

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 # 23-6-14-1-001-003.003

W.E. No. 61700-00-02035  
Parcel No. 70157036  
Transformer No. S-13572

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

A. GRANT KNOW ALL MEN BY THESE PRESENTS, That Douglas M. Kent, and mother, Nina Kent

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"):

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



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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 h/s/he/their hand(s) and seal(s) this the 12 day of May, 2005.

Kimberly Ingram  
Witness  
Sandra R. Coleman  
Witness

Douglas M. Kent (SEAL)  
(Grantor)  
Nina Kent (SEAL)  
(Grantor)

Shelby County, AL 08/03/2005  
State of Alabama

Witness

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

Deed Tax: \$ .50



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: \_\_\_\_\_ (SEAL)  
Its: \_\_\_\_\_  
[indicate President, General Partner, Member, etc.]

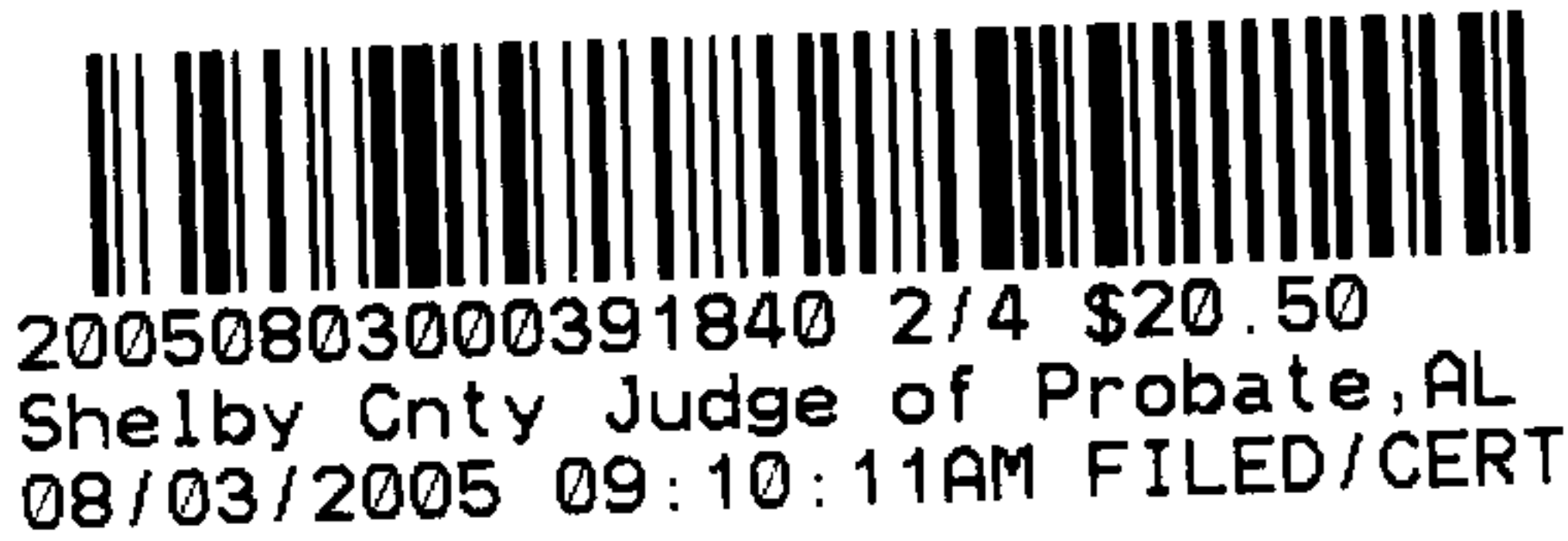
INDIVIDUAL NOTARIES

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

EXHIBIT "A"

66700-00-02035

Parcel 'A'

