

State of Alabama

LIMITED LIABILITY CORPORATION

County of SHELBY

KNOW ALL MEN BY THESE PRESENTS, that for and in consideration of One Dollar (\$1.00) and other good and valuable considerations unto the undersigned Grantor MCWHORTER PROPERTIES - HOOVER, L.L.C.

....., a corporation (hereinafter at times referred to as the "Grantor"), in hand paid by ALABAMA GAS CORPORATION, an Alabama corporation, the receipt and sufficiency of which considerations are hereby acknowledged, the said Grantor does hereby grant, bargain, sell and convey unto the said Alabama Gas Corporation, its successors, assigns and lessees from the date hereof a right-of-way and easement for any one or more or all of the following purposes: Laying, constructing, erecting, setting, installing, renewing, repairing, inspecting, replacing, maintaining, operating, removing, changing the size of, modifying and relocating one or more of its pipe or pipelines, mains, conduits and appliances and appurtenances thereto over, under, upon and across a strip of land 15' X 20' WIDE

AS DESCRIBED BELOW AND SHOWN ON ATTACHED DRAWING MARKED EXHIBIT "A."

Inst # 1999-00382

01/05/1999-00382
11:26 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
JOS SNA 13.50

Situated in SHELBY County, Alabama.

Together with the right of ingress to and egress from said strip of land across adjacent lands of the Grantor and all the rights and privileges necessary or convenient for the full enjoyment and use of said right-of-way and easement for the purposes above designated.

TO HAVE AND TO HOLD the said right-of-way and easement perpetually unto the said ALABAMA GAS CORPORATION, its successors, assigns and lessees, provided, however, that the Grantor herein expressly reserves for itself and its successors and assigns the right to use and enjoy the premises above described in so far as such use and enjoyment by the Grantor, its successors and assigns shall not unreasonably interfere with the use of said easement and right-of-way by the said ALABAMA GAS CORPORATION, its successors, assigns and lessees under the grant herein set forth, and provided further that the Grantor and its successors and assigns will place no permanent structures upon the said right-of-way and easement. The Grantor expressly covenants that it is the owner in fee of the real property herein conveyed and has a good right to execute this agreement and to grant said easement and right-of-way.

IN WITNESS WHEREOF, the said Grantor has caused these presents to be executed for and in its corporate name and behalf and its corporate seal hereunto to be affixed and attested all by its proper officials who are thereunto duly authorized, on this the 23rd day of December, 19 98.

[CORPORATE SEAL]

WITNESS:

By

Its

McWhorter Properties Hoover, LLC
By Carlton C. McWhorter
Its Manager GRANTOR

ALABAMA GAS CORPORATION

TO

EASEMENT DEED

STATE OF ALABAMA

County of

Office of the Judge of Probate

I hereby certify that the within deed was filed
in this office for record on the day of

19

at

O'clock M., and was duly recorded

in Volume of Deeds at page

Judge of Probate

State of Alabama

County of Calhoun

I, Lisa Stringfield, a Notary Public in and for said County, in said State,
hereby certify that Earlton C. McWhorter whose name as manager of
McWhorter Properties-Hoover, LLC, a corporation, is

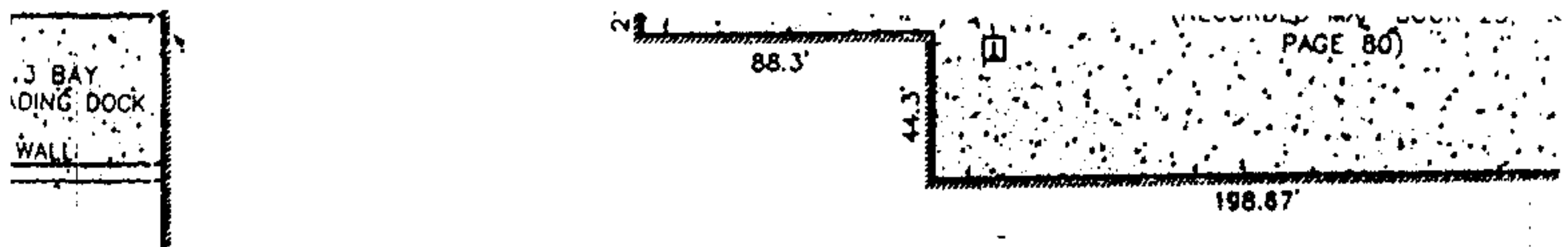
signed to the foregoing conveyance and who is known to me, acknowledged before me on this day that, being informed of
the contents of the conveyance, he, as such officer and with full authority, executed the same voluntarily for and as the act
of said corporation.

Given under my hand this 23rd day of December, 19 98.

Lisa Stringfield
NOTARY PUBLIC

My Commission Expires 7/24/2000

[NOTARY SEAL]



J BAY
DOCK
WALL

30)

EXHIBIT "A"

LOWE'S HOME IMPROVEMENT WAREHOUSE
(CONCRETE BLOCK BUILDING)
(2100 VALLEYDALE ROAD)
129,259 SQ. FT.

Inst. # 1999-00382

01/05/1999-00382
AM CERTIFIED
11:26 AM
JAMES D. HARRIS

SOUTH LINE OF SECTION 20
NORTH LINE OF SECTION 29

