

EASEMENT - DISTRIBUTION FACILITIES  
(Metes and Bounds)

TO BE RECORDED: YES X NO       

This instrument prepared by:  
**Jeff J. Callicott**

STATE OF ALABAMA }  
COUNTY OF Shelby }  
TAX ID # 02-7-36-0-001-029.016

W.E. No. 61730-06-00075  
Parcel No. 70153361  
Transformer No. S-13349

Alabama Power Company  
P. O. Box 2641  
Birmingham, Alabama 35291

A. GRANT KNOW ALL MEN BY THESE PRESENTS, That RMB Holdings, LLC

as grantors (s), (the "Grantor", whether one or more) for and in consideration of One and No/100 (\$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, 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"):

Site 24C, Inverness Center, as is recorded in Map Book 24, Page 3,

in the Office of the Judge of Probate, Shelby County, Alabama.

(SE 1/4 of the NW 1/4 of Section 36, Township 18 South, Range 2 West)

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 March, 2005.

Witness

(Grantor)

RMB Holdings, LLC

Witness

(Grantor)

By: [Signature]

As: [Signature]

Witness

Shelby County, AL 08/01/2005  
State of Alabama

Deed Tax: \$ .50

20050801000383410 1/3 \$17.50  
Shelby Cnty Judge of Probate, AL  
08/01/2005 08:20:53AM FILED/CERT



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: \_\_\_\_\_

By: \_\_\_\_\_ (SEAL)

Its: \_\_\_\_\_

Its: \_\_\_\_\_

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

**INDIVIDUAL NOTARIES**

STATE OF ALABAMA }

COUNTY OF \_\_\_\_\_ }

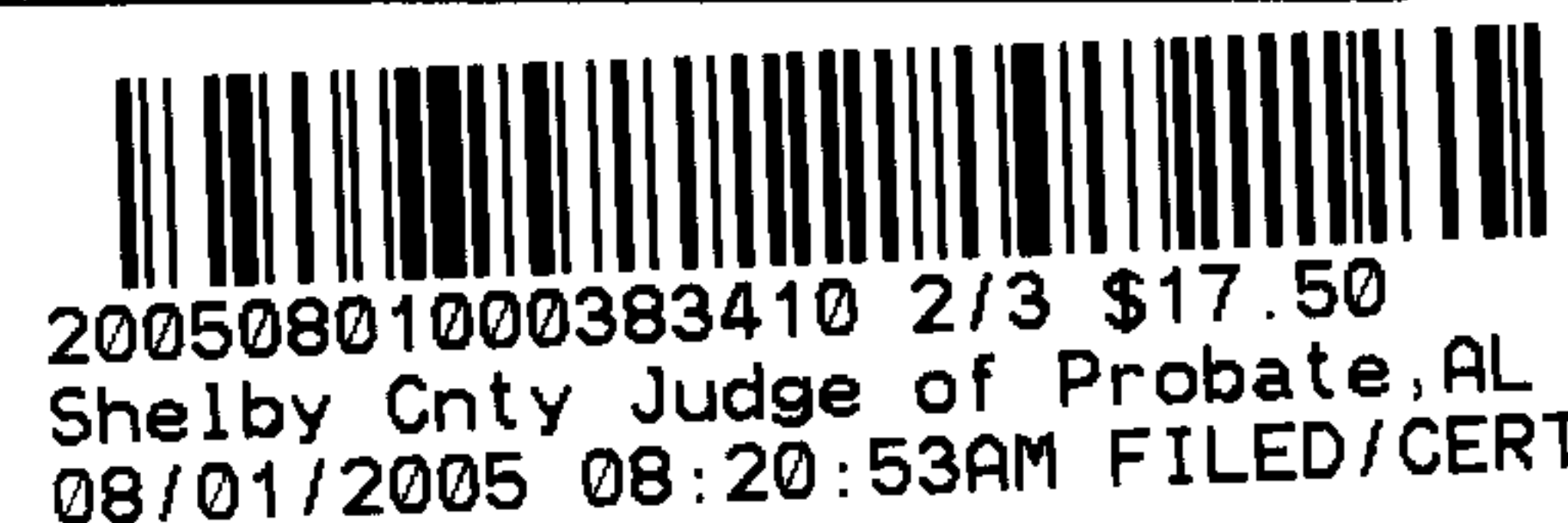
I, the undersigned, a Notary Public, in and for said County in said State, hereby certify that \_\_\_\_\_ whose name(s) is/are signed to the foregoing instrument and who is/are known to me, acknowledged before me on this day that being informed of the contents of the instrument, he/she/they executed 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 Shelby }

I, the undersigned, a Notary Public, in and for said County in said State, hereby certify that Michael R. Washburn whose name as Member of Rm B Holdings, LLC an LLC [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 23rd day of March, 2005

**NOTARY PUBLIC STATE OF ALABAMA AT LARGE  
MY COMMISSION EXPIRES: Mar 25, 2007  
BONDED THRU NOTARY PUBLIC UNDERWRITERS**

Tracy A. Corran  
Notary Public

[SEAL]

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

**For Alabama Power Company Corporate Real Estate Department Use Only**

All facilities on Grantor: \_\_\_\_\_

Station to Station: \_\_\_\_\_



20050801000383410 3/3 \$17.50  
Shelby Cnty Judge of Probate, AL  
08/01/2005 08:20:53AM FILED/CERT

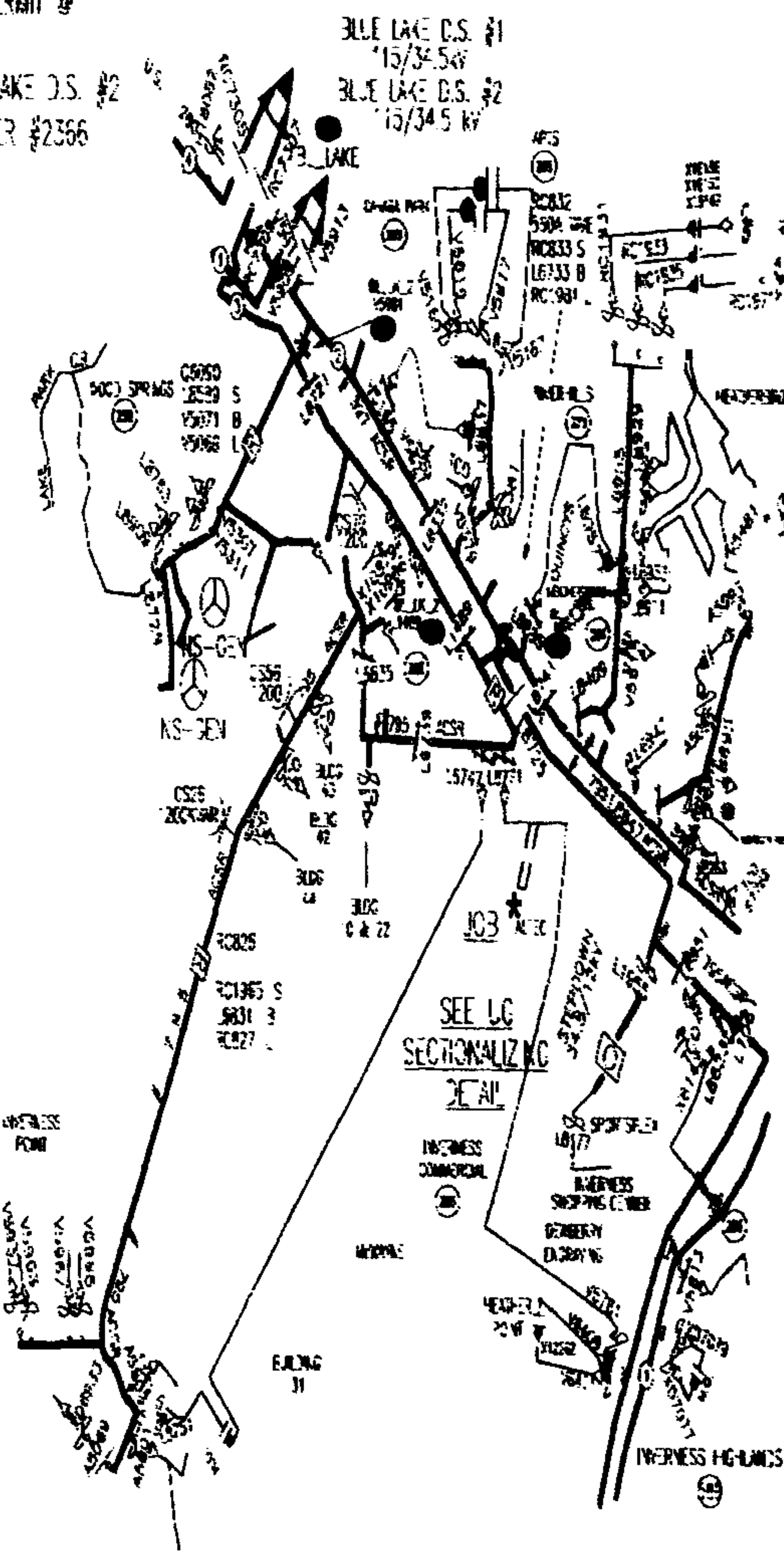
70153361

OVERHEAD SECTIONALIZING SKETCH

FOR ENERGIZED LINE WORK:

OBTAIN A WORK PERMIT @

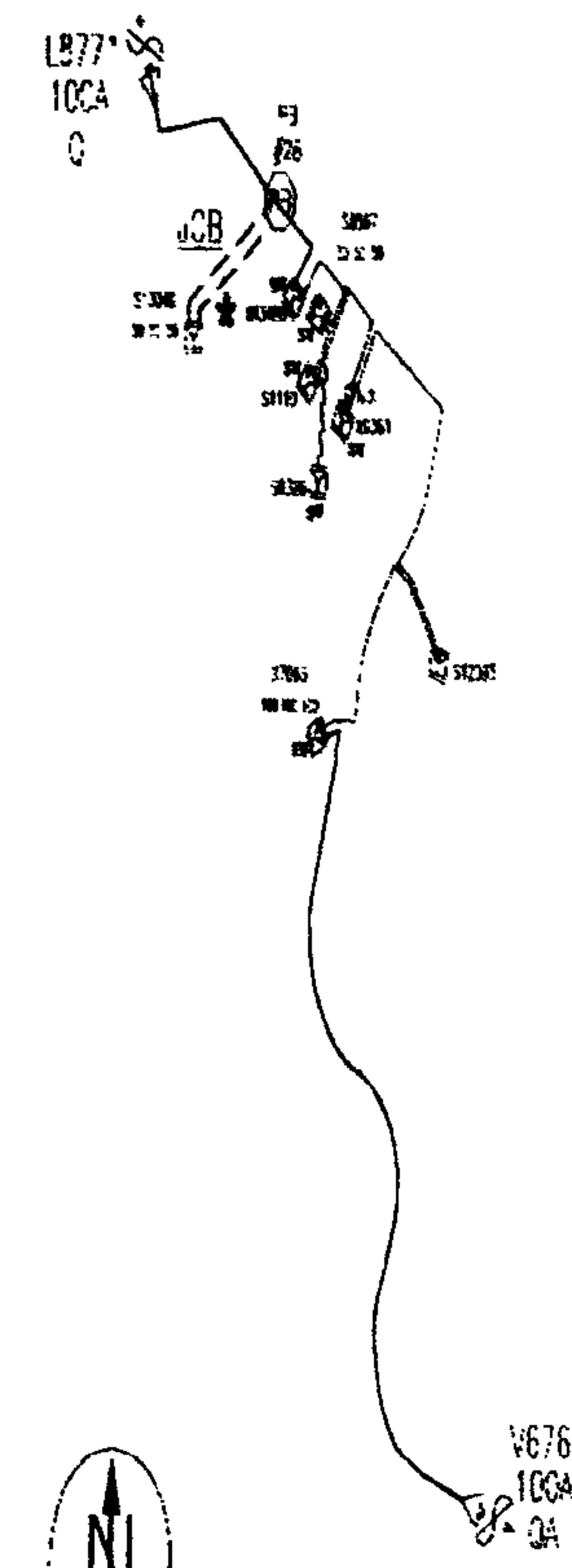
SUBSTATION: BLUE LAKE D.S. #2  
FEEDER #3 BREAKER #2366



RISER LOADING

SWITCH #	NORMAL	EMERGENCY
1877	21A	46A
V6761	23A	46A

UNDERGROUND SECTIONALIZING SKETCH



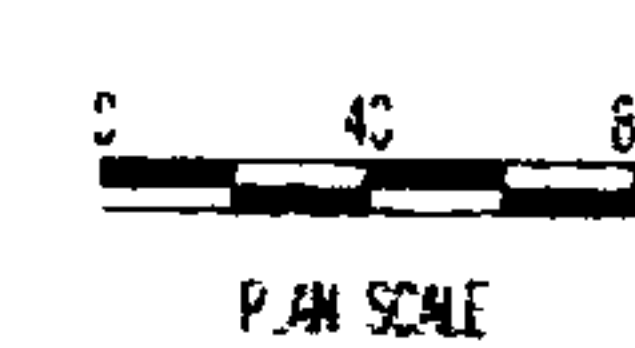
R/W Notes:

Section 1877 to 1878  
Sta 1100 To Sta 1120 Inside  
Road R/W.

CONSTRUCTION COMPLETE:

DATE:

ANY CONSTRUCTION FIELD CHANG  
ARE SHOWN IN RED ON THIS PRINT.



DATE: COUNTY:

MAP REF:

SEC-36,72-185.R-24

DRAWN: LTC ENGR: SELF

DATE: 03/23/05

APPROVED:

DATE:

APPROVED:

DATE:

