

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. 61700-00-0492-600
Parcel No. 70184166
Transformer No.

Larry D. Brant
Alabama Power Company
P. O. Box 2641
Birmingham, Alabama 35291

A. GRANT KNOW ALL MEN BY THESE PRESENTS, That Michael R. Carroll; a widower

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"):

See Exhibit "A" attached hereto and made a part hereof for a legal description of the property involved.

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 16th day of October, 2006.

Joseph M. Lee
Witness


Philip J. Mott
Witness

Witness

Michael R. Carroll (SEAL)
(Grantor)

 (SEAL)
(Grantor)

By: (SEAL)
As:


20061218000612830 1/4 \$20.50
Shelby Cnty Judge of Probate, AL
12/18/2006 07:30:16AM FILED/CERT



20060905000435170 2/2 \$26.00
Shelby Cnty Judge of Probate, AL
09/05/2006 11:27:21AM FILED/CERT

EXHIBIT "A"

COMMENCE AT THE SOUTHEAST CORNER OF SECTION 33, TOWNSHIP 19, RANGE 1 WEST, AND EXTEND ALONG THE SOUTH LINE OF SAID SECTION A DISTANCE OF 620.00 FEET TO THE POINT OF BEGINNING OF THE PARCEL HEREIN DESCRIBED; THENCE RUN IN A NORTHERLY DIRECTION PARALLEL WITH THE EAST LINE OF SAID SECTION 33 A DISTANCE OF 700.00 FEET; THENCE RUN IN A WESTERLY DIRECTION A DISTANCE OF 715.00 FEET, MORE OR LESS, TO A POINT ON THE WEST LINE OF THE SE 1/4 OF SE 1/4 OF SAID SECTION 33 IN A DIRT ROAD WHICH IS 783.31 FEET NORTH OF THE SOUTHWEST CORNER OF SAID SE 1/4 OF SE 1/4; THENCE RUN IN A SOUTHERLY DIRECTION ALONG THE WEST LINE OF SAID SE 1/4 OF SE 1/4 A DISTANCE OF 783.31 FEET TO THE SOUTHEAST CORNER OF SAID SE 1/4 OF SE 1/4; THENCE RUN IN AN EASTERLY DIRECTION ALONG THE SOUTH LINE OF SAID SECTION 33 A DISTANCE OF 709.83 FEET TO THE POINT OF BEGINNING.


LESS AND EXCEPT:

COMMENCE AT THE SOUTHEAST CORNER OF THE SOUTHEAST 1/4 OF THE SOUTHEAST 1/4 OF SECTION 33, TOWNSHIP 19 SOUTH, RANGE 1 WEST RUN EAST ALONG SAID SECTION LINE 711.32'; THENCE TURN AN INTERIOR ANGLE TO THE RIGHT IN A NORTHERLY DIRECTION OF 90 DEGREES 12' 22" 334.33' TO THE POINT OF BEGINNING AT THE CENTER LINE OF A PUBLIC ROAD; THENCE CONTINUE IN A STRAIGHT LINE 363.34'; THENCE TURN AN INTERIOR ANGLE TO THE RIGHT IN A NORTHWESTERLY DIRECTION OF 98 DEGREES 26' 14" 428.04' TO THE CENTERLINE OF SAID PUBLIC ROAD; THENCE TURN AN INTERIOR ANGLE TO THE RIGHT IN A SOUTHEASTERLY DIRECTION OF 38 DEGREES 24' 35" FOLLOWING THE CENTER LINE OF SAID ROAD 156.21'; THENCE TURN AