, being more particularly described as follows:

All that portion of the above said SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ lying South of lands* belonging to W. A. Henke and Bill G. Henke and north of Alabama Power Company's Lay Reservoir and which herein described land is above the 397 foot contour line above mean sea level as established by the United States Coast and Geodetic Survey as adjusted in January, 1955. Said Parcel "2" is bounded on the East, South and West by Lay Reservoir and contains approximately 1.7 acres and is shown on a reduced copy of the Shelby County Tax Assessor's map marked Exhibit "B" attached hereto and made a part hereof.

Parcel "3"

A parcel of land in the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 13, Township 24 North, Range 15 East, Shelby County, Alabama being more particularly described as follows:

Commence at the NE corner of the above said NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ and run south along the east line of said quarter-quarter section approximately 835 feet, more or less, to a point on the 397 foot contour line above mean sea level as established by the United States Coast and Geodetic Survey as adjusted in January, 1955 for a point of beginning, thence continue south along the east line of the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ to a point on the 397 foot contour line, thence northerly along the meanderings of the 397 foot contour line to the point of beginning. Said Parcel "3" is bounded on the southwest, west and northwest by Alabama Power Company's Lay Reservoir and contains approximately 0.05 acres and is generally shown on a reduced copy of the Shelby County Tax Assessor's map marked Exhibit "B" attached hereto and made a part hereof.

Parcel "4"

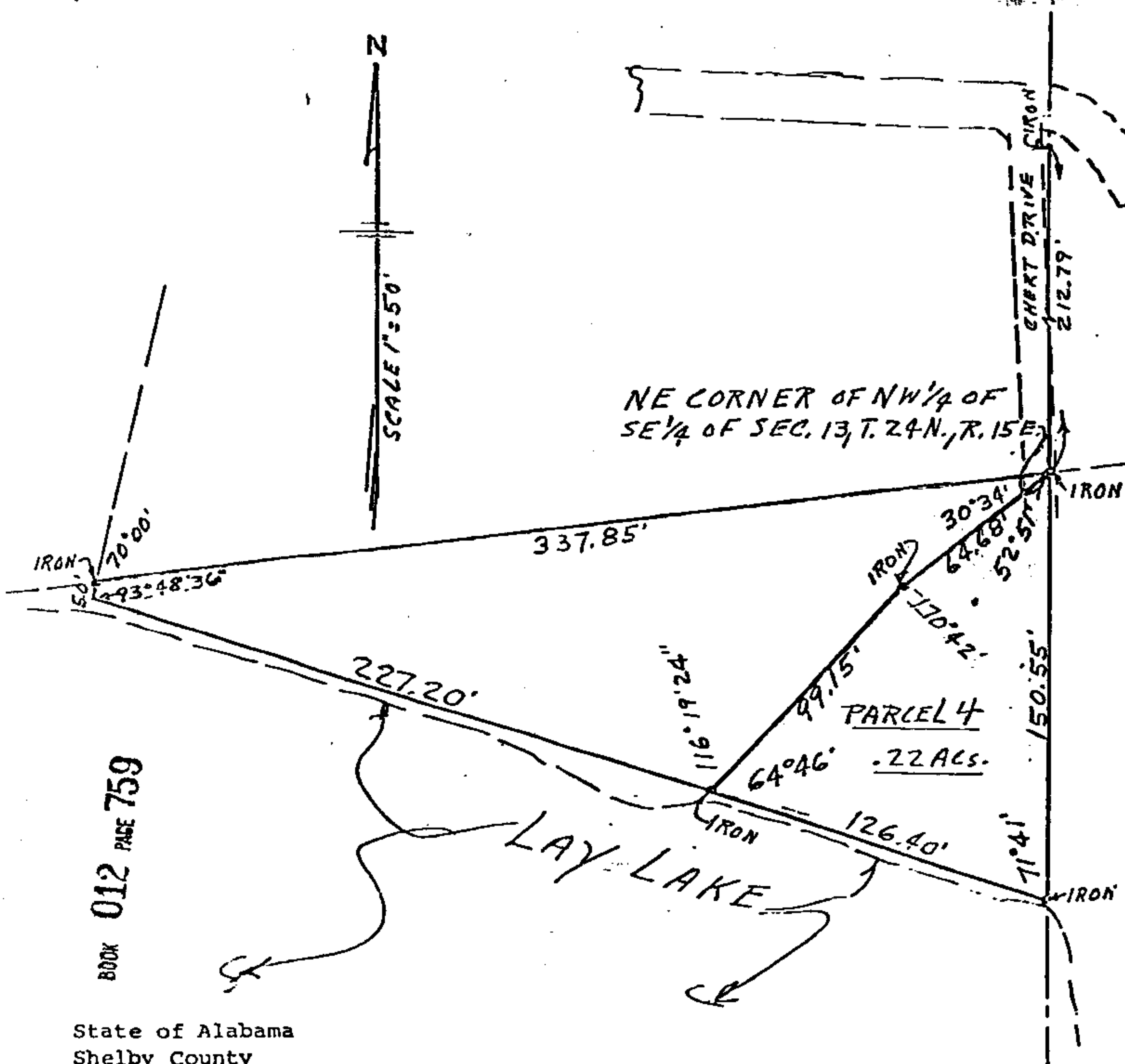
A parcel of land in the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 13, Township 24 North, Range 15 East, Shelby County, Alabama being more particularly described as follows:

Begin at the NE corner of said $\frac{1}{4}$ - $\frac{1}{4}$ section and run southerly along the East line of said $\frac{1}{4}$ - $\frac{1}{4}$ section 150.55 ft. to a point on Lay Lake (397.0 ft. el. contour line); thence turn 108° 19' right and run northwesterly along said Lay Lake a chord distance of 126.40 ft.; thence turn 115° 14' right and run northeasterly 99.15 ft.; thence turn 9° 18' right and run northeasterly 64.68 ft. to the point of beginning and contains approximately 0.22 acres as shown on a copy of a survey marked Exhibit "C" attached hereto and made a part hereof.

Exhibit "A"

SHREVEPORT
COUSBY
COURTY
COURTY

Exhibit "B"



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State of Alabama
Shelby County

I, M. D. Arrington, a registered Land Surveyor and Engineer of Birmingham, Alabama, hereby certify the foregoing to be a true and correct map or plat of part of the NW 1/4 of the SE 1/4 of Section 13, T. 24 N. R. 15 E. more particularly described as follows:

PARCEL 4: Begin at the NE corner of said 1/4 - 1/4 section and run southerly along the East line of said 1/4 - 1/4 section 150.55 ft. to a point on Lay Lake (397.0 ft. el. contour line); thence turn 108° 19' right and run northwesterly along said Lay Lake a chord distance of 126.40 ft.; thence turn 115° 14' right and run northeasterly 99.15 ft.; thence turn 9° 18' right and run northeasterly 64.68 ft. to the point of beginning.

According to my survey this the 18th day of August, 1984.

STATE OF ALABAMA
SHELBY COUNTY

1984 DEC 27 PM 3:23

Seed tax 66.00
Rec. 1250
Ind. 100
79.50

M. D. Arrington
M. D. Arrington
Reg. No. 10686
Phone 853-2275

Exhibit "C"