

STATE OF ALABAMA)
COUNTY OF SHELBY)

This agreement made and entered into this the 14th. day of October, 1985, by and between Harris M. Gordon and Ruth L. Gordon herein after called "Owner" and Alabama Gas Corporation a corporation, hereinafter called "Company". For and in consideration of One Thousand and no/100 (\$1,000.00) dollars in hand paid by company to owner, the receipt of which is hereby acknowledged, and the mutual covenants herein, the said parties do hereby agree as follows:

1. Owner hereby grants to company the right to construct, operate, and maintain a 16 inch high pressure gas transmission line under the following described lands in Shelby County, Alabama:

A strip of land 10 feet in width beginning on the east right of way line of Shelby County highway #47 at a point 1519.37 feet north of the intersection of the east line of the Southeast Quarter of the Southeast Quarter Section 1, Township 22 South, Range 1 East and the east right of way line of Shelby County highway # 47; thence turn an angle of 90 degrees to the right and run 10ft. to a point; thence turn an angle of 90 degrees to the left and run approximately 470 feet to the north line of the old dirt Columbiana - Shelby Road and the south line of the Walter Dixon property; thence turn an angle to the left and run 10 feet to the said east right of way line, run thence southerly along the said east right of way line to the point of beginning, situated in the Northeast Quarter of the Southeast Quarter of Section 1, Township 22 South, Range 1 East, Shelby County, Alabama.

2. Owner hereby grants to company until November 15, 1985 the right to use Owner's land east of the above described land and west of Right of Way "trim line" of the Alabama Power Company for its distribution line as a work area to install the said 16" gas line, said land being situated in the Northeast Quarter of the Southeast Quarter of Section 1, Township 22 South, Range 1 East, Shelby County, Alabama.
3. The rights granted to Company are subject to the rights of the Alabama Power Company and Shelby County.
4. The depth of said 16 inch line shall be not less than 5 feet from the top of said line to the ground elevation existing at the time of granting this easement.
5. Owner reserves the right to use said easement for road and driveway purposes.
6. Company shall not damage any property or trees of owner along said easement or work area and shall leave the area at the same elevations that existed at the time of granting this easement.
7. Owner shall not be liable for any claims for damages which may arise on account of the exercise by the Company of rights herein granted and Company shall and does hereby indemnify, protect and save harmless the Owner from all loss, damage, cost, attorneys fees, and expense of every character which may be sustained by Owner on account of the exercise by the Company of its rights hereunder.

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8. Company shall maintain General Liability Insurance for the protection of Company and Owner in an amount not less than the aggregate of \$2,000,000.00. Company shall furnish owner evidence of such insurance in a company acceptable to the owner.

9. Company shall furnish owner within two (2) weeks after said 16 inch line is installed a certified map of a land tie "as built" survey performed by a licensed Alabama land surveyor.

To have and to hold to the said Company, its successors and assigns forever.

IN WITNESS WHEREOF, the Parties hereto have executed this agreement in duplicate, on the day and year first mentioned as date hereof.

WITNESS:

Harris M. Gordon (SEAL)
(Harris M. Gordon)

Ruth L. Gordon (SEAL)
(Ruth L. Gordon)

