

ALABAMA POWER COMPANY,
a corporation,

Plaintiff,

v.

COMMUNITY CEMETERY, ET AL,

Defendants.

IN THE PROBATE COURT OF

SHELBY COUNTY, ALABAMA

CASE NO.: PR-2007-000301

NOTICE OF PENDING ACTION

TO THE HONORABLE JUDGE OF PROBATE OF SHELBY COUNTY, ALABAMA

You are hereby notified that on the 4th day of June, 2007, suit was filed by Alabama Power Company, a corporation, in the Probate Court of Shelby County, Alabama, styled Alabama Power Company v. Community Cemetery, et al, Docket Number PR-2007-000301, and that the following are the names of the parties to said suit:

Name of Plaintiff:

Alabama Power Company, a corporation

Name of Defendants:

Community Cemetery-Owners Unknown
Don Armstrong, as Tax Collector

In said suit the following described lands situated in Shelby County, Alabama, are involved, to-wit:



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Shelby Cnty Judge of Probate, AL
06/04/2007 09:54:19AM FILED/CERT

Parcel #1

5/1/07

The rights to be acquired in this paragraph consist of the acquisition of and right to clear and remove such timber on the land of the condemnees named in this paragraph which lies outside of the easterly right-of-way line of U.S. Highway 280, such rights are situated in the Northwest Quarter of the Northeast Quarter (NW $\frac{1}{4}$ of NE $\frac{1}{4}$) of Section 20, Township 19 South, Range 01 West, Shelby County, Alabama, as would in falling come within five (5) feet of the nearest of plaintiff's electrical conductors constructed within the boundary of said U.S. Highway 280 right-of-way and along the survey line hereinafter described:

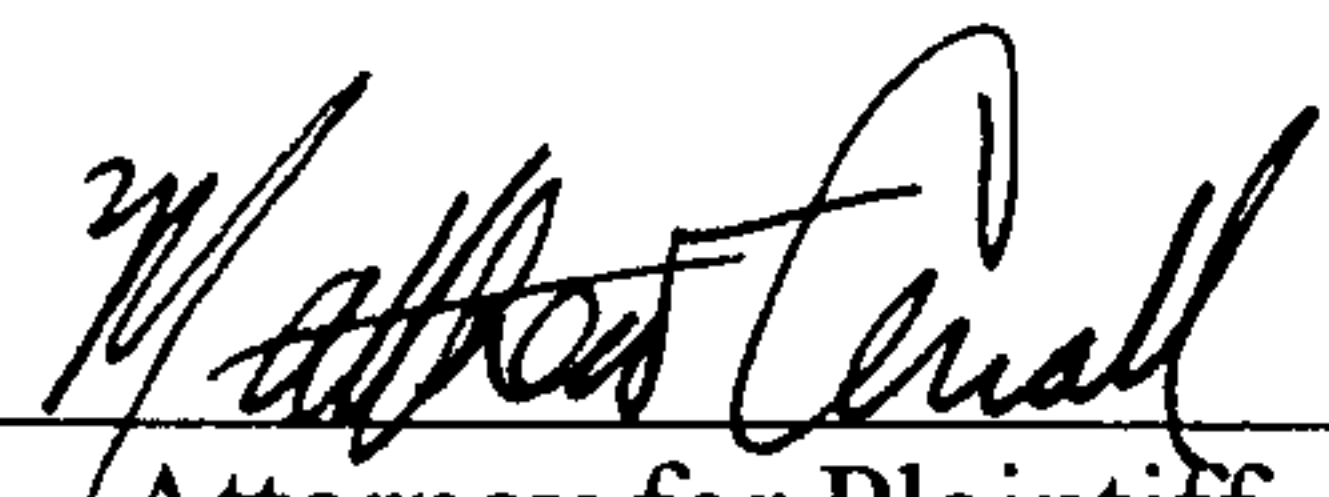
To reach the point of beginning of such survey line, commence at the Northeast corner of Section 20, Township 19 South, Range 1 West; thence run West along the North boundary line of said section a distance of 2101.76 feet to a point; thence turn a deflection angle to the left of 121°23'55" and run S31°34'09"E a distance of 667.12 feet to a point, such point being the point of beginning of such survey line used to describe the rights herein described and sought to be condemned; therefrom, such rights lie left of or easterly of said survey line and lie east of and coincident with the easterly right-of-way of U.S. Highway 280, and the continuations thereof which begins at such point of beginning and continues S31°34'09"E a distance of 41.33 feet to a point; thence survey line turns a deflection angle to the right of 00°18'33 and runs S31°15'36"E a distance of 624.03 feet to a point; thence survey line turns a deflection angle to the left of 14°21'04 and runs S45°36'40"E a distance of 82 feet, more or less, to a point, such point being the point of ending of the rights herein described and sought to be condemned. All bearings are based on Alabama State Plane West Zone Grid North.