A part of the NW 1/4 - NE 1/4, THE NE 1/4 - NW 1/4, THE NW 1/4 - NW 1/4, THE SW 1/4 - NE 1/4 AND THE SE 1/4 - NW 1/4, Section 14, Township 21 South, Range 3 West, Shelby County, Alabama, described as follows:

Commence at the northwest corner of Section 14, township 21 south, Range 3 west, Alabaster, Shelby County, Alabama and run thence easterly along the north line of said Section 14 a distance of 1,460.27' to a point on the easterly right of way line of Highway No. 119 and the point of beginning of the property being described; Thence continue along last described course a distance of 358.64' to a point; Thence turn 90 degrees 00'00" right and run southerly 100.0' to a point; Thence turn 90 degrees 00'00" left and run northerly 100.0' to a point on the north line of said section 14; Thence turn 90 degrees 00'00" right and run easterly along said section line 1,081.01' to a point; thence turn 56 degrees 10' 54" right and run southeasterly 1,254.25' to a point; Thence turn 90 degrees 24' 56" right and run southwesterly 367.61' to a point; Thence turn 15 degrees 16' 21" left and run 91.17' to a point; Thence turn 29 degrees 02' 36" right and run southwesterly 453.22' to a point on the northerly right of way line of Shelby County Highway No. 26; thence turn 103 degrees 25' 29" right and run northerly 143.47' to a point; Thence turn 83 degrees 34' 03" left and run westerly along the south line of the NW1/4 of the NE1/4 of same said Section 14 a distance of 203.32' to the southwest corner of same said NW1/4 of the NE 1/4; thence turn 90 degrees 52' 36" left and run southerly 90.20' to a point on the northerly right of way line of said Highway No. 26; thence turn 96 degrees 35' 49" right and run west-northwesterly along said right of way line of said Highway No. 26 a distance of 1,334.39' to a point on the west line of the NE1/4 of the NW1/4 of same said Section 14; Thence turn 84 degrees 32' 10" right and run northerly along the said west line of said NE1/4 of the NW1/4 a distance of 614.52' to a point; Thence turn 6 degrees 30' 57" right and run 42.24' to a point; Thence turn 107 degrees 25' 13" right and run southeasterly 142.94' to a point; Thence turn 88 degrees 16' 29" left and run northeasterly 146.12' to a point; Thence turn 93 degrees 08' 08" left and run northwesterly 189.34' to a point;

Thence turn 43 degrees 50' 37" right and run 59.54' to a point; Thence turn 21 degrees 49' 29" right and run northerly along the west line of the NE1/4 of the NW1/4 a distance of 149.70' to a point; Thence turn 57 degrees 07' 33" left and run northwesterly 20.72' to a point on the easterly right of way line of Highway No. 119; Thence turn 82 degrees 40' 18" right and run northeasterly along the said right of way line of said Highway 119 a distance of 278.68' to the point of beginning, containing 61.41 acres and subject to any and all easements, agreements, rights of way, restrictions and/or limitations of probated record or applicable law.



