

Grant Of Land Easement By Landowner
For Use Of Alabama Power Company
In Providing Electric Service To Landowner's Premises,
And Adjacent Property Of Others
To Which Service Is Being Simultaneously Extended

GRANTEE'S ADDRESS
ALABAMA POWER CO.
P.O. BOX 2641
BIRMINGHAM, AL 35291-1980

W.E.# 61700-00-00505

Parcel #
STA 1400 To STA 3+150

STATE OF ALABAMA

COUNTY OF SHELBY

1. KNOW ALL MEN BY THESE PRESENTS, That Landowner(s) MARTIN S. MALIZIO & WIFE, MARGERY K. MALIZIO

(the "Grantor", whether one or more) hereby applies to Alabama Power Company, a corporation (the "Company") for electrical service at 117 HICKS DRIVE, HELENA, AL. 35080

Grantor is the owner of the land and premises located at the above address, which by the parties are deemed to be legally described herein precisely as described and mapped in Grantor's ad valorem tax assessment for such land and premises in the office of the Tax Assessor of SHELBY County, Alabama, as if herein set out in full detail (the "Property"), and generally described as located in the following described parcel:

A parcel of land in the NE 1/4 of the SE 1/4 of Section 26,
Township 20S, Range 4W, as is recorded in 841 at 910
in the office of the Judge of Probate of SHELBY County, Alabama

2. To provide the requested electric service to Grantor (and adjacent premises of others to which service is being simultaneously extended), Company must, and may, install on the Property from time to time, some or all of the following: electric poles, electric distribution lines, service laterals, metering equipment, transformers, guys, anchors, and equipment related thereto, both above and below ground, and must, and may, accomplish the cutting and trimming of trees both now and in the future to accommodate such facilities.

3. Grantor, in consideration of (a) the construction of the necessary service facilities, (b) the furnishing of electric service at Company's published rates, and, (c) the payment of one dollar and other good and valuable consideration, the receipt of which is hereby acknowledged, hereby grants, (for himself, his heirs, successors and assigns) to Company the right to install, improve, remove, maintain, and replace, upon, over, and under the Property such of the above electric facilities as are appropriate in the opinion of Company, to provide such requested service or services, at locations on Grantor's land (and adjacent premises of others to which service is simultaneously being extended), deemed appropriate for such service or services by Company, and agreed to by Grantor at time of original extension of service or services (together with necessary and reasonable changes therein and extensions thereto to serve the property and premises of Grantor and adjacent premises described above, if any) together with all rights and privileges necessary or convenient for the full enjoyment or use thereof, including the right to clear and keep cleared all trees, undergrowth, growth on, and other obstructions, within a strip of land extending fifteen feet (15') on either side of the center line of the facilities as constructed, that would in the opinion of Company interfere with such facilities, and the right to cut all dead, weak, leaning or dangerous trees or limbs outside the said thirty foot (30') strip which, in the sole opinion of the Company, might endanger, interfere with or fall upon the poles, lines or other appliances of said Company.

Facilities to be installed under this agreement may be utilized in providing electric service to the Grantor and other Company customers located on property adjacent to the Property and with such service to adjacent property being extended and constructed simultaneously with the building of service facilities to Grantor.

The precise location on the property where the facilities are installed shall be conclusively deemed to be the location described in this grant for the placement of all such facilities. It is the intention of the parties that this grant shall be an easement on, under and over Grantor's land and shall be binding in the future on Grantor's successors, heirs and assigns.

4. Company shall have the rights of ingress and egress to and from the easement and the Property of Grantor for the purpose of installing, constructing, operating and maintaining its facilities in accordance with accepted industry standards.

In the event it becomes necessary or desirable for Company to move its lines of poles and appliances in connection with the construction or improvement of any public road or highway in proximity to its said power lines, Company is hereby granted the right to relocate its said lines of poles and appliances on lands of Grantor hereinabove described, provided, however, the said Company shall relocate its said lines of poles at a distance not 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.

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

IN WITNESS WHEREOF, WE have set OUR hand(s) and seal(s) this the 17th day of FEBRUARY,
19 95.

WITNESS:

Cynthia L. Crouch
Paula Marino

GRANTOR(S)

Martin S. Malizio (SEAL)
Margery K. Malizio (SEAL)

This instrument prepared in
Birmingham Div. Real Estate
Dept. of Alabama Power Co.
Birmingham, AL

By Sara Parks

07/05/1995-17336
08:43 AM CERTIFIED (SEAL)
SHELBY COUNTY JUDGE OF PROBATE
002 MCD 11.50 (SEAL)

Inst # 1995-17336

SKETCH OF PROPOSED WORK — SIMPLIFIED W. E.

