

EASEMENT - DISTRIBUTION FACILITIES
(Metes and Bounds)

TO BE RECORDED: YES X NO \$ 500.00

This instrument prepared by:

STATE OF ALABAMA }
COUNTY OF Shelby }
TAX ID # _____

W.E. No. 61700-08-0085-700
Parcel No. 70204086
Transformer No. _____

Larry D. Burnett
Alabama Power Company
P. O. Box 2641
Birmingham, Alabama 35291

A. GRANT KNOW ALL MEN BY THESE PRESENTS, That Michael A. Raita, a single man

as grantors (s), (the "Grantor", whether one or more) for and in consideration of One and No/100 (\$1.00) and other good and valuable consideration, to Grantor in hand paid by Alabama Power Company, a corporation, the receipt and sufficiency of which are hereby acknowledged, does hereby grant to Alabama Power Company, its successors and assigns (the "Company"), the easements, rights and privileges described and designated in Section B below.

B. RIGHTS The easements, rights and privileges granted hereby are as follows:

- Overhead and/or Underground.** The right from time to time to construct, install, operate and maintain, upon, over, under and across the Property described in Section C below, along a route to be selected by the Company which is generally shown on the Company's final location drawing (which shows the general location of underground Facilities, if any, by indicating an area not greater than ten feet (10') in width), all poles, towers, wires, conduits, fiber optics, cables, trans closures, 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 Company, might now or may hereafter endanger, interfere with or fall upon any of the overhead Facilities.
- Line Clearing.** The right to trim and cut and keep trimmed and cut all dead, weak, leaning or dangerous trees or limbs that, in the sole opinion of the Company, might now or may hereafter endanger, interfere with or fall upon the electric transmission or distribution lines, poles, towers or other Facilities now or hereafter located adjacent to the Property described in Section C below along a route to be selected by the Company generally shown on the Company's final location drawing, and also the right to clear and keep clear all trees, undergrowth, and other obstructions on property in which Grantor has an interest within fifteen feet (15') of the center line of the lines of such poles, towers or other Facilities.
- Guy Wires and Anchors.** The right to implant, install and maintain anchor(s) of concrete, metal or other material on and under the Property described in Section C below, and to construct, extend and maintain guy wires from such anchor(s) to structures now or hereafter erected adjacent to such Property or property adjacent thereto (collectively, "Guy Wire Facilities") along a route to be selected by the Company generally shown on the Company's final location drawing; and also the right to trim and cut and keep trimmed and cut all dead, weak, leaning or dangerous trees or limbs that, in the sole opinion of the Company, might now or may hereafter endanger, interfere with or fall upon any of the Guy Wire Facilities.

Grantor hereby grants to the Company 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 Wire 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 Wire Facilities, as applicable.

C. PROPERTY DESCRIPTION The easements, rights and privileges granted hereby shall apply to, and the word "Property" as used in this instrument shall mean, the following described real property situated in Shelby County, Alabama (the "Property"):

See EXHIBIT "A" attached hereto and made a part hereof for a
legal description of the property involved.

D. ADDITIONAL PROVISIONS. In the event it becomes necessary or desirable for the Company to move any of the Facilities in connection with the construction or improvement of any public road or highway in proximity to the Facilities, Grantor hereby grants 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 the 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 Grantor, the Company and each of their respective heirs, personal representatives, successors and assigns and the words "Company" and "Grantor" 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 undersigned Grantor(s) has/have set his/her hand(s) and seal(s) this the 21st day of February, 2008.

Barry D. Burnett
Witness


Michael A. Raita (SEAL)
(Grantor)

Witness

(SEAL)
(Grantor)

Witness

By: _____ (SEAL)
As:


20080501000178090 1/5 \$23.50
Shelby Cnty Judge of Probate, AL
05/01/2008 10:30:20AM FILED/CERT

IN WITNESS WHEREOF, the said Grantor, has caused this instrument to be executed by _____ its authorized representative, as of the _____ day of _____, 20_____.

ATTEST (if corporation) or WITNESS:

(Grantor - Name of Corporation/Partnership/LLC)

By: _____
Its: _____

By: _____ (SEAL)
Its: _____
[indicate President, General Partner, Member, etc.]

INDIVIDUAL NOTARIES

STATE OF ALABAMA }
COUNTY OF _____ }

I, the undersigned, a Notary Public, in and for said County in said State, hereby certify that _____ whose name(s) is/are signed to the foregoing instrument and who is/are known to me, acknowledged before me on this day that being informed of the contents of the instrument, he/she/they executed the same voluntarily, on the day the same bears date.
Given under my hand and official seal this the _____ day of _____, _____.