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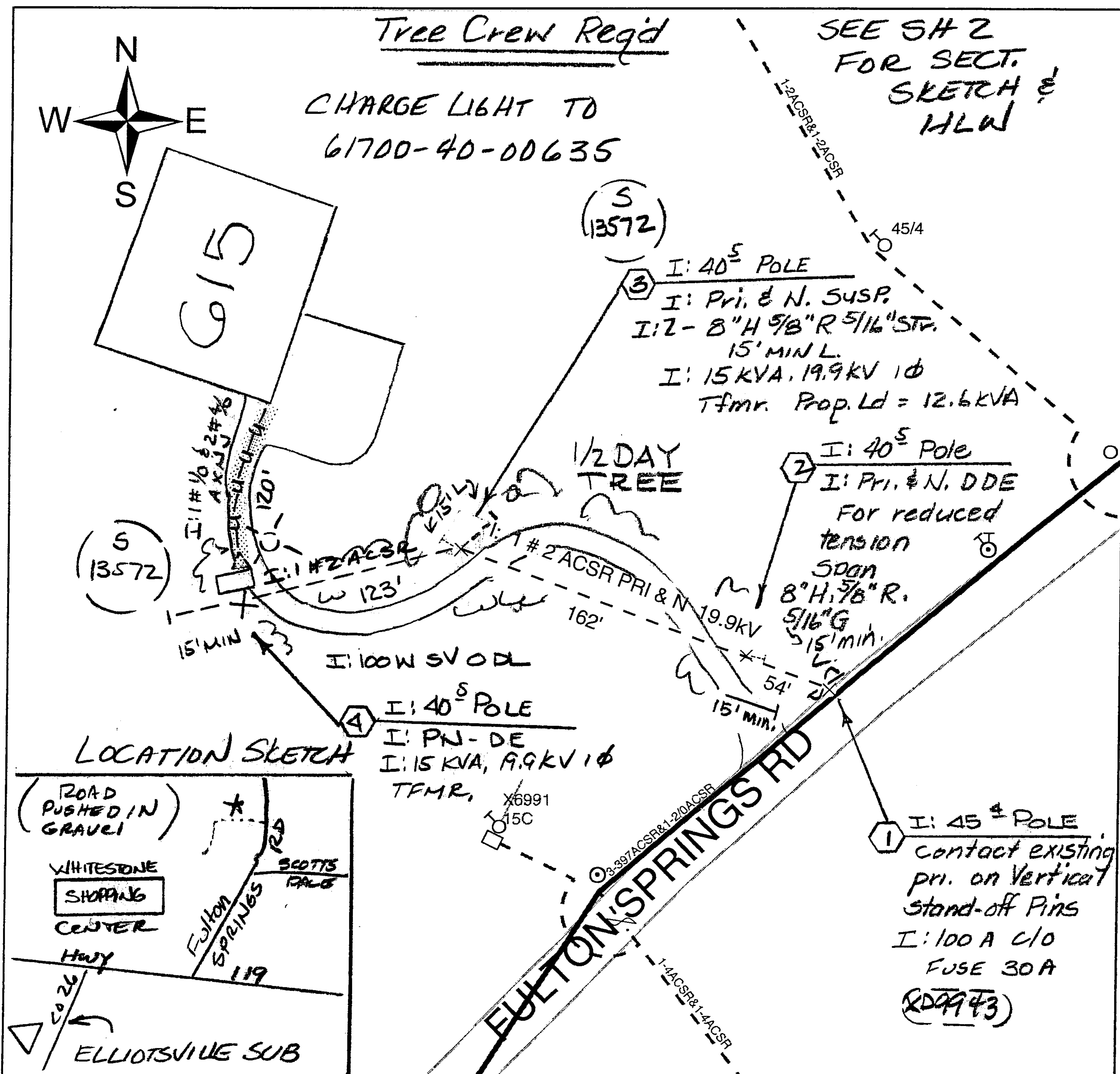
SKETCH OF PROPOSED WORK  
SIMPLIFIED W.E.

Map Center UTM  
1695679 12056447

Map Center LatLon  
-86.819253 33.212074



Customer Mike Kent		Location 615 Fulton Springs Rd				Agreed Serv. Date		Estimate No. 61700-00-0203-5				
Region		Oper. Cntr.		Town/City		UserID clcrouch		Created: 5/1/2005				
County Shelby		Section 14	Township 21S	Range 03W	Add'l Info							
Acquisition Agent Callicott		Date R/W Assigned		Date R/W Cleared		Spatial Reference		LOC		Transformer Loading		
Voltage	Phone Co	CATV Co	Accessible	Tree Crew	Rock Hole	Permits	R/W	City	County	State	Miss All	Other
19.9kV	N	N	Y	Y	N							



Cnst Completed By:

Date:

Scale: 1 inch equals 100 feet



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