Customer MARTY MALIZIO		Location 117 HICKS DRIVE		Agreed Serv. Date		Estimate No. 61700-00-00505-0	
Division BIRMINGHAM		District SHELBY		Town COUNTY		Drawn by C CROUCH	
County SHELBY		Section 26		Township 20S		Range 4W	
Acquisition Agent DON BAILEY		Date R/W Assigned 2-15-95		Date R/W Cleared 2-17-95		Map Reference	
						Add'l Info PHONE 424-8407	
						LOC	
						Transformer Loading	

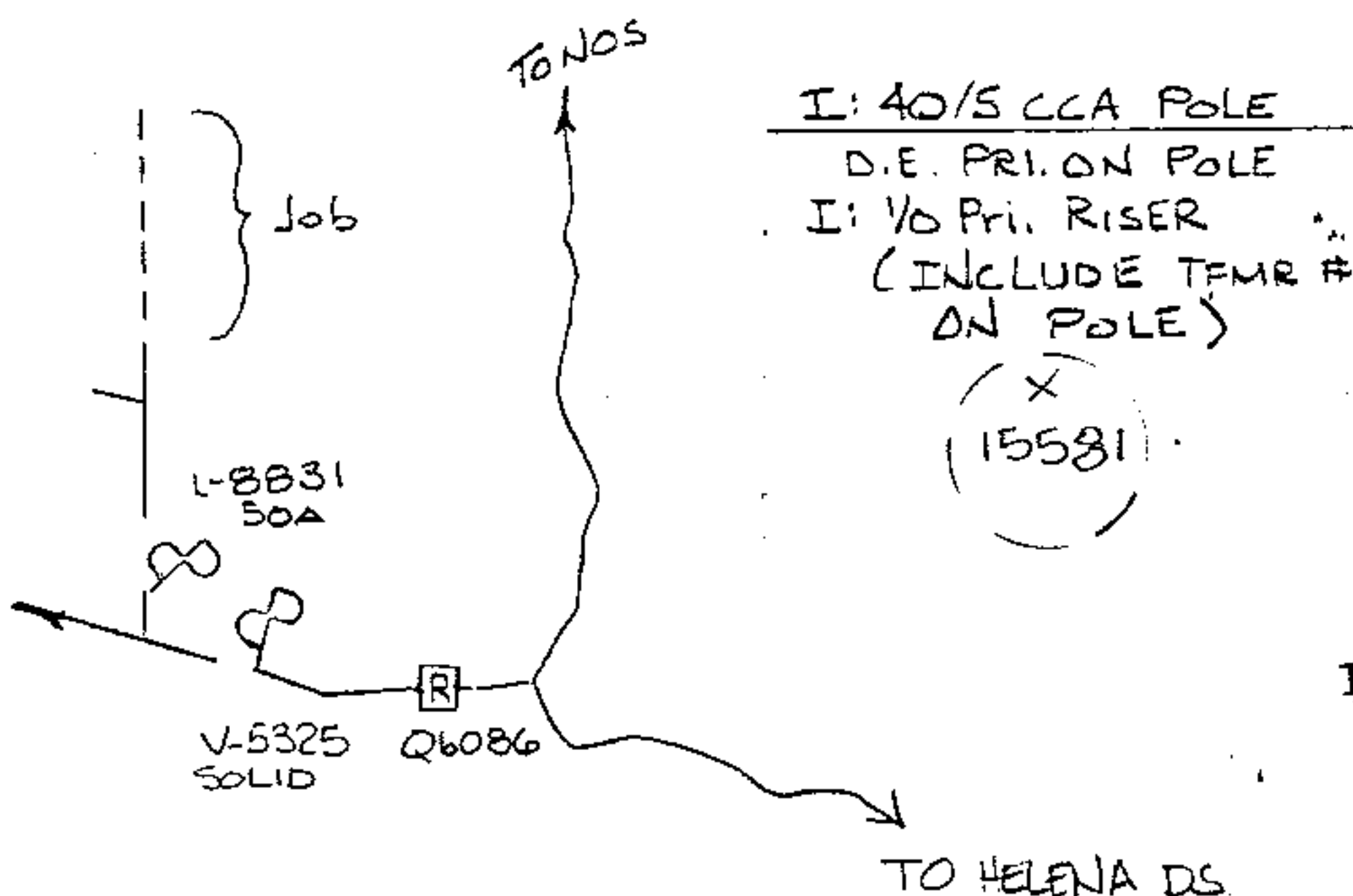
4,800ft²
NEW PASE

34.5KV SECTIONALIZING

HOTLINE INFORMATION

SUB: HELENA
FDR #: 1
BREAKER #: OCB Q6086
PROTECTING SW L8831
FUSE SIZE: 50A
BLUE PLATE? YES
LOC. NO.(S) _____

Form 5-4790 4/92



CUSTOMER TO PROVIDE
42" DEEP TRENCH
WITH SELECT BACKFILL
(TO BE INSPECTED BY AFCCO)

I: PRI. DE.
BACK OF
EXISTING
POLE.
+ SECONDARY

UNDERGROUND
RIGHT OF WAY
WIDTH IS TEN
(10) FEET

Inst 07/05/1995-17336
OVERHEAD
RIGHT OF WAY
WIDTH IS THIRTY
(30) FEET
07/05/1995-17336
08:43 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
002 MCD 11.50

Voltage	
Pri	Sec.
34.5	120 240V
PHONE CO.	
Co. Name	
CATV CO.	
Co. Name	
ACCESSIBLE	Y
TREE CREW	N
ROCK HOLE	N
PERMITS REQ'D	
R/W	
CITY	
COUNTY	
STATE	
MISSALL #	
OTHER	
SCALE	
Ft. Per Inch	

Cnst. Completed By

Date