[SEAL] →

Notary Public
My commission expires: _____

STATE OF ALABAMA }
COUNTY OF _____ }

I, the undersigned, a Notary Public, in and for said County in said State, hereby certify that _____ whose name(s) is/are signed to the foregoing instrument and who is/are known to me, acknowledged before me on this day that being informed of the contents of the instrument, he/she/they executed the same voluntarily, on the day the same bears date.
Given under my hand and official seal this the _____ day of _____, _____.

[SEAL]

Notary Public
My commission expires: _____

TRUSTEE/CORPORATION/PARTNERSHIP/LLC NOTARY

STATE OF ALABAMA }
COUNTY OF _____ }

I, the undersigned, a Notary Public, in and for said County in said State, hereby certify that _____, whose name as _____ of _____ a _____ [as _____], 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 instrument, he/she, as such _____ and with full authority, executed the same voluntarily for and as the act of said _____ [acting in such capacity as aforesaid].

Given under my hand and official seal, this the _____ day of _____, _____.

[SEAL]

Notary Public
My commission expires: _____



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For Alabama Power Company Corporate Real Estate Department Use Only

All facilities on Grantor: _____

Station to Station: _____

70204086

20051013000533530 2/2 \$254.00
Shelby Cnty Judge of Probate, AL
10/13/2005 11:30:53AM FILED/CERT

EXHIBIT "A"

Commence at a 2" open top pipe in place accepted as the Northwest corner of Section 10, Township 20 South, Range 1 West, Shelby County, Alabama, as the point of beginning; from this point of beginning proceed North 88 degrees 33 minutes 46 seconds East along the North boundary of Section 10 for a distance of 435.14 feet to a 1/2" capped rebar in place; thence proceed South 5 degrees 10 minutes 03 seconds West for a distance of 502.55 feet to a 1/2" capped rebar in place; thence proceed South 41 degrees 31 minutes 52 seconds East for a distance of 1099.45 feet to a 1/2" capped rebar in place located on the South boundary of the NW 1/4 of the NW 1/4 of Section 10; thence proceed South 88 degrees 55 minutes 27 seconds West along the South boundary of the NW 1/4 of the NW 1/4 for a distance of 1174.16 feet to an existing concrete monument in place accepted as the Southwest corner of the NW 1/4 of the NW 1/4 of Section 20; thence proceed North 2 degrees 22 minutes 14 seconds East along the West boundary of the NW 1/4 of the NW 1/4 for a distance of 1335.83 feet to the POINT OF BEGINNING.

The above described land is located in the NW 1/4 of the NW 1/4 of Section 10, Township 20 South, Range 1 West, Shelby County, Alabama.

An Ingress and Egress and Utility Easement being more particularly described as follows: Commence at a 2" open top pipe in place accepted as the Northwest corner of Section 10, Township 20 South, Range 1 West, Shelby County, Alabama, thence proceed North 88 degrees 33 minutes 46 seconds East along the north boundary of Section 10 for a distance of 1501.94 feet to a 1/2" capped rebar in place; thence proceed South 37 degrees 06 minutes 10 seconds East for a distance of 556.26 feet to a point; thence proceed South 30 degrees 12 minutes 15 seconds East for a distance of 731.22 feet to the point of beginning of the following described easement; thence continue South 30 degrees 12 minutes 15 seconds East for a distance of 55.0 feet to a point; thence proceed South 35 degrees 00 minutes 40 seconds West for a distance of 200.45 feet to a point; thence proceed South 32 degrees 43 minutes 42 seconds East for a distance of 51.34 feet to a point located on the south boundary of the NE 1/4 of the NW 1/4; thence proceed South 1 degree 30 minutes 34 seconds West for a distance of 911.30 feet to a point located on the north right of way of Tara Drive; thence proceed North 83 degrees 03 minutes 53 seconds West along the north right of way of Tara Drive for a distance of 30.13 feet to a point; thence proceed North 1 degree 30 minutes 34 seconds East for a distance of 907.19 feet to a point located on the south boundary of the Northeast 1/4 of the Northwest 1/4 of Section 10; thence proceed South 88 degrees 53 minutes 20 seconds West along the south boundary of the Northeast 1/4 of the Northwest 1/4 of Section 10 for a distance of 844.33 feet to a 2" capped pipe in place accepted as the Southeast corner of the Northwest 1/4 of the Northwest 1/4 of Section 10; thence proceed South 88 degrees 55 minutes 27 seconds West along the south boundary of the Northwest 1/4 of the Northwest 1/4 of Section 10 for a distance of 151.98 feet to a 1/2" capped rebar in place; thence proceed North 41 degrees 31 minutes 52 seconds West for a distance of 65.37 feet to a point; thence proceed North 88 degrees 49 minutes 42 seconds East for a distance of 789.96 feet to a point; thence proceed North 78 degrees 28 minutes 55 seconds East for a distance of 192.96 feet to a point; thence proceed North 53 degrees 11 minutes 54 seconds East for a distance of 79.43 feet to a point; thence proceed North 35 degrees 10 minutes 30 seconds East for a distance of 151.12 feet to the point of beginning.

