

EASEMENT - DISTRIBUTION FACILITIES

TO BE RECORDED

X  
YES NO

This Instrument prepared by:

DON D. BAILEY

STATE OF ALABAMA

County of SHELBY

TAX ID # 11-7-363-000-003

W.E. 61730-00-0151-0-00

Parcel # 70079997

Transformer # S-7455

Alabama Power Company  
Post Office Box 2641  
Birmingham, Alabama 35291-1980

A. GRANT KNOW ALL MEN BY THESE PRESENTS, That Stepping Stone Play School, Inc

as grantor(s), (the "Grantor", whether one or more) for and in consideration of the sum of One and No/100 (\$1.00), and other good and valuable considerations, to Grantor in has paid by Alabama Power Company (the Company), a corporation, the receipt and sufficiency of which is hereby acknowledged, does hereby grant to Alabama Power Company, (the Company) its successors and assigns, the easements, rights and privileges described and designated in Section B below.

B. RIGHTS The easements, rights and privileges granted hereby are as follows:

1. **OVERHEAD AND UNDERGROUND.** The right from time to time to construct, install, operate and maintain, upon, over, under and across the Property described in Section C below, along a route to be selected by the Company which is generally shown on the attached drawing (which shows the general location of the underground facilities, if any, by cross hatching indicating an area not greater than ten (10) feet in width), all poles, towers, wires, conduits, fiber optics, cables, translosures, transformers, anchors of concrete, metal or other material, guy wires and other materials, appliances, facilities and other apparatuses of whatever type, whether now or in the future existing or known which are useful or necessary in connection therewith (collectively, "Facilities"), for the overhead and/or underground transmission and distribution of electric power and for the overhead and/or underground communication service, and also the right to clear a strip extending fifteen (15) feet to either side of the centerline of the line of poles and keep it cleared of all trees, undergrowth or other obstructions; further, the right to trim and cut and keep trimmed and cut all dead, weak, leaning or dangerous trees, limbs outside the thirty (30) foot strip which, in the sole opinion of the Company, might endanger, interfere with or fall upon the poles, lines or other appliances of the Company.
2. **LINE CLEARING.** The right of cut and trim and to keep cut and trimmed, and remove all dead, weak, leaning or dangerous trees or limbs, which in the sole opinion of the Company, now or may hereafter endanger or interfere with the electric transmission lines, telephone lines, poles, towers or other facilities of the Company or others now constructed, or which may hereafter be constructed, on or adjacent to the Property described in Section C below, and also the right to clear a strip fifteen (15) feet to either side of the center line of the line of poles and keep it clear of all trees, undergrowth or other obstructions.
3. **GUY WIRE and ANCHOR.** The right to implant, install and maintain anchor(s) of concrete, metal or other materials at \_\_\_\_\_ point(s) on the Property described in Section C below, and to construct, extend and maintain guy wires from such anchor(s) to structures now erected on such Property or property adjacent thereto (collectively, "Guy Wire Facilities").

Grantor hereby grants to the Company all easements, right and privileges necessary or convenient for the full enjoyment and use thereof, including without limitations the right of ingress and egress to and from the Company's Facilities and Guy Wire Facilities, as applicable, and the right to excavate for installation, replacement, repair and removal thereof, and also the right to cut, remove and otherwise keep clear any and all structures, obstructions or obstacles of whatever character, on under and above said Facilities and Guy Wire Facilities, as applicable.

C. **PROPERTY DESCRIPTION.** The easement, rights and privileges granted hereby shall apply to, and the word "Property" as used in the instrument shall mean, the following described real property situated in SHELBY County, Alabama (the "Property"):

Lot \_\_\_\_\_ of Block \_\_\_\_\_ of \_\_\_\_\_ Subdivision  
as recorded in Map Book \_\_\_\_\_, page \_\_\_\_\_ and being located in the SW 1/4 of the SW 1/4 of  
Section 36, Township 19S, Range 3W and recorded in Deed Book 352, page 841  
all being recorded in the Office of the Judge of Probate in said County.