_____ (SEAL)

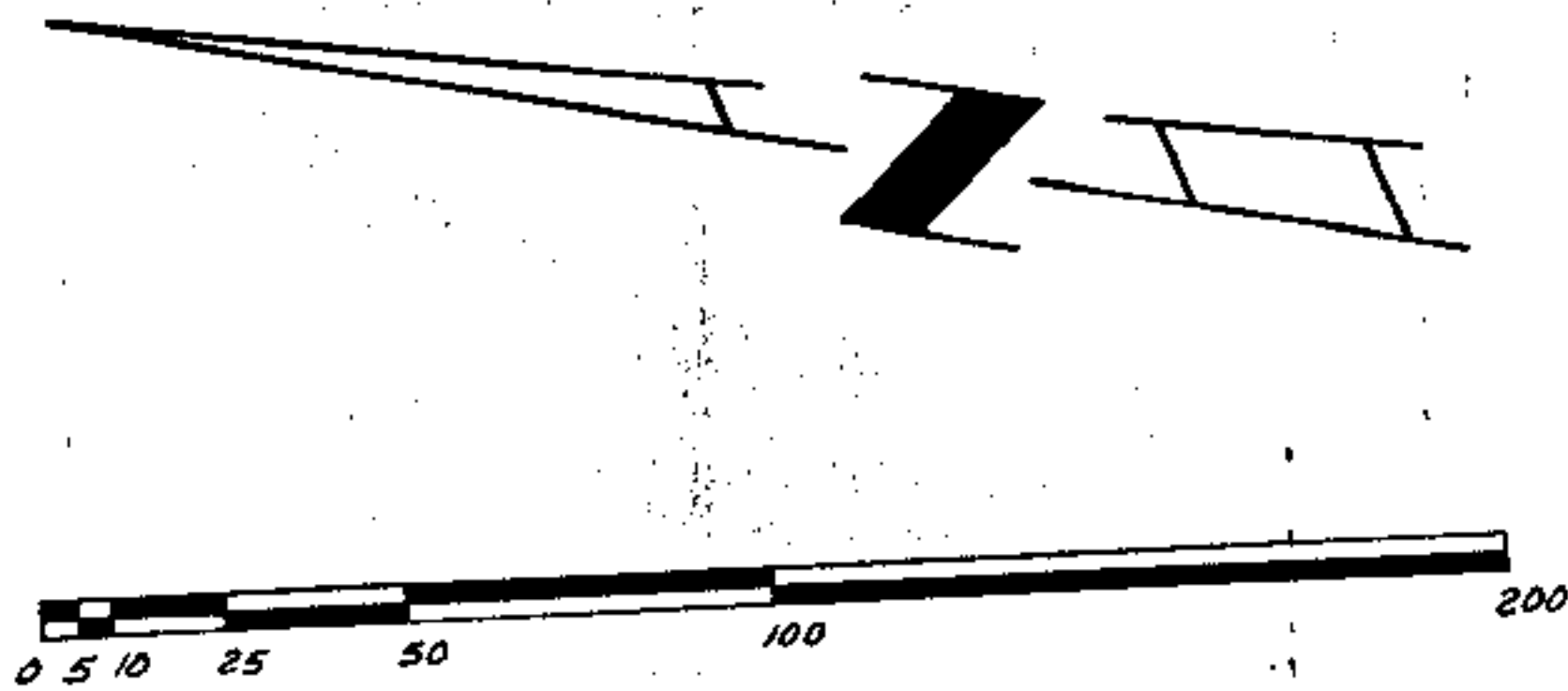
By Barney E. Champion, Jr.
Barney E. Champion, Jr.
Its _____
Vice President - Construction
& Gas Supply

STATE OF ALABAMA)

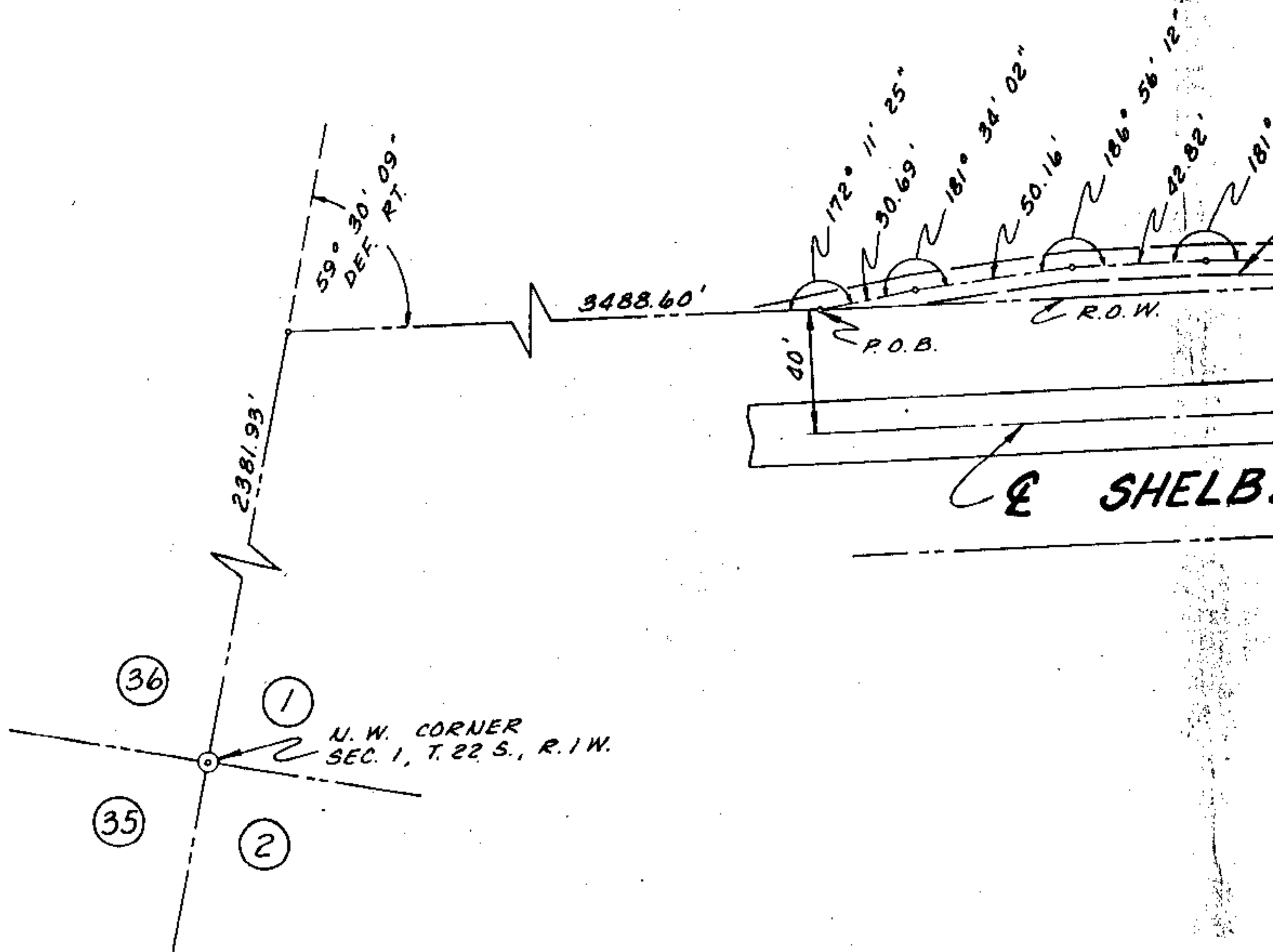
SHELBY COUNTY)

