

1400

1750

EASEMENT - DISTRIBUTION FACILITIES (Metes and Bounds)

TO BE RECORDED: YES X NO

This instrument prepared by:

STATE OF ALABAMA } COUNTY OF Shelby } TAX ID #

W.E. No. 61700-00-0673-000 Parcel No. 70080505 Transformer No.

Kary D. Smith Alabama Power Company P. O. Box 2641 Birmingham, Alabama 35291

A. GRANT KNOW ALL MEN BY THESE PRESENTS, That Edward Bahr and wife, Sandra Bahr

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, a corporation, the receipt and sufficiency of which are hereby acknowledged, does hereby grant to Alabama Power Company its successors and assigns (the "Company"), 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/or 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 Company's final location drawing (which shows the general location of underground Facilities, if any, by cross-hatching indicating an area not greater than ten feet (10') in width), all poles, towers, wires, conduits, fiber optics, cables, translosures, transformers, anchors, guy wires and other Facilities useful or necessary in connection therewith (collectively, "Facilities"), for the overhead and/or underground transmission and distribution of electric power, and also the right to clear and keep clear a strip of land extending five feet (5') to either side of the center line of underground Facilities and fifteen feet (15') to either side of the center line of overhead Facilities; further, the right in the future to install and utilize intermediate poles in line for overhead Facilities and the right to trim and cut and keep trimmed and cut all dead, weak, leaning or dangerous trees or limbs outside of the thirty foot (30') strip for overhead Facilities that, in the sole opinion of the Company, might now or may hereafter endanger, interfere with or fall upon any of the overhead Facilities.

2. Line Clearing. The right to trim and cut and keep trimmed and cut all dead, weak, leaning or dangerous trees or limbs that, in the sole opinion of the Company, might now or may hereafter endanger, interfere with or fall upon the electric transmission or distribution lines poles, towers or other Facilities now or hereafter located adjacent to the Property described in Section C below along a route to be selected by the Company generally shown on the Company's final location drawing, and also the right to clear and keep clear all trees, undergrowth, and other obstructions on property in which Grantor has an interest within fifteen feet (15') of the center line of the lines of such poles, towers or other Facilities.

3. Guy Wires and Anchors. The right to implant, install and maintain anchor(s) of concrete, metal or other material on and under the Property described in Section C below, and to construct, extend and maintain guy wires from such anchor(s) to structures now or hereafter erected adjacent to such Property or property adjacent thereto (collectively, "Guy Wire Facilities") along a route to be selected by the Company generally shown on the Company's final location drawing; and also the right to trim and cut and keep trimmed and cut all dead, weak, leaning or dangerous trees or limbs that, in the sole opinion of the Company, might now or may hereafter endanger, interfere with or fall upon any of the Guy Wire Facilities.

Grantor hereby grants to the Company all easements, rights and privileges necessary or convenient for the full enjoyment and use thereof, including without limitation the right of ingress and egress to and from the 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 easements, rights and privileges granted hereby shall apply to, and the word "Property" as used in this instrument shall mean, the following described real property situated in Shelby County, Alabama (the "Property"):

A parcel of land in the SE 1/4 of the SW 1/4 of Section 22, Township 19S, Range 1E, as is recorded in 1999 at 23740 in the office of the Judge of Probate of Shelby County, Alabama

D. ADDITIONAL PROVISIONS. In the event it becomes necessary or desirable for the Company to move any of the Facilities in connection with the construction or improvement of any public road or highway in proximity to the Facilities, Grantor hereby grants to the Company the right to relocate the Facilities and, as to such relocated Facilities, to exercise the rights granted above; provided, however, the Company shall not relocate the Facilities on the Property at a distance 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. This grant and agreement shall be binding upon and shall inure to the benefit of Grantor, the Company and each of 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 same 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 6th day of November, 2000.

Witness lines for Grantor and witnesses.

Edward Bahr (SEAL) (Grantor) Sandra J Bahr (SEAL) (Grantor) By: 03/20/2001-09997 (SEAL)

09:40 AM CERTIFIED SHELBY COUNTY JUDGE OF PROBATE 003 MEL 17.50

Inst # 2001-09997

IN WITNESS WHEREOF, the said Grantor, has caused this instrument to be executed by _____
its authorized representative, as of the _____ day of _____, 20____.

ATTEST (if corporation) or WITNESS:

(Grantor - Name of Corporation/Partnership/LLC)

By: _____
Its: _____

By: _____ (SEAL)
Its: _____

[indicate President, General Partner, Member, etc.]

INDIVIDUAL NOTARIES

STATE OF ALABAMA)
COUNTY OF Shelby)

I, the undersigned, a Notary Public, in and for said County in said State, hereby certify that Edward Bahr and wife,
Sandra L. Bahr whose name(s) ~~is~~ ~~are~~ signed to the foregoing instrument and who ~~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 6th day of November, 2000.

[SEAL]

Larry D Smith
Notary Public
My commission expires: 2-6-2002

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) is/are signed to the foregoing instrument and who 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 _____, _____.

[SEAL]

Notary Public
My commission expires: _____

TRUSTEE/CORPORATION/PARTNERSHIP/LLC NOTARY

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 _____ [as _____
_____] 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 _____ and with full authority, executed the same voluntarily for and as
the act of said _____ [acting in such capacity as aforesaid].

