

DISCLAIMER

TO WHOM IT MAY CONCERN:

I, the undersigned, hereby certify that Alabama Power Company does not claim the right to construct additional lines for the transmission of electricity over, across or under the lands described herein below, under the authority granted in the following right of way permit(s):

That certain instrument from Earle N. Hays and wife, Carabel Nobles Hays dated 24 July, 1956 (APCo parcel 156169) and recorded in Deed Book 182 page 51 in the Office of the Judge of Probate, Shelby County, Alabama.

The purpose for which such right of way permit(s) was acquired was for distribution line(s) that were constructed but subsequently removed from the property described herein.

That certain instrument from Carabel Hays Napp as Administrator of the Estate of Earle M. Hays dated 13 December, 1973 (APCo parcel 325789) and recorded in Deed Book 285 page 93 in the Office of the Judge of Probate, Shelby County, Alabama.

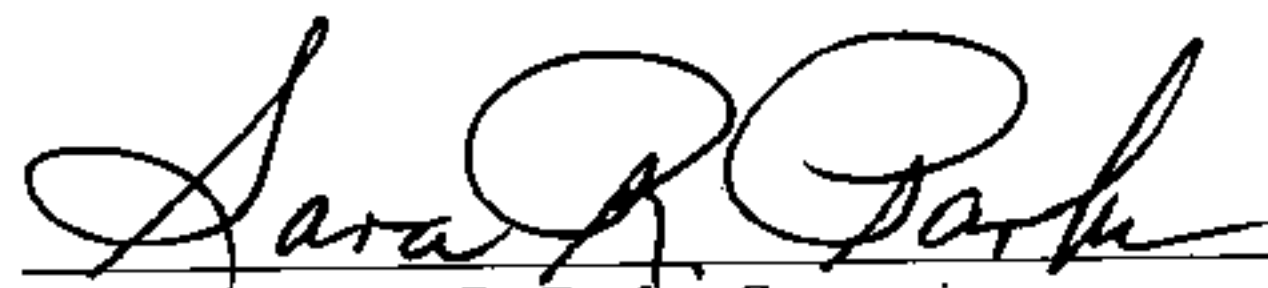
That certain instrument from Mrs. Albert Huey Green a widow, dated 29 July, 1986 (APCo parcel 490126) and recorded in Real Book 105 page 855 in the Office of the Judge of Probate, Shelby County, Alabama.

The purpose for which such next above right of way permit(s) was acquired was for a distribution/transmission line(s) that are now in place on/or adjacent to the property described below:

For legal description of property, see "Exhibit A" attached hereto and made a part hereof.

Signed this the 18th day of October, 1999.

ALABAMA POWER COMPANY



Sara R. Parks, Supervisor
Corporate Real Estate
Birmingham Division Office

Inst # 1999-47678

11/22/1999-47678
01:20 PM CERTIFIED

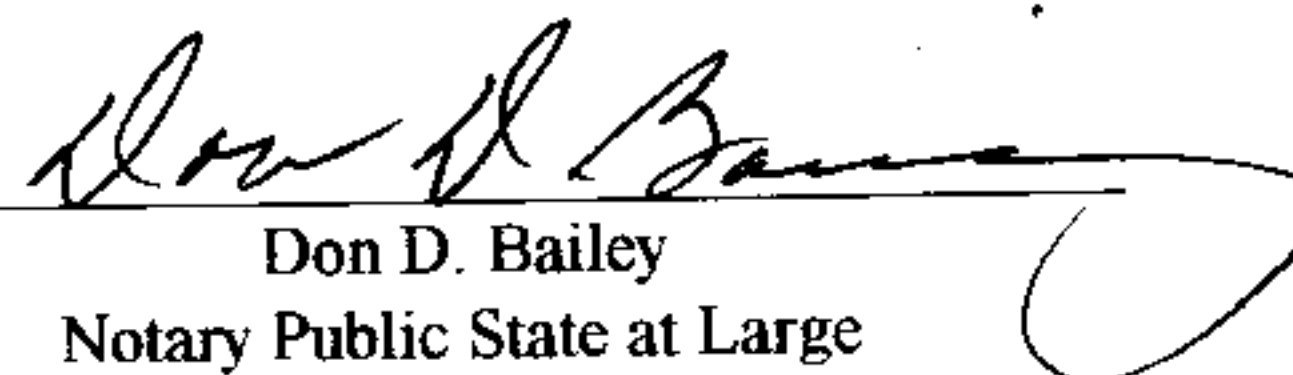
SHELBY COUNTY JUDGE OF PROBATE
13.50
003 MMS

STATE OF ALABAMA)

County of Jefferson)

I, Don D. Bailey, a Notary Public, State at Large, hereby certify that Sara R. Parks, whose name as Supervisor, Corporate Real Estate, Birmingham Division office of Alabama Power Company is signed to the forgoing instrument, and who is known to me, acknowledged before me on this day that, being informed of the contents of this instrument, she of said office and with full authority executed the same voluntarily for and as the act of said corporation.

Given under my hand and official seal, this the 18th day of October, 1999.


Don D. Bailey
Notary Public State at Large

My commission expires on 03 April, 2003.

STATE OF ALABAMA)
SHELBY COUNTY)APCO
FAX #: 226-1798GWS
FAX #: 942 3033 PHONE #: 942 2486PAGES INCLUDING
THIS PAGE: 2

TDPB 148

I, Laurence D. Weygand, a Registered Engineer—Land Surveyor, certify that I have surveyed the land shown hereon and described below; that there are no rights-of-way, easements, or joint driveways over or across said land visible on the surface except as shown; that there are no electrical or telephone wires (excluding wires which serve the premises only) or structures or supports therefor, including poles, anchors and guy wires, on or over said premises except as shown; that there are no encroachments on said land except as shown; that I have consulted the Federal Insurance Administration Flood Hazard Boundary Map and found that this property is not located in a special flood hazard area; that improvements are located as shown above; that this survey meets the minimum technical standards for surveys as required by the State of Alabama (using 14" long #5 iron rebars); and that the correct description is as follows:

PARCEL 1

PART OF THE SOUTH 1/2 OF THE SOUTHWEST 1/4 OF SECTION 22, TOWNSHIP 18 SOUTH, RANGE 2 WEST, MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCE AT THE SOUTHEASTERLY CORNER OF LOT 18, BLOCK 6, ACCORDING TO THE SURVEY OF DOLLY RIDGE ACRES, SECOND ADDITION, AS RECORDED IN MAP BOOK 53, PAGE 94, IN THE OFFICE OF THE JUDGE OF PROBATE OF JEFFERSON COUNTY, ALABAMA; THENCE RUN SOUTHERLY ALONG THE SOUTHERLY EXTENSION OF THE EAST LINE OF SAID LOT 18, TO A POINT ON THE SOUTHERLY LINE OF SAID SECTION 22; THENCE WEST ALONG THE SOUTH LINE OF SAID SECTION TO A POINT WHERE SAID LINE INTERSECTS THE NORTHERLY RIGHT OF WAY LINE OF OLD ALABAMA HIGHWAY #91; THENCE NORTHWESTERLY ALONG THE NORTHEASTERLY RIGHT OF WAY LINE OLD HIGHWAY #91 AS SAME IS LOCATED ON THE AFOREMENTIONED SURVEY, TO THE SOUTHWEST CORNER OF LOT 14, BLOCK 6, ACCORDING TO THE MAP AND SURVEY OF DOLLY RIDGE ACRES, SECOND ADDITION; THENCE IN AN EASTERLY DIRECTION ALONG THE SOUTH LINE OF SAID LOT 14 A DISTANCE OF 219.93 FEET; THENCE NORTHEASTERLY ALONG THE SOUTHEASTERLY LINE OF LOT 15 OF SAID SURVEY 227.19 FEET; THENCE EASTERLY ALONG THE SOUTH BOUNDARY LINE OF LOTS 17 AND 18, TO THE POINT OF BEGINNING.

PARCEL 2

THAT PART OF THE SOUTHEAST 1/4 OF SOUTHWEST 1/4 OF SECTION 22, TOWNSHIP 18 SOUTH, RANGE 2 WEST, SITUATED IN JEFFERSON COUNTY, ALABAMA, MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCE AT THE SOUTHEASTERLY CORNER OF LOT 19, IN BLOCK 6, ACCORDING TO THE SURVEY OF DOLLY RIDGE ACRES, SECOND ADDITION, AS RECORDED IN MAP BOOK 53, PAGE 94, IN THE PROBATE OFFICE OF JEFFERSON COUNTY, ALABAMA, THENCE WESTWARDLY AND ALONG THE SOUTH LINE OF SAID LOT 19, FOR A DISTANCE OF 308.0 FEET TO THE SOUTHWESTERLY CORNER OF SAID LOT 19; THENCE TURN AN ANGLE OF 90° TO THE LEFT AND RUN SOUTHWARDLY FOR A DISTANCE OF 244.02 FEET TO A POINT IN THE SOUTH LINE OF SAID QUARTER-QUARTER SECTION; THENCE EASTWARDLY ALONG THE SOUTH LINE OF SAID QUARTER-QUARTER SECTION FOR A DISTANCE OF 571.87 FEET, MORE OR LESS, TO A POINT IN THE SOUTHWESTERLY RIGHT OF WAY LINE OF THE NEW ALABAMA HIGHWAY #91; THENCE TURN AN ANGLE TO THE LEFT AND RUN NORTHWESTERLY AND ALONG THE SOUTHWESTERLY RIGHT OF WAY LINE OF SAID HIGHWAY TO THE POINT OF BEGINNING.

According to my survey of: OCTOBER 14-18, 1997Order No.: 15383

Purchaser: _____

Address: 4525 OLD HIGHWAY NO. 280Flood Zone: "C" #010217 0503 B FEB. 17, 1982

Laurence D. Weygand

Reg. P.E. & L.S. #10373

169 Oxmoor Road, Birmingham, 35209

Phone: 942-0086 Fax: 942-0087

Inst # 1999-47678

11/22/1999-47678

01:20 PM CERTIFIED

SHELBY COUNTY JUDGE OF PROBATE

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