


EASEMENT - DISTRIBUTION FACILITIES
(Metes and Bounds)

TO BE RECORDED: YES _____ NO X

STA 2100 TO STA 1475
GUY AT STA 1400
This instrument prepared by:

STATE OF ALABAMA }
COUNTY OF Shelby }
TAX ID # 14-4-18-2-000-033.000

W.E. No. 61700-08-00715
Parcel No. 70155366
Transformer No. H-1087

Jeff J. Callicott
Alabama Power Company

20050804000396580 1/5 \$23.50
Shelby Cnty Judge of Probate, AL
08/04/2005 10:33:26AM FILED/CERT

A. GRANT KNOW ALL MEN BY THESE PRESENTS, That Carter Mason Investments, 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"):
For legal description, see Exhibit "A" attached hereto and made a part hereof.

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 10TH day of MAY, 2005.
_____(SEAL)

Witness _____ (Grantor)
Carter Mason Investments, LLC _____ (SEAL)
Witness _____ (Grantor)
By: [Signature] _____ (SEAL)
As: Member

Witness Shelby County, AL 08/04/2005
State of Alabama
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: _____

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 KERRY CARTER _____, whose name as MEMBER of CARTER MASON INVESTMENTS _____ a LLC [as MEMBER _____], 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 MEMBER 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 10TH day of MAY, 2005.

[SEAL]

Notary Public

My commission expires: 11-17-07

For Alabama Power Company Corporate Real Estate Department Use Only

All facilities on Grantor: _____

Station to Station: _____



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Exhibit "A"

PARCEL I


A parcel of land in the South $\frac{1}{2}$ of the Southeast $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ of Section 18, Township 20 South, Range 2 West, Shelby County Alabama, more particularly described as follows:
Commence at the Northwest corner of the South $\frac{1}{2}$ of said $\frac{1}{4}$ $\frac{1}{4}$ section; thence in a Southerly direction along the West line of said $\frac{1}{4}$ $\frac{1}{4}$ section a distance of 279.93 feet to the point of beginning; thence continue along East last described course a distance of 359.77 feet, said point being 20 feet North, of the Southwest corner of said $\frac{1}{4}$ $\frac{1}{4}$ section; thence in an Easterly direction, parallel to the South line of said $\frac{1}{4}$ $\frac{1}{4}$ section a distance of 9.18 feet to the Northwestern right of way line of Shelby County Highway 35; thence 60 deg. 20 min. left in a Northeasterly direction along said right of way line, a distance of 49.61 feet to the beginning of a curve to the left, said curve having a radius of 675.21 feet and a central angle of 16 deg. 42 min. 14 sec.; thence along arc of said curve in a Northeasterly direction a distance of 196.85 feet to end of said curve; thence continue in a Northeasterly direction a distance of 97.32 feet; thence 85 deg. 50 min. 21 sec. left in a Northwesterly direction a distance of 132.75 feet to the point of beginning.

PARCEL II

A parcel of land in the South $\frac{1}{2}$ of the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 18, Township 20 South, Range 2 West, Shelby County, Alabama, described as follows:
Commence at the Northeast corner of the South $\frac{1}{2}$ of the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of said Section 18; thence run South along the East $\frac{1}{4}$ $\frac{1}{4}$ line 279.93 feet to the point of beginning; thence continue last course 375.89 feet to a point on the Westerly right of way of Shelby County Highway No. 35; thence turn right 29 deg. 40 min. 00 sec. and run along said right of way 4.47 feet; thence turn right 60 deg. 37 min. 43 sec. and run West 46.91 feet; thence turn right 90 deg. 17 min. 42 sec. and run North 394.64 feet; thence turn right 107 deg. 05 min. 38 sec. and run Southeast 51.40 feet to the point of beginning.

All being situated in Shelby County, Alabama.

