

EASEMENT — OVERHEAD AND UNDERGROUND

STATE OF ALABAMA

COUNTY OF Shelby

W. E. No. 61700-08-0043-2-00

Parcel No. 579296

KNOW ALL MEN BY THESE PRESENTS, That Harbert-Equitable Joint Venture

as grantor(s), (the "Grantor", whether one or more) for and in consideration of One and No/100 Dollars (\$1.00), and other good and valuable consideration, to Grantor in hand paid by Alabama Power Company (the "Company"), a corporation, the receipt of which is hereby acknowledged, do hereby grant to Company, its successors and assigns, the right to construct, install, operate and maintain, and the right to permit other corporations and persons to construct, install, operate and maintain, along a route to be selected by the grantee, (generally shown hatched on the attached drawing) its successors or assigns, all poles, wires, conduits, cables, translosures and other appliances and facilities useful or necessary in connection therewith, for the overhead and underground transmission and distribution of electric power and for overhead and underground communication service upon, over, under and across the following described real property situated in Shelby County, Alabama (the "Property"), to wit:

Riverchase Country Club 33rd and 35th Additions as  
recorded in Map Book 14, page 112 in the Office  
of the Judge of Probate.

Inst # 1993-14124  
05/17/1993-14124  
04:09 PM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
002 MCD 9.50

Together with all the rights and privileges necessary or convenient for the full enjoyment or use thereof, including the right of ingress and egress to and from said facilities and the right to excavate for installation, replacement, repair and removal thereof; and also the right to cut and keep clear any and all obstructions or obstacles of whatever character on, under and above said facilities.

TO HAVE AND TO HOLD such easement to Company, its successors and assigns, forever.

IN WITNESS WHEREOF, \_\_\_\_\_ have set \_\_\_\_\_ hand(s) and seal(s) this the \_\_\_\_\_ day of \_\_\_\_\_, 19 \_\_\_\_\_.

WITNESS:

GRANTOR(S):

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_ (SEAL)

IN WITNESS WHEREOF, the said Grantor, has caused this instrument to be executed by its President, \_\_\_\_\_, who is authorized to execute this conveyance, has hereto set its signature and seal on this the 13 day of July, 19 92

Witness  
ATTEST:

THE HARBERT-EQUITABLE JOINT VENTURE  
Under Joint Venture Agreement Dated January 30, 1974

By: Deborah Hopkins  
Its Secretary

By: Harbert Properties Corporation

AP. Powell

[Signature]  
Its: PRESIDENT SCW

STATE OF ALABAMA

COUNTY OF Shelby }

I, the undersigned, a Notary Public, in and for said County in said State, hereby certify that

Barnett J. Carles

whose name(s) 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, has executed the same voluntarily, on the day the same bears date.

Given under my hand and official seal, this the 14<sup>th</sup> day of July, 19 98.

[SEAL]

Jada R. Nelson  
Notary Public

My commission expires: 12-14-93

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) \_\_\_\_\_ signed to the foregoing instrument and who \_\_\_\_\_ known to me, acknowledged before me on this day that being informed of the contents of the instrument, \_\_\_\_\_ executed the same voluntarily, on the day the same bears date.

Given under my hand and official seal, this the \_\_\_\_\_ day of \_\_\_\_\_, 19 \_\_\_\_\_.

[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 as \_\_\_\_\_ of

a 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 the instrument, he, as such officer and with full authority, executed the same voluntarily for and as the act of said corporation.

Inst. # 1993-14124

[SEAL]

\_\_\_\_\_  
Notary Public

My commission expires: \_\_\_\_\_

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