

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. 61500-08-00465
Parcel No. 70156995
Transformer No. _____

MARK CHANDLER

Alabama Power Company

P. O. Box 2641

Birmingham, Alabama 35291

A. GRANT KNOW ALL MEN BY THESE PRESENTS, That BRUCE ARNETT, AND WIFE,
AULSON ARNETT

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 HEREIN 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 6th day of April 2005

Madison S. Arnett
Witness

Madison S. Arnett
Witness

[Signature] (SEAL)
(Grantor)

[Signature] (SEAL)
(Grantor)

By: _____ (SEAL)
As:

Witness Shelby County, AL 08/05/2005
State of Alabama

Deed Tax: \$.50

EXHIBIT "A"
61500-08-00465


20040325000150880 Pg 4/4 25.00
Shelby Cnty Judge of Probate, AL
03/25/2004 08:19:00 FILED/CERTIFIED

Proposed Lot 67
Stonegate Realty – Phase Three

A parcel of land situated in the Southwest 1/4 of Section 19, Township 18 South, Range 1 East and the Southeast 1/4 of Section 24, Township 18 South, Range 1 West in Shelby County, Alabama, being a part of lot B according to the survey of Stonegate Realty – Phase Two, as recorded in MB 31, PG 28 A & B, in the Shelby County Probate Office, being more particularly described as follows:

Commence at the Southwest corner of the Southwest 1/4 of said section 19 and run N1°00'00"W along the West line of said 1/4 section for a distance of 1769.30 feet to a point; thence run N89°00'00"E for a distance of 128.64 feet to the point of beginning; thence run N24°30'26"E for a distance of 222.92 feet, more or less, to a point; thence run N21°06'04"W for a distance of 293.05 feet to a point on the future Southern right-of-way of Clifden Trail, said point being on a curve to the right having a radius of 60.00 feet and a central angle of 83°00'04"; a chord length of 79.52 feet and a chord bearing of N85°27'52"W; thence run along the arc of said curve for a distance of 86.91 feet to a point; thence continuing along the future right-of-way of Clifden Trail run S46°02'10"W for a distance of 15.00 feet to a point on a curve to the right having a radius of 75.00 feet and a central angle of 19°03'50"; a chord length of 24.84 feet and a chord bearing of N34°25'55"W; thence continuing along the future right-of-way of Clifden Trail run along the arc of said curve for a distance of 24.95 feet to a point; thence leaving said future right-of-way run S69°48'41"W for a distance of 270.74 feet to a point; thence run S30°23'48"W for a distance of 164.94 feet to a point; thence run S39°31'45"E for a distance of 196.28 feet, more or less, to a point on the 775 contour elevation, said elevation being the proposed full pool elevation of a proposed lake currently under construction; thence run Easterly, Southerly, Southeasterly and then Northeasterly along said 775 contour elevation for a distance of 527 feet, more or less, to the point of beginning.

Said parcel containing 4.5 acres, more or less.


20050805000400380 2/3 \$17.50
Shelby Cnty Judge of Probate, AL
08/05/2005 12:39:28PM FILED/CERT

3

1 inch equals 39 feet

Map Center Lat/Lon:
-86.599694 33.449838

Map Center UTM:
1762477 12143117

SKETCH OF PROPOSED WORK - SIMPLIFIED W.E.

Customer BRUCE ARNETT	Location 121 SAINT FIELD LN	Cmtd. Svc Date 4-28-05	County Shelby	Section 24	Township 18S	Range 01W	Add'l Info.	Estimate No. 61500-08-00465
Division SOUTH	District EAST JEFF	Town BIRMINGHAM	UserID jroden	Created:	Substation LEEDS #2 DS 35KV	X- 264326	Y- V9951	MISSALL#
				ENERGIZED LINE WORK		Transformer Loading		
				Sub		Loc		
				OCB/OCR		Voltage		
				Switch#		Pri 35		
				Fuse Size		Sec 120		
						KV 240		
						Phone Co.		
						Cable Co.		
						Accessible Y		
						Tree Crew		
						Rock Hole		
						Permits		
						RW Y		
						CITY		
						COUNTY		
						STATE		
						OTHER U.G.		

1 R : 37.5KVA 35KV TRANS
I: 2 35KV STRAIGHT SPLICES

2 I: 50KVA 35KV TRANS SWITCHABLE

CALC. LD = 69.7
VD = 4.56
VDF = 3.83

121 U.C.

121 SAINT FIELD LN

37.5A

T25947

T25948

T25949

ASPLUNDH TO DIG DITCH & INSTALL CONDUIT & CABLE & CUSTOMER TO PAY \$707.74 FOR U.G. SERVICE & TRANS. RELOCATION

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

TRAFFIC CONTROL IN WORK AREAS WILL COMPLY WITH MANUAL OF UNIFORM TRAFFIC CONTROL DEVICES (MUTCD), PART VI

STREETS AND HIGHWAYS (MUTCD), PART VI

TO LEEDS

SHEPARD GAP RD.

SMYER LAKE RD.

CO. RD. 41

DUNNANT VALLEY RD.

STONEGATE DR.

TO HWY 280

LOCATION SKETCH

20050805000400380 3/3 \$17.50
Shelby Cnty Judge of Probate, AL
08/05/2005 12:39:28PM FILED/CERT

ALABAMA POWER
A SOUTHERN COMPANY

ENERGIZED LINE WORK

Sub

OCB/OCR

Switch#

Fuse Size

Loc

Transformer Loading

Voltage

Pri 35

Sec 120

KV 240

Phone Co.

Cable Co.

Accessible Y

Tree Crew

Rock Hole

Permits

RW Y

CITY

COUNTY

STATE

OTHER U.G.

Sheet 1 of 2