J. O'Brien

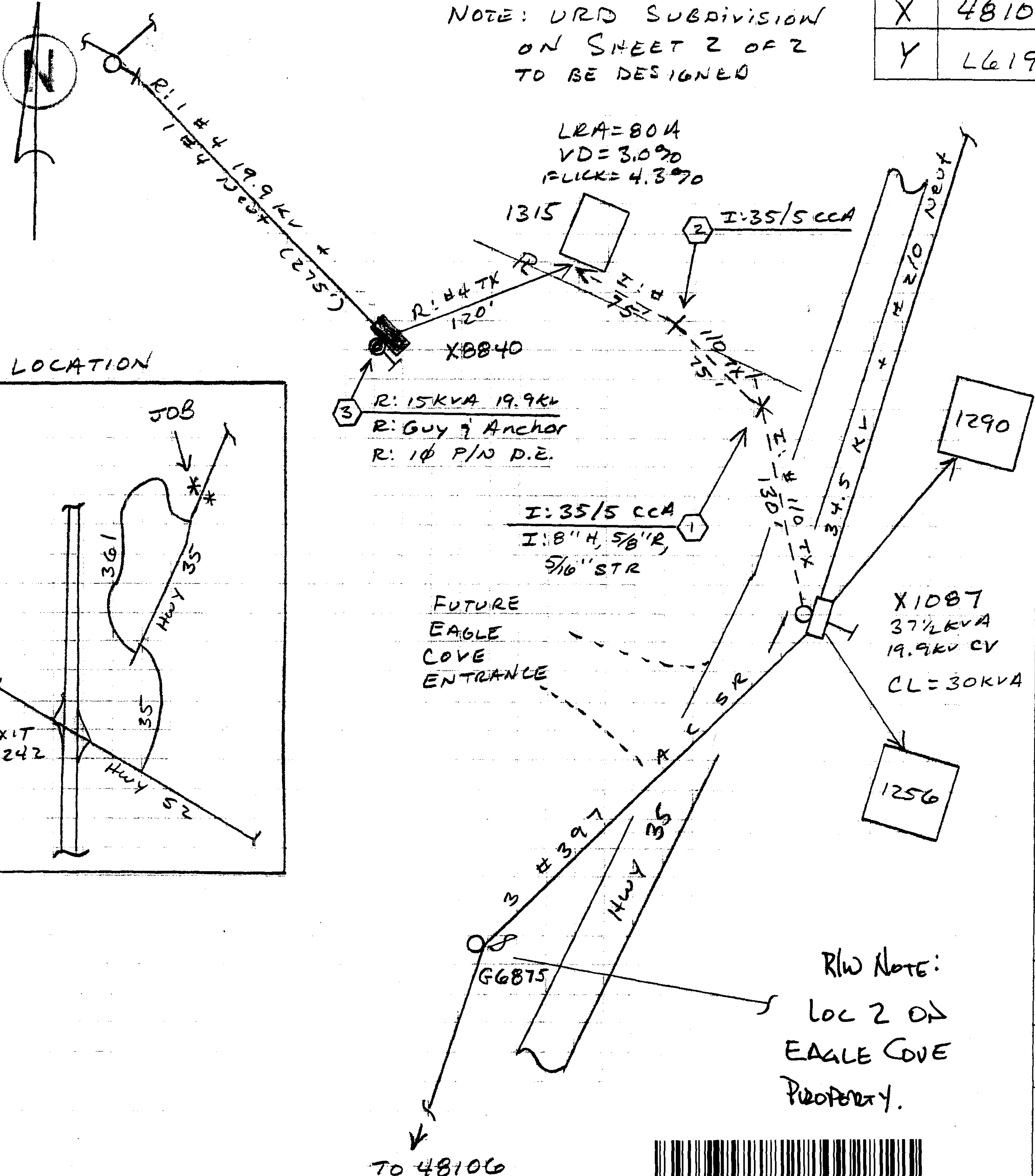

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SKETCH OF PROPOSED WORK — SIMPLIFIED W. E.

