

#20

EASEMENT - DISTRIBUTION FACILITIES (Metes and Bounds)

TO BE RECORDED: YES [checked] NO

This instrument prepared by:

STATE OF ALABAMA)
COUNTY OF SHELBY)
TAX ID #

W.E. No. 61500-00-04493-00
Parcel No. 70125524
Transformer No. T 26015

ROBERT E. BOWDEN
Alabama Power Company
P. O. Box 2641
Birmingham, Alabama 35291

A. GRANT KNOW ALL MEN BY THESE PRESENTS, that BILLY JEAN FOLDS A SINGLE WOMAN 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 defined herein.

Barcode and recording information: 2004010200000730 Pg 1/4 20.50 Shelby Cnty Judge of Probate, AL 01/02/2004 09:16:00 FILED/CERTIFIED

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 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, trans closures, 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 SW 1/4 of SE 1/4 of Section 27 Township 17 S, Range 1 E as recorded in Book 285 PAGE 332 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 28 day of Oct, 20 03.

Witness lines for Ruby Dawn and other witnesses.

Signature of Billy Jean Folds (Grantor) and other signature lines.

IN WITNESS WHEREOF, the said Grantor, has caused this instrument to be executed by _____
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 _____ }

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: _____

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: _____

Station to Station: STA 1450 TO STA 2400 ALSO 644 STA 2100
(NOR 74)

20030318000164440 Pg 2/2 54.00
Shelby Cnty Judge of Probate, AL
03/18/2003 15:46:00 FILED/CERTIFIED

EXHIBIT "A"
LEGAL DESCRIPTION

PARCEL I:

Begin at the NW corner of the NW 1/4 of the NE 1/4 of Section 34, Township 17 South, Range 1 East; thence run Easterly along the North line thereof for 659.13 feet; thence 89 degrees 36 minutes 36 seconds right run Southerly 659.33 feet; thence 90 degrees 22 minutes 27 seconds right run Westerly 660.95 feet; thence 89 degrees 47 minutes 03 seconds right run Northerly 659.51 feet to the point of beginning.

Also, a 30-foot easement for ingress and egress, situated in the SE 1/4 of the SW 1/4 and in the SW 1/4 of the SE 1/4 in Section 27, Township 17 South, Range 1 East, being more particularly described as follows:

Begin at the SE corner of the SE 1/4 of the SW 1/4 of Section 27, Township 17 South, Range 1 East; thence run Westerly along the South line thereof for 171.06 feet to the Easterly right of way of Shelby County Road #101; thence 114 degrees 10 minutes 56 seconds right run Northerly along said right of way for 32.89 feet; thence 65 degrees 49 minutes 04 seconds right run Easterly 187.47 feet; thence 89 degrees 46 minutes 07 seconds right run Southerly 30.0 feet to the South line of the SW 1/4 of the SE 1/4 of said Section; thence 90 degrees 13 minutes 53 seconds right run Westerly 30.0 feet to the point of beginning.

According to survey of Thomas E. Simmons, RLS #12945, dated February 26, 2003.

SKETCH OF PROPOSED WORK - SIMPLIFIED W.E.

Customer: Robert C Poythress
 Division: Birmingham

Location: 1858 Mimosa Rd
 District: Huffman

Map Center: 1784-12167
 Latlon Center: 33.5178662712842; -86.5249555191291

Cmntd. Svc Date: 11/07/03
 Town: Dunnington

County: Shelby
 UserID: RДФOSTER

Section: 27
 Township: 17S
 Range: 01E

Add'l Info: 854-9262 (H); 249-0103 (C)

Estimate No. 61500-00-04493
 MISSALL#

Created: 10/17/2003 1:45:36 PM

Substation: Leads D.S. x - 264326, y - A4165

Transformer Loading	
Loc	2
Est Ld = 22.1 kVA (W) 10.7 kVA (S)	
Fvd = 4.7%	
Svc = 3.5%	

Voltage	
Pri	7.2kV
Sec	120/240V
Phone Co. Alltel	X
Cable Co. Charter	X
Accessible	X
Tree Crew	X
Rock Hole	
Permits	
R/W	X
CITY	
COUNTY	
STATE	
OTHER	

Notes:
 Cust to pay \$450.00 for 150ft svc per CSP 715-110...
 Asplundh to trench & install 3" conduit in 36" trench...

NOTE: ON PUBLIC RIGHTS-OF-WAY!
 TRAFFIC CONTROL IN WORK AREAS WILL COMPLY WITH FHWA MANUAL OF UNIFORM TRAFFIC CONTROL DEVICES FOR STREETS AND HIGHWAYS (MUTCD), PART VI

SAFETY ANALYSIS
 Hazards/Precautions
 Work Procedures
 Energy Sources
 Protective Equipment