Together with the right to use the easement as set out in Inst. #2001-56321, in the Probate Office of Shelby County, Alabama.

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BJJ

70204086

Sketch of Proposed Work - Simplified W. E.

ALABAMA POWER
A SCOTT COMPANY

Customer	Location	Agreed Serv. Date	County	Section	Township	Range	Add'l Info	Estimate No.
BARRY TURPIN			SHELBY	10	20S	1W	SHEET 1 OF 2	61700-08-00857
Division	Operation	Engineer	LINC#	Date	Substation	X	NJUNS Ticket #	LOC
BIRMINGHAM	METRO-SOUTH	FROST	11060		CHELSEA	34734	XD9255	Transformer Loading

APCO CONTRACTOR TO PERFORM ALL TRENCHING
APCO TO BILL CUSTOMER PER CSP
CUSTOMER DESIRES TEMP SERVICE FOR CONSTRUCTION
CUSTOMER TO CLEAR 10' PATH FOR SVC

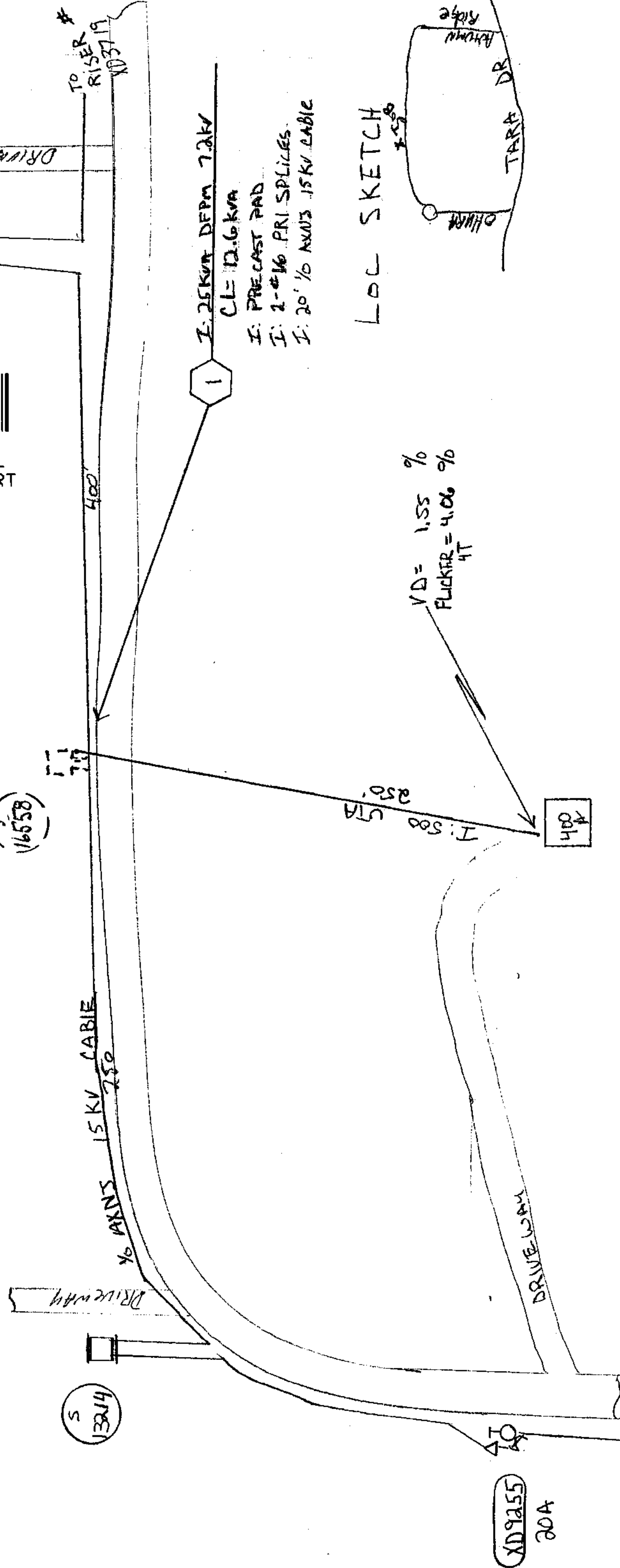
EXISTING	PROPOSED	TOTAL	ENERGY
XD9255	2.7A	5A	8A
XD3719	2.7A	2.7A	