Sheet 1 of 2

Customer Eagle Cove		Location County Rd 35 & 361		Agreed Serv. Date 12-30-05		Estimate No. 61700-08-00715	
Division Birmingham		District Metro-South		Town Pelham		Drawn by G. Belcher	
County Shelby		Section 8 SW		Township 20S		Range 2W	
Acquisition Agent		Date R/W Assigned		Date R/W Cleared		Map Reference	
						LOG	
						Transformer Loading	
						X 48106	
						Y L6199	
						JR Sample 669-3750	
						Kerry Carter 369-4435	

NOTE: URD SUBDIVISION
ON SHEET 2 OF 2
TO BE DESIGNED

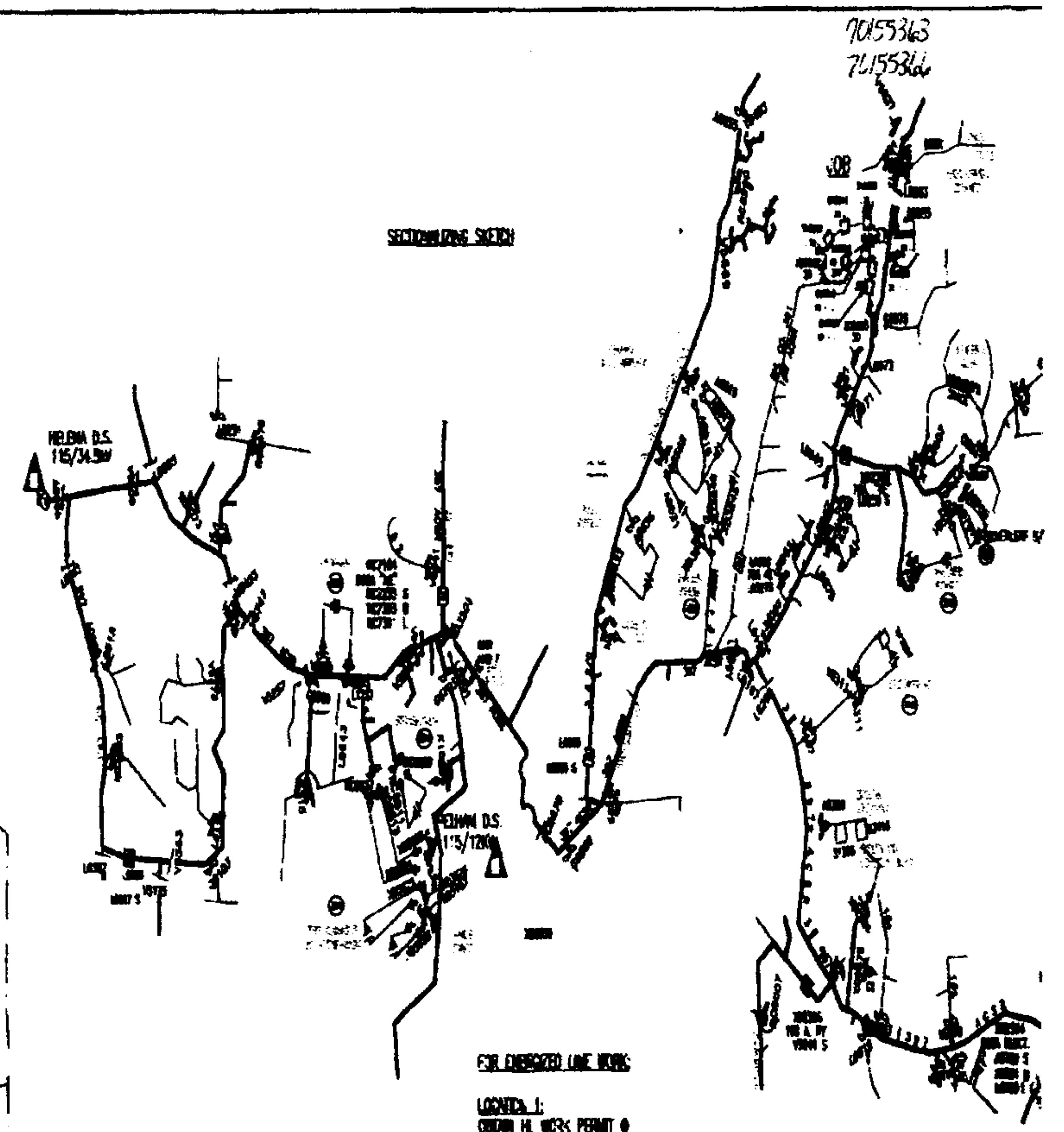
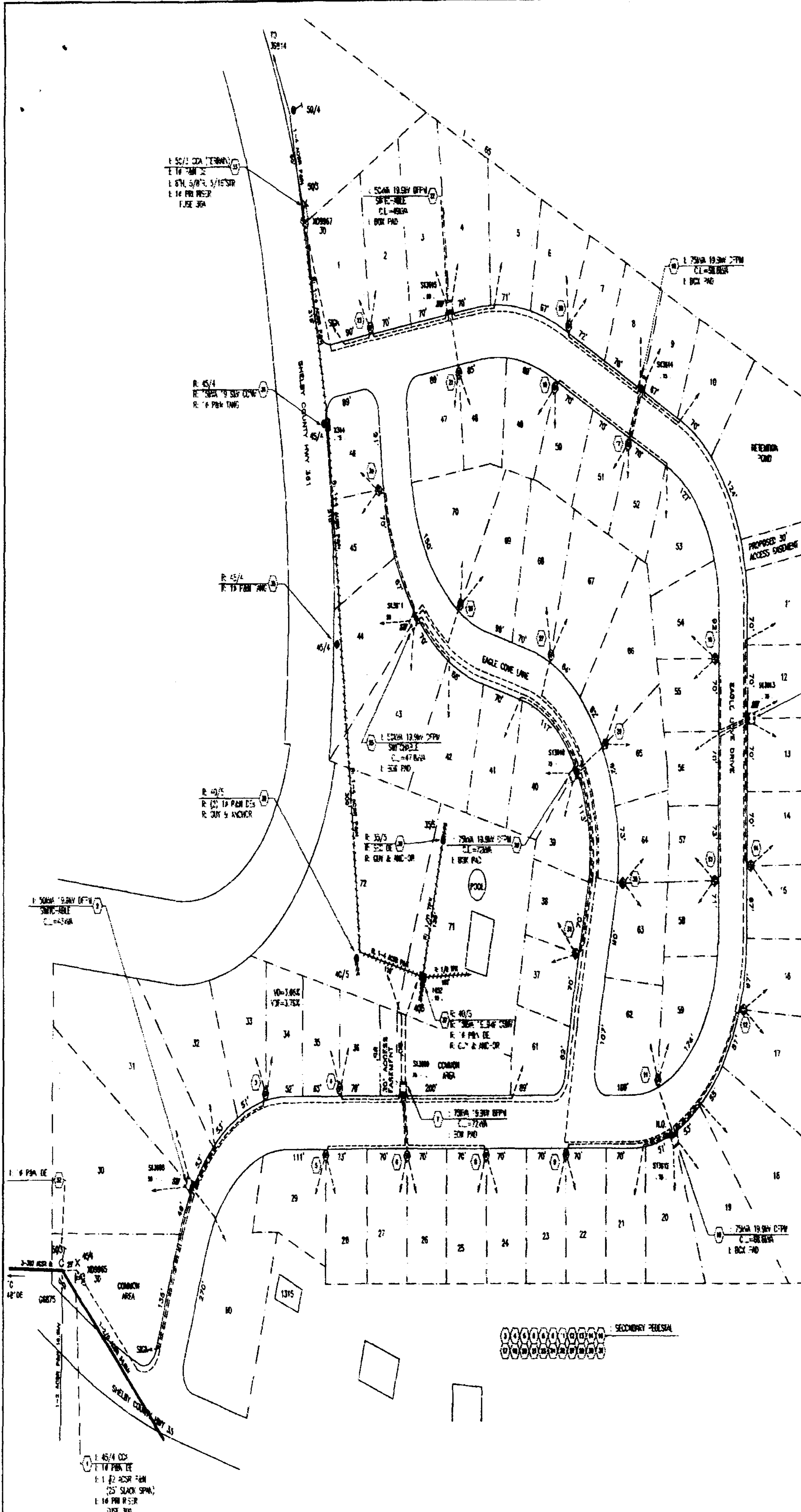