D. **ADDITIONAL PROVISIONS.** In the event it becomes necessary or desirable for the Company to move any of its Facilities in connection with the construction or improvement of any public road or highway in proximity to its Facilities, Grantor hereby grants to the Company the right to relocate its Facilities and, as to such relocated Facilities, to exercise the rights granted above; provided, however, the Company shall relocate its Facilities at a distance no greater than ten (10) feet outside the boundary of the right of way of any public road or highway as established or re-established from time to time. This grant and agreement shall be binding upon and inure to the benefit of Grantor, the Company and each or their respective heirs, personal representatives, successors and assigns and the words "Company" and "Grantor" as used in this instrument shall be deemed to include the heirs, personal representatives, successors and assigns of such parties.

TO HAVE AND TO HOLD the foregoing easements, rights and privileges to the Company, its successors and assigns, forever.

IN WITNESS WHEREOF, the undersigned Grantor(s) has/have set his/her/their hand(s) and seal(s) this the \_\_\_\_\_ day of \_\_\_\_\_, 2000.

WITNESSES:

GRANTOR(S)

(Husband) \_\_\_\_\_ (Seal)  
03/20/2001-09972

09:40 AM CERTIFIED \_\_\_\_\_ (Seal)

SHELBY COUNTY JUDGE OF PROBATE  
003 MEL 17.50

Inst # 2001-09972

IN WITNESS WHEREOF, the said Grantor, has caused this instrument to be executed LEWIS RUSHING, its authorized representative, as of 15<sup>th</sup> day of NOVEMBER, 2000.

GRANTOR

Stepping Stones Play School, Inc.  
(Name of Corporation/Partnership)

ATTEST:

(Witness/Secretary)

(Signature of Officer/Partner)

(Indicate title of Officer or Partner)

INDIVIDUALS NOTARY

STATE OF ALABAMA }  
County of \_\_\_\_\_ }

I, the undersigned, a Notary Public, in and for said County in said State, hereby certify that \_\_\_\_\_ whose names is/are signed to the foregoing instrument and is/are known to me, acknowledged before me on this day that being informed of the contents of the instrument, he/she/they executed the same voluntarily on the day the same bears date.

Given under my hand and official seal, this the \_\_\_\_\_ day of \_\_\_\_\_, 2000.

Notary Public

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

CORPORATION/PARTNERSHIP/LLC'S NOTARY

STATE OF ALABAMA }  
County of JEFFERSON }

I, the undersigned, a Notary Public, in and for said County in said State, hereby certify that LEWIS RUSHING whose name as PRESIDENT of STEPPING STONE PLAYSCHOOLS, INC. 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/she, as such officer/partner and with full authority, executed the same voluntarily for and as the act of said Corporation/Partnership.

Given under my hand and official seal, this the 15<sup>th</sup> day of NOVEMBER, 2000.

Notary Public

My commission expires 04/03/2003

For Alabama Power Company Corporate Real Estate Department use only.

All facilities on Grantor: X

Station to Station: STA 1+00 TO STA 1+65  
ALSO: GUY AT STA 3+00

NOTE:  
1. CUSTOMER TO BE BILLED \$861.90 FOR U.G. SERVICE.  
2. CUSTOMER TO OPEN AND CLOSE 36" DEEP TRENCH.  
3. CUSTOMER TO SUPPLY AND INSTALL 3" SCH 40 PVC CONDUIT.

R & I: 50\3 (SET NEW POLE ON STAKE)  
R & I: PCP & 2" BKT  
R: 400W HPS COBRA  
I: 1000W METAL HALIDE COBRA

E-9783

UNDERGROUND  
RIGHT OF WAY  
WIDTH IS 10 FEET

1  
I: 50\3  
I: PCP 2" BKT  
I: 4" SEC RISER  
I: (3) 15kVA 19.9kV CONV  
120/208V  
CALC LD=24.4kVA @.9PF  
PROP LOADING 8.1-8.1-8.1kVA

200A  
ENT

NEW  
BUILDING

# 8293

STEPPING  
STONES  
DAYCARE

X  
10762

PROP DRIVE

A C S R  
A C S R  
A C S R

V-6461  
100A

(HWY 261)