Given under my hand and official seal, this the _____ day of _____, _____.

[SEAL]

Notary Public
My commission expires: _____

For Alabama Power Company Corporate Real Estate Department Use Only

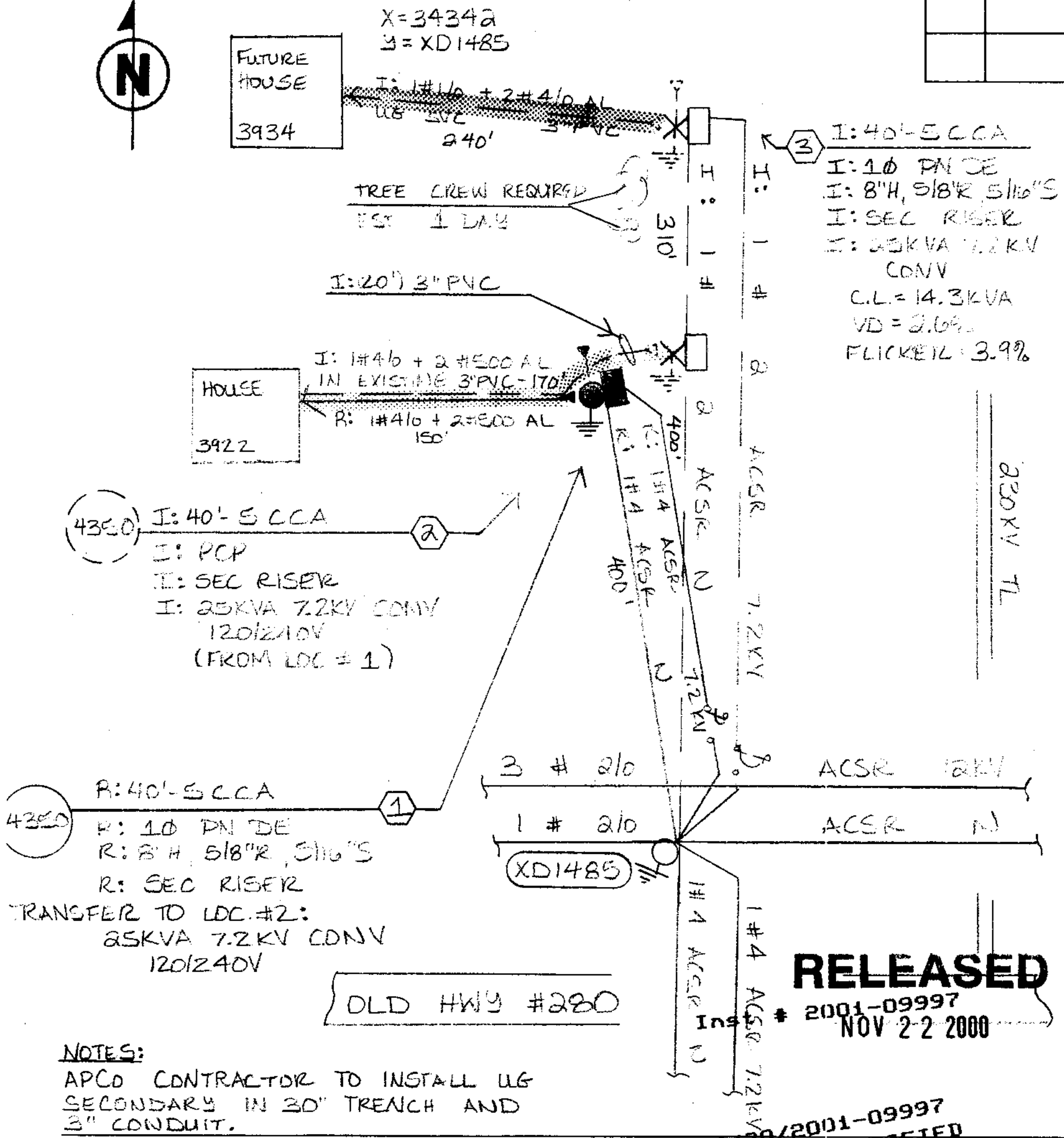
All facilities on Grantor: X

Station to Station: _____

SKETCH OF PROPOSED WORK — SIMPLIFIED W. E.

Revised R/W
ALABAMA POWER
 A SOUTHERN COMPANY

Customer EDWARD BAHR	Location 3934 WESTOVER RD	Agreed Serv. Date	Estimate No. 11700-00-06730
Division BIRMINGHAM	District SOUTH REGION	Town WESTOVER	Drawn by J FAURDT
County SHELBY	Section 22	Township 19S	Range 1E
Acquisition Agent <i>S.D.S.</i>	Date R/W Assigned 11/9/00	Date R/W Cleared 11/22/00	Map Reference 61703-10
Add'l Info 678-7017 OR 837-3922 (CELL#)			LOC
Transformer Loading			



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

RELEASED
 # 2001-09997
 NOV 22 2000

NOTES:

APCO CONTRACTOR TO INSTALL UG SECONDARY IN 30" TRENCH AND 3" CONDUIT.

Cnst. Completed By

03/20/2001-09997
 09:40 AM CERTIFIED
 SHELBY COUNTY JUDGE OF PROBATE