Voltage	
Pri	Sec.
35 KV	120 / 240
PHONE CO.	
Co. Name	
CATV CO.	
Co. Name	
ACCESSIBLE	
TREE CREW	
ROCK HOLE	
PERMITS REQ'D	
R/W	
CITY	
COUNTY	
STATE	
MISSALL #	
OTHER	
SCALE	
NTS	
Ft. Per Inch	

Cnst. Completed By

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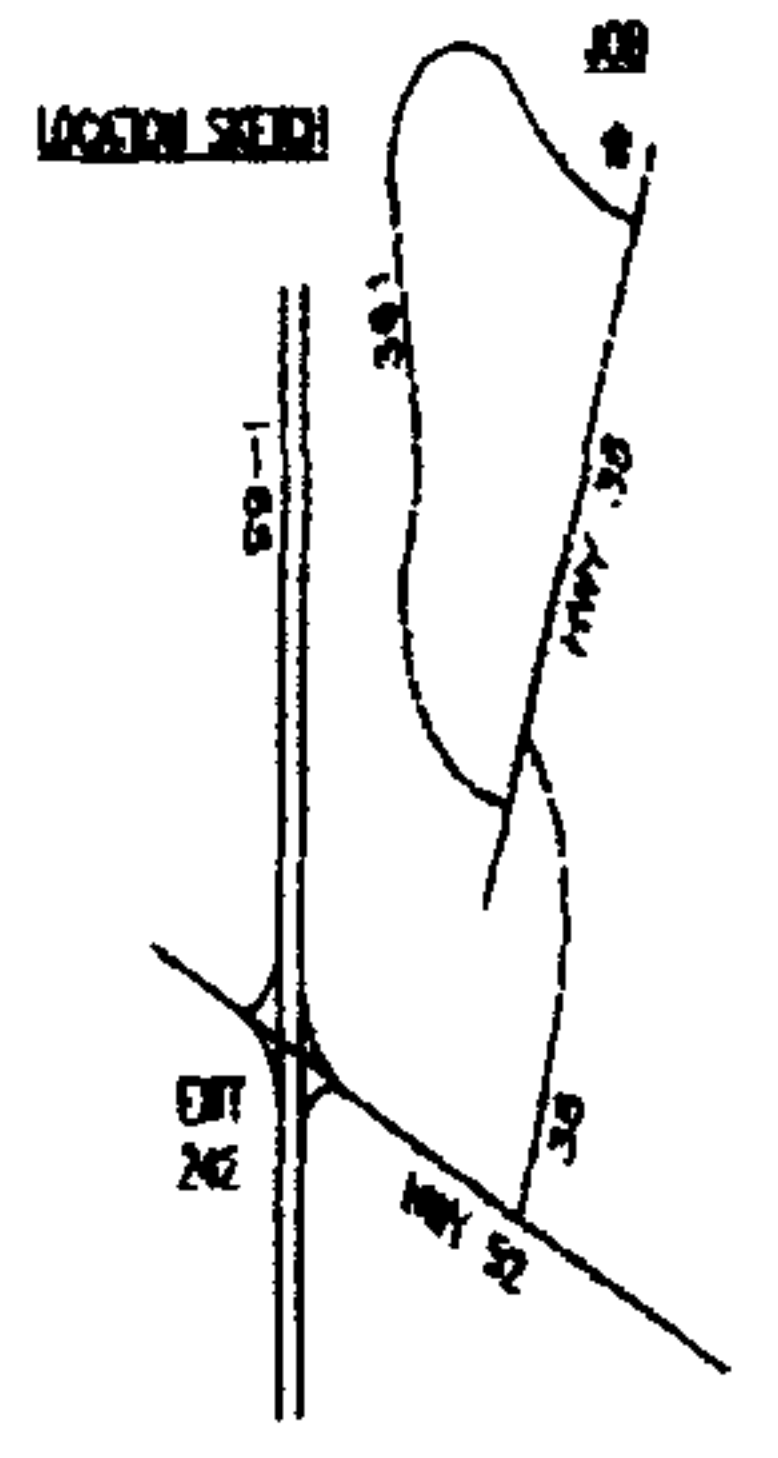
Date