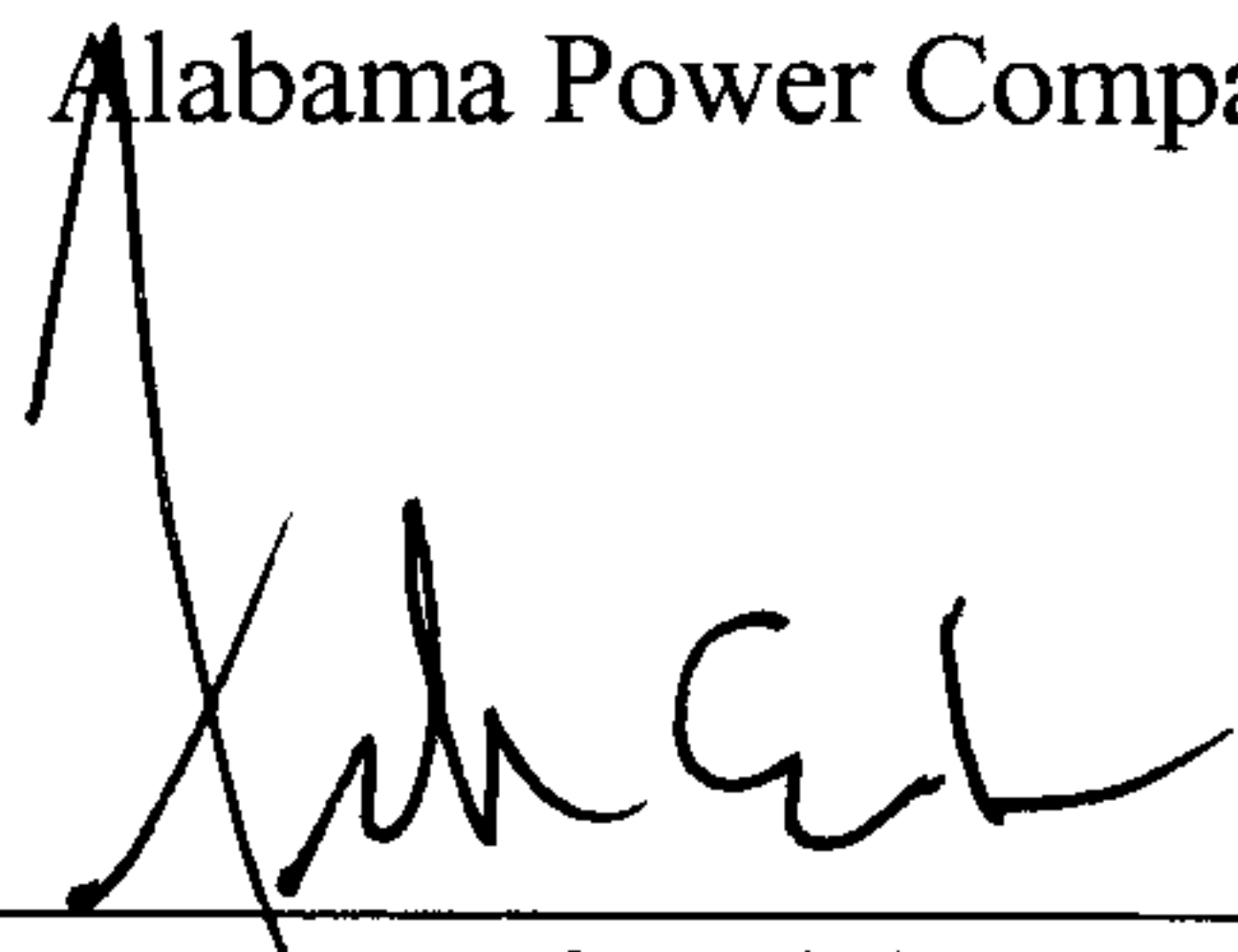
The said Community Cemetery-Owners Unknown, and Don Armstrong, as Tax Collector, are the owners of the land described above.

The kind of suit brought as above stated is to condemn and acquire easements, interests, ways and rights-of-way in connection with the erection, construction and maintenance of towers, poles, wire lines, guy wires, anchors and other appliances for the transmission, distribution, supply and sale to the public of electric power.

IN WITNESS WHEREOF, the said Alabama Power Company, a corporation, has caused this notice to be executed on this the 4th day of June, 2007.

ALABAMA POWER COMPANY

By 
Attorney for Plaintiff,
Alabama Power Company

By 
Attorney for Plaintiff,
Alabama Power Company

OF COUNSEL:

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