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SHORT CIRCUITS
3Ø - G=
Ø - G=
Ø - G Res=
ENERGIZED LINE WORK
SUB
OCB/OCR#
SWITCH#
FUSE SIZE

"MISS-ALL" # 1-800-292-8525	DATE CALLED	LOCATION REQUEST #
	WATER WORKS	DATE CALLED
TRANSFER OF ATTACHMENTS YES NO		
OTHER		
KNOWLEDGE		
CHARTER		
OTHER		

Voltage	Pri	Set	PHONE CO.	Co. Name	CATV CO.	Co. Name	Accessible Heavy Traffic SW Amp	TREE CREW	PERMITS REQ	R/W	CITY	COUNTY	STATE	OTHER	SCALE
7.2	120	KV	24												NTS



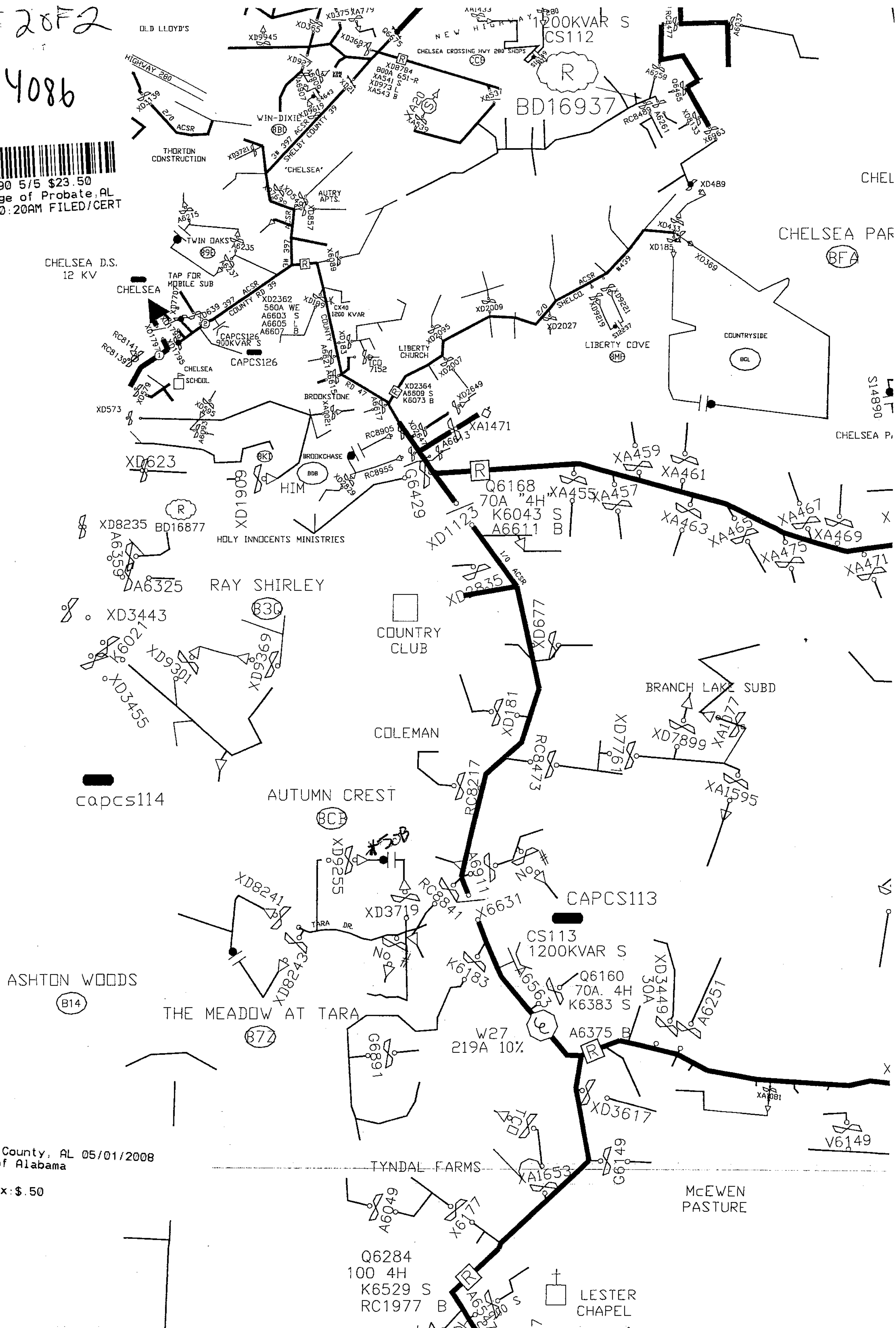
Cnst. Completed By

Date

70204086



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Shelby County, AL 05/01/2008
State of Alabama

Deed Tax: \$.50