FOR EXISTING LINE WORK:
 LOCATION 1:
 OPEN AL WORK PERMIT #
 RECLASER 10-23M
 SUBSTATION: DOUBLE OAK WITH C.S.
 FEEDER #1: BREAKER #40106
 LOCATION 2:
 OPEN AL WORK PERMIT #
 DCR 1-0000
 SUBSTATION: MEADOW C.S.
 FEEDER #1: BREAKER #30014

BASED ON DATA PER LOT

FEEDER	SUB / FEEDER	CAPACITY	NORMAL	EMERGENCY
10-2005	DOUBLE OAK WITH C.S.	30	14.1	29
10-2007	MEADOW #1	30	14.9	29



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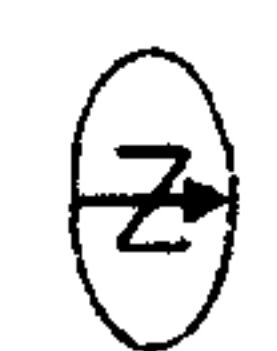
CONSTRUCTION COA

NOTE: SHEET 1 OF 2 IS TO RELOCATE
 OVERHEAD LINES SERVING HOUSE AT
 1315 HIGHWAY 35.

DATE: _____

- NOTES:
1. USER LOADING BASED ON DATA PER LOT.
 2. PRIMARY CABLE TO BE 1 1/2" AWG CABLE BUNDLED AT 12" BELOW CHORD.
 3. ALL TOWER CROSSINGS WILL COMPLY WITH SHELBY COUNTY REQUIREMENTS.
 4. ALL SECONDARY FROM TRANSFORMER TO SECONDARY FEEDERS TO BE 2 AWG & 1 AWG A.L.
 5. ALL SECONDARY SERVICES TO BE 2 AWG & 1 AWG A.L.
 6. ALL PRIMARY CONDUCTORS TO BE 2 AWG & 1 AWG A.L.
 7. ALL SECONDARY CABLE TO BE BUNDLED 3" BELOW CHORD.
 8. MINIMUM VOLTAGE DROP CALCULATED AT LOT 34 IS 3.00% (BASED ON 415 VOLTAGE).
 9. MINIMUM VOLTAGE CALCULATED AT LOT 34 IS 3.75% (BASED ON 415 VOLTAGE).
 10. ALL CONSTRUCTION TO BE IN ACCORDANCE WITH ALL CITY, COUNTY, STATE, FEDERAL, AND LOCAL ORDINANCES.

DEVELOPER:
 KERRY CARTER
 335-4435



PLAN SCALE
 1" = 40'

TOWN: _____ COUNTY: _____

**ANY CONSTRUCTION FIELD CH
 ARE SHOWN IN RED ON THIS**

ALABAMA POWER CO
 POWER DELIVERY - DIVISION
 6000 EAST 11TH AVENUE
 TUSCALOOSA, AL 35604

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