AUTOMATED DRAWING - MAKE NO MANUAL REVISIONS

ALABAMA POWER COMPANY

JOB: POWER DELIVERY - BIRMINGHAM SD

DETAIL: PROVIDE 120/208V 3# LG

COMMERCIAL SERVICE TO NEW BAY

SCALE: 1" = 40' PLOTTED: 03-27-05

SHEET 1 OF 1 SHEETS

SUPERSEDES

61730-06-0007

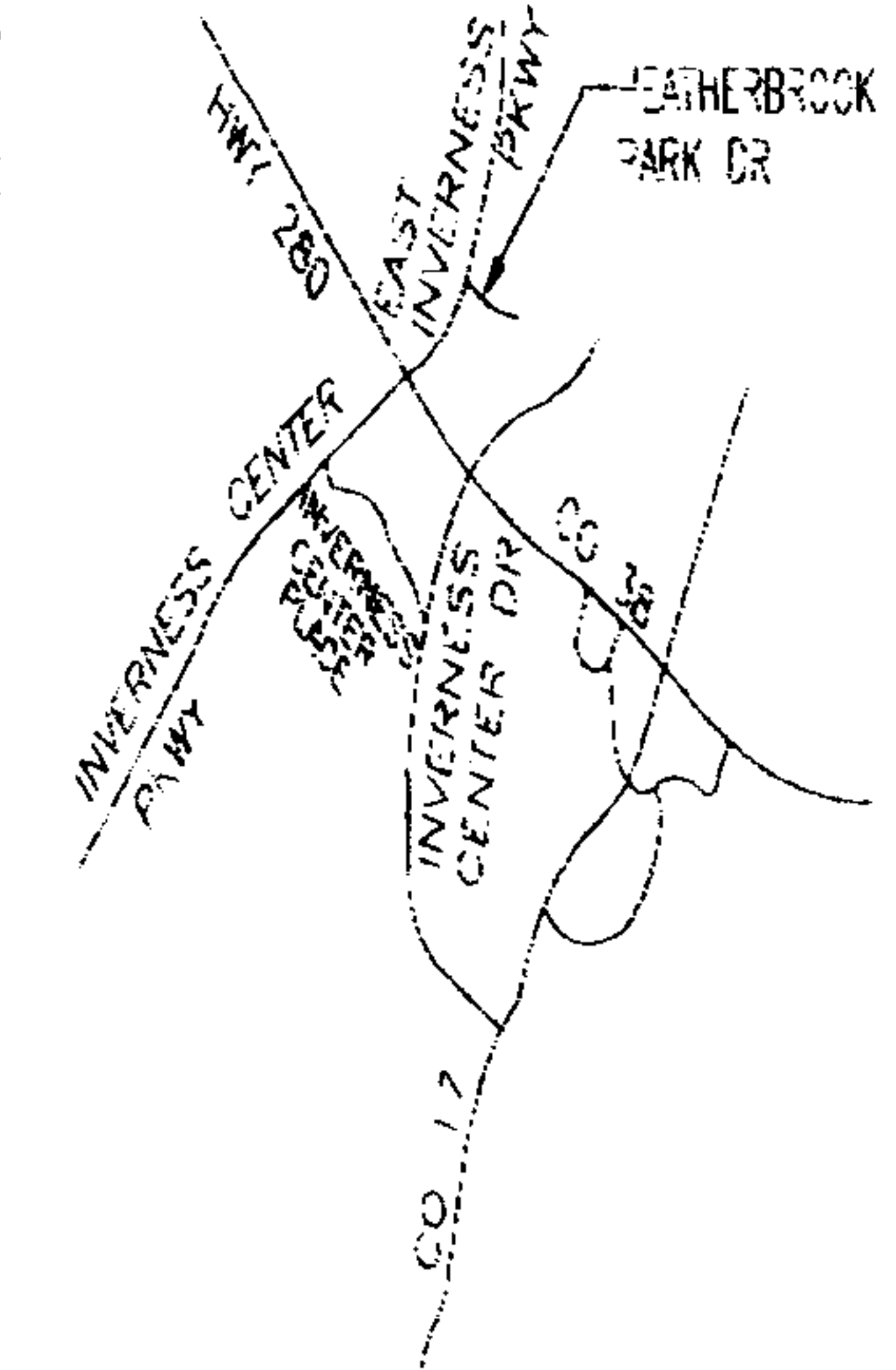
ENGINEER: DAVID SELF  
RADIO #11605

REVISION: 03/15/05 SEE

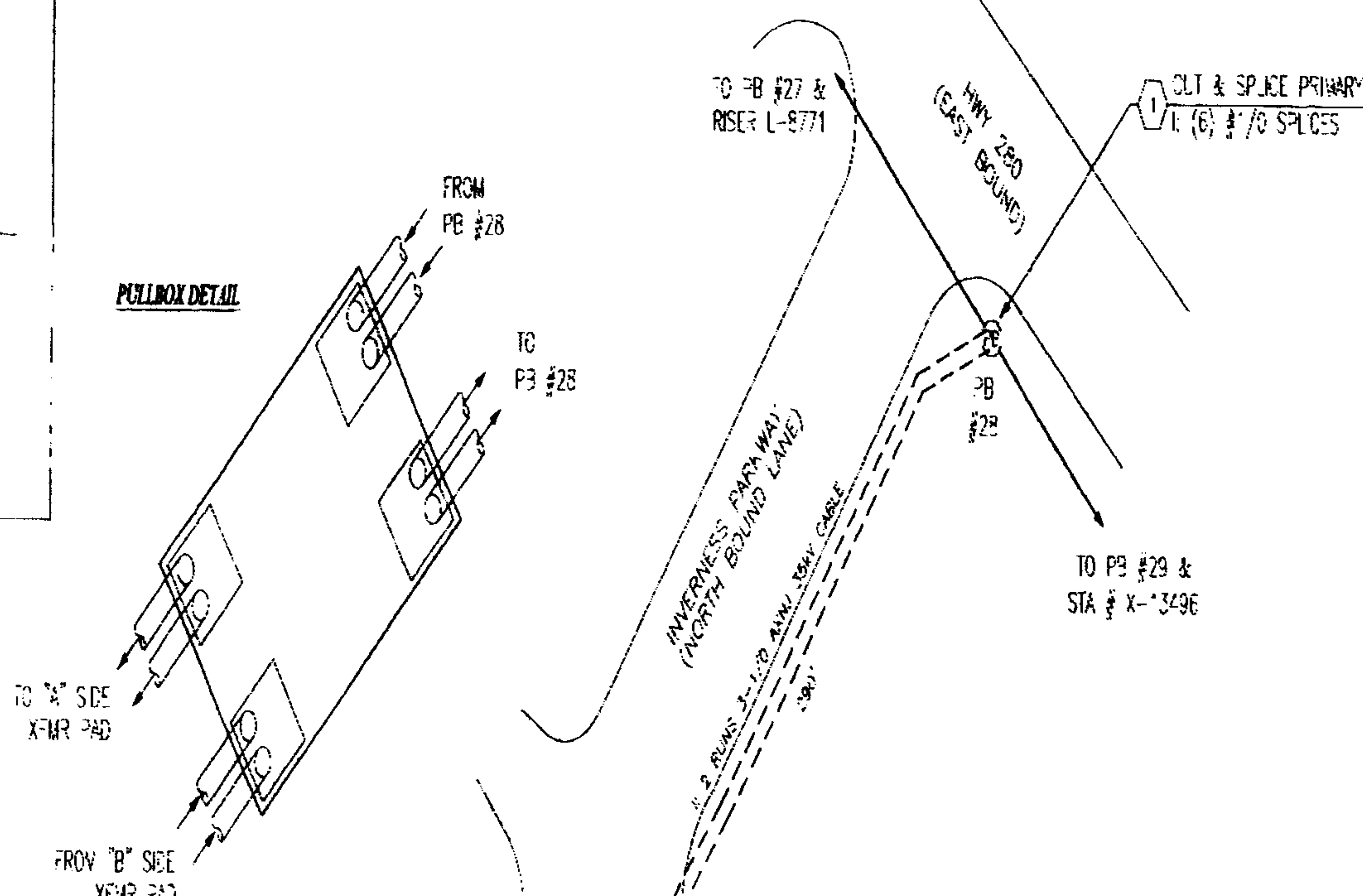
NOTES:  
CUSTOMER TO PROVIDE TRENCHING, CONDUIT, AND PULLBOX FOR  
APCO PRIMARY SERVICE FROM EXISTING PULLBOX #28 TO NEW PAD  
LOCATION. TRENCHES TO BE 48" DEEP AND ACCOMMODATE FOUR  
5" CONDUITS. CONDUITS TO BE TURNED UP INTO BOTTOM OF  
PULLBOX #28 (LOCATION #1). PULLBOX TO BE INSTALLED AT  
LOCATION #2 WITH CONDUITS TURNED UP IN THE BOTTOM IN THE  
POSITIONS SHOWN ON PULLBOX DETAIL. PAD FOR TRANSFORMER TO  
BE CONSTRUCTED PER SPECIFICATIONS ON SERVICE LOCATION DRAWING.

LOCATION SKETCH

JOB



PULLBOX DETAIL



CUSTOMER TO:  
1. 4'x6'x6" PULLBOX  
1. (6) 1/0 SPLICES

CONTRACTOR TO BORE FOR  
(4) 5" CONDUITS

1. 150KVA 35KV 500MVA 120/208V  
PROP. LOAD = 140KVA  
(3) 400.5 BUSING TYPE CTS

INVERNESS CENTER PLACE  
(WEST BOUND LANE)