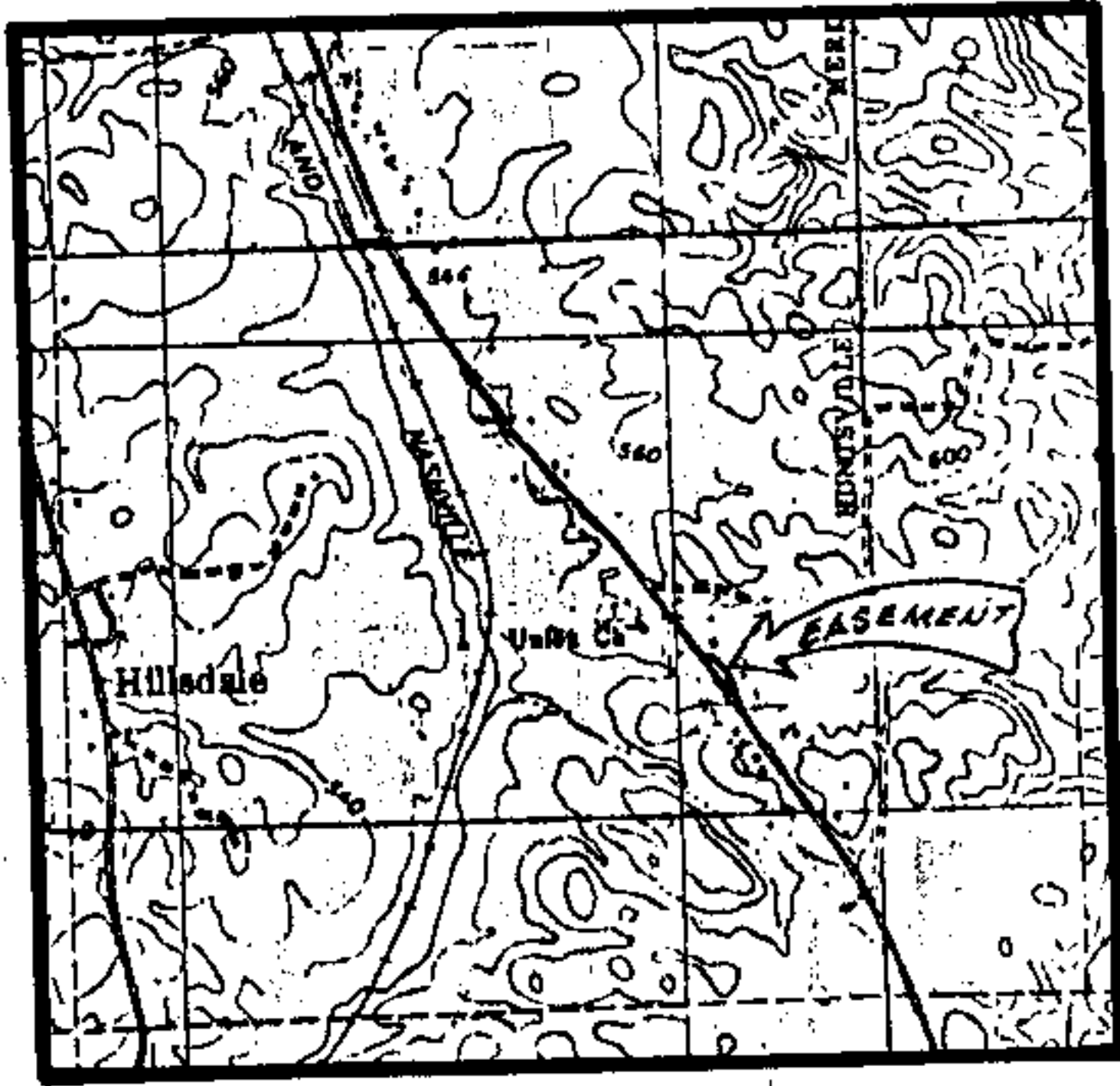
I, the undersigned a Notary Public in and for said County, in said State, hereby certify that Harris M. Gordon and Ruth L. Gordon whose names are signed to the foregoing conveyance, and who are known to me, acknowledged before me on this day, that, being informed of the contents of this conveyance, they executed the same voluntarily on the day the same bears date. Given under my hand and seal, this 14th day of October, 1985.

Eric D. Mooney
(Notary Public)

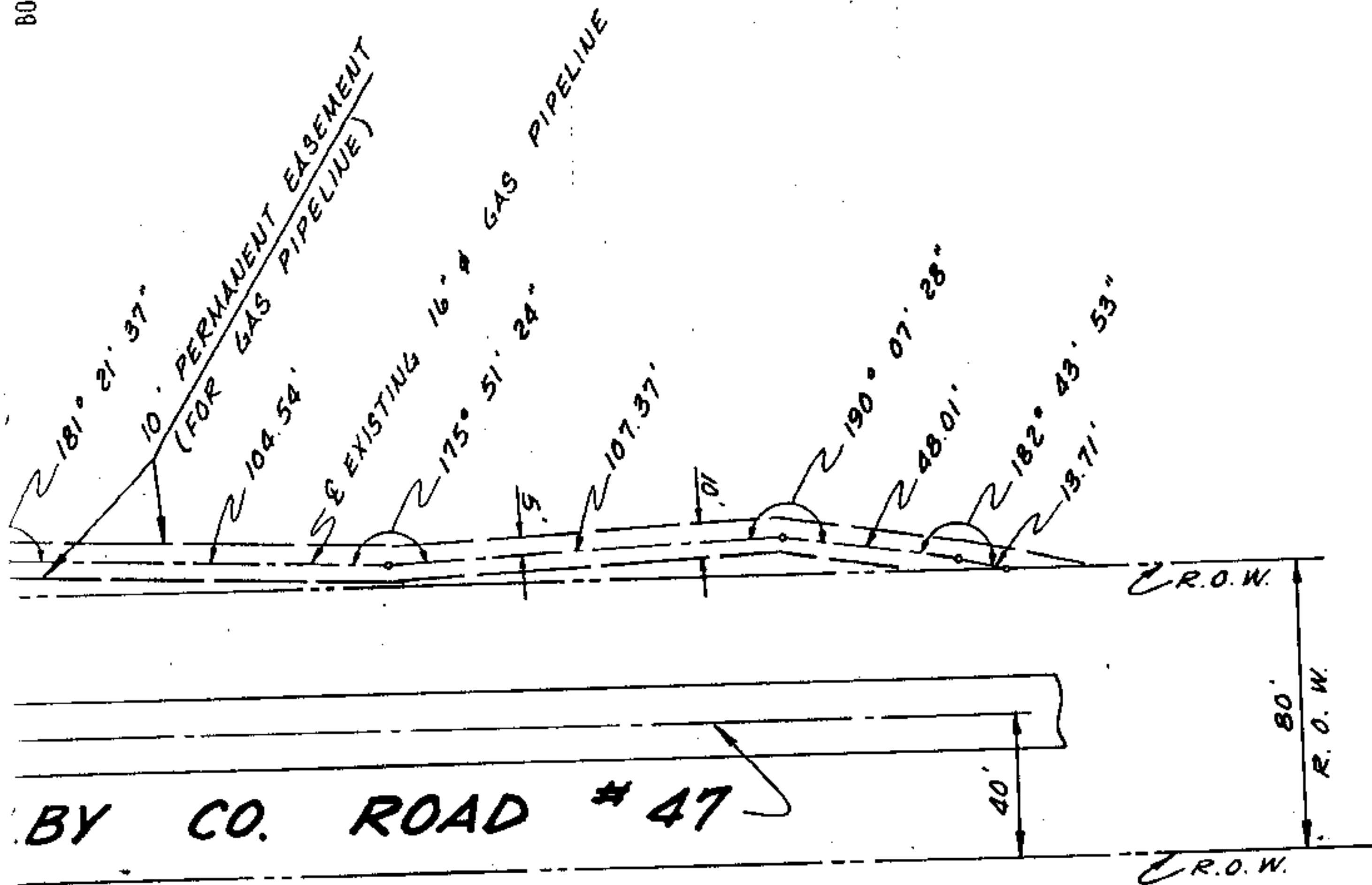


GRAPHIC SCALE
1" = 50'





VICINITY MAP



36

1

N. W. CORNER
SEC. 1, T. 22 S., R. 1 W.

35

2

10' PERMANENT EASEMENT FOR GAS PIPELINE

STATE OF ALABAMA
SHELBY COUNTY

An easement 10 feet in width for an underground gas pipeline situated in the Northeast Quarter of the Southeast Quarter of Section 1, Township 22 South, Range 1 West, Shelby County, Alabama; said 10 foot easement lying 5 feet either side of the centerline of an existing 16" diameter gas pipeline, said centerline being more particularly described as follows:

Commence at the Northwest Corner of Section 1, Township 22 South, Range 1 West; thence easterly along the North section line of said section 1 West, 2,381.93 feet to a point; thence with a deflection angle of 59°30'09" right, proceed 3,488.60 feet to the POINT OF BEGINNING of said centerline of 10 foot permanent gas pipeline easement, said point also being on the Easterly right-of-way line of Shelby County Road #47; thence with an exterior angle of 172°11'25" right, leaving said right-of-way line, along and with said centerline of 16" diameter gas pipeline 30.69 feet to a point; thence with an exterior angle of 181°34'02" right, along and with said centerline of gas pipeline 50.16 feet to a point; thence with an exterior angle of 186°56'12" right, along and with said centerline of gas pipeline, 42.82 feet to a point; thence with an exterior angle of 181°21'37" right, along and with said centerline of gas pipeline 104.54 feet to a point; thence with an exterior angle of 175°51'24" right, along and with said centerline of gas pipeline 107.37 feet to a point; thence with an exterior angle of 190°07'28" right, along and with said centerline of gas pipeline 48.01 feet to a point; thence with an exterior angle of 182°43'53" right, along and with said centerline of gas pipeline 13.71 feet to a point on the East right-of-way line of said Shelby County Road #47 and the end of said gas pipeline easement.

I, Daniel K. Capps, a Registered Land Surveyor, do hereby certify that the above description reflects the easement shown on this survey.

Daniel K. Capps
Daniel K. Capps
Al. Land Surveyor #13411

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PRINTED & ISSUED
NOV 19 1985
SAIN-SOUTH ENGR.

NOTE:
SURVEYOR DID NOT CONDUCT A TITLE SEARCH AND OFFERS NO OPINION AND ACCEPTS NO RESPONSIBILITY FOR SAME.

STATE OF ALA. FILED BY
I CERTIFY THIS
INSTRUMENT WAS FILED

1986 APR 15 PM 12:56

William W. Cunningham
JUDGE OF PROBATE

- 1. Deed Tax \$
- 2. Mtg. Tax
- 3. Recording Fee
- 4. Indexing Fee
- TOTAL

NO.	DESCRIPTION REVISIONS	BY
Sain - South Engineering ENGINEERS SURVEYORS 1824 - 29th AVENUE SOUTH BIRMINGHAM, ALABAMA		
TITLE: EASEMENT SURVEY FOR ALABAMA GAS CORPORATION (HARRIS GORDON PROPERTY)		
DWN. BY R.M.P.	CKD. BY D.K.C.	F.B. NO. 364
SCALE: 1" = 50'	DATE: 11-19-85	JOB NO. 85-294
		DWG. NO. E-1