50\3

2/0

ACSR

19.9kV

2/0 ACSR

34.5kV

2/0

ACSR

34.5kV

2/0

ACSR

34.5kV

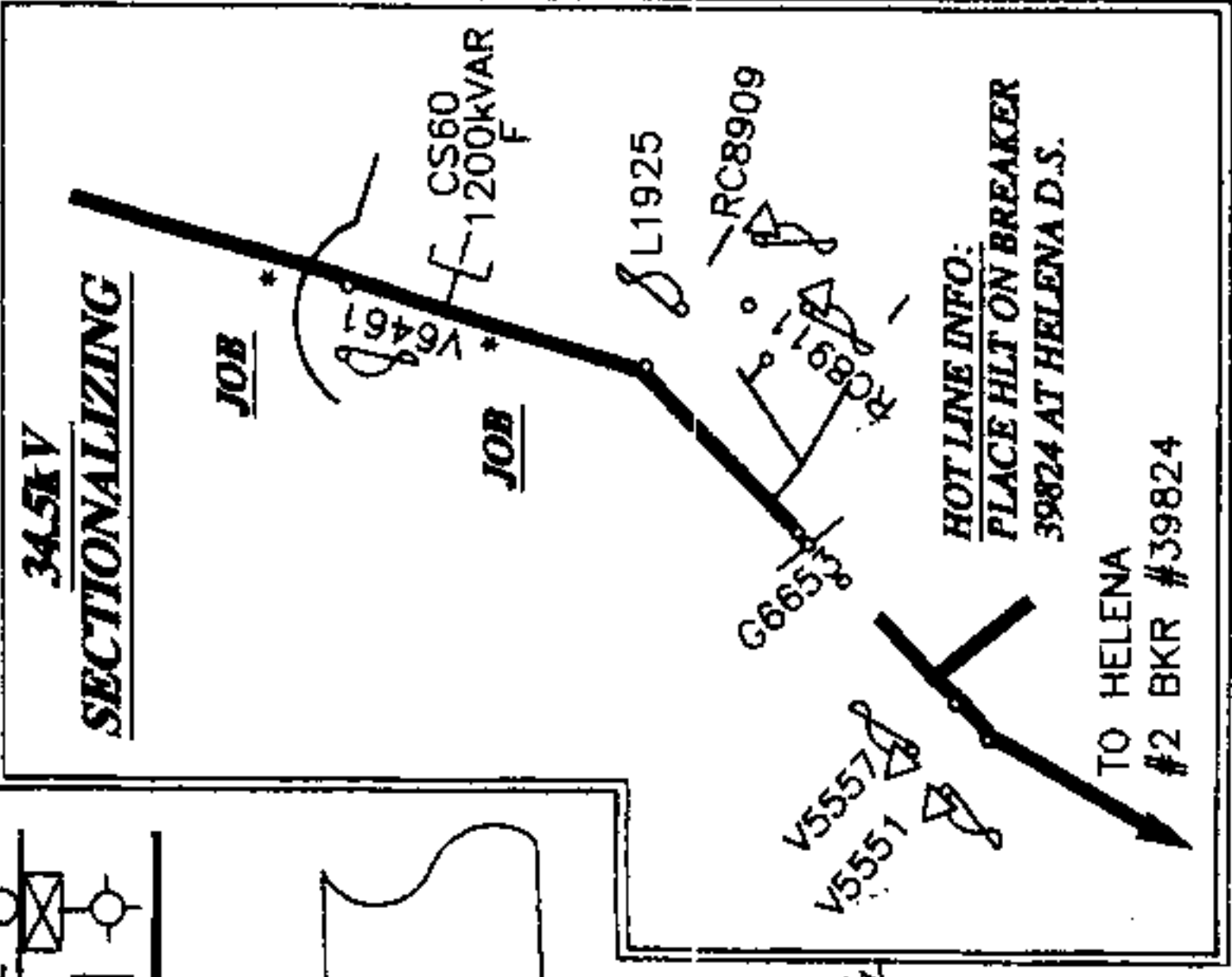
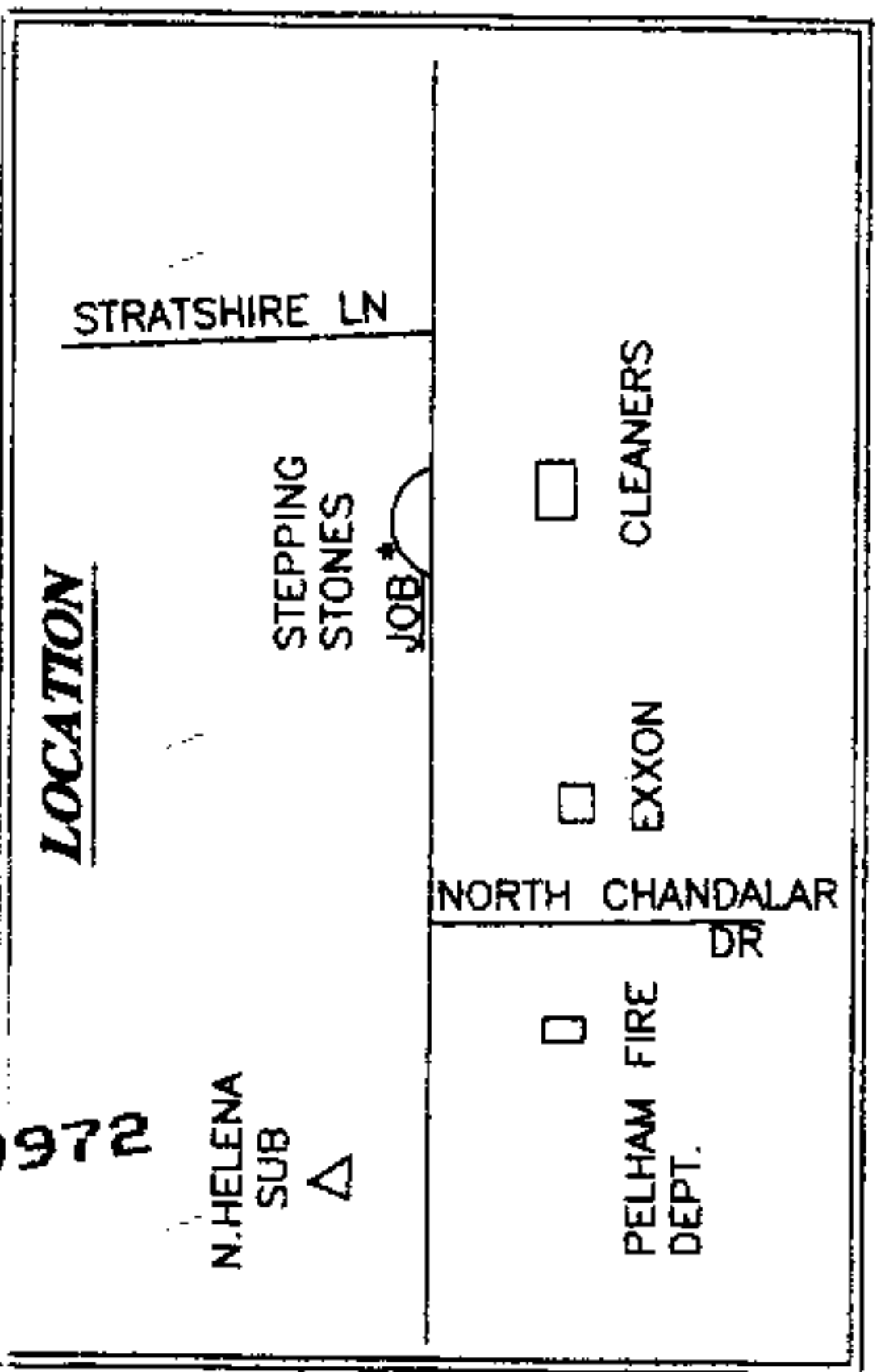
2/0

ACSR

34.5kV

Inst # 2001-09972

03/20/2001-09972  
09:40 AM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
003 MEL 17.50



ALABAMA POWER COMPANY

JOB: SOUTH REGION DISTRIBUTION

MAP REF: SW-19-30-3 SEC-36 TP-19S.R-3W

DRAWN: J. PARKER DATE: 08/22/00

APPROVED: DATE: DATE

SCALE: NTS

SHEET 1 OF 1 SHEETS

B-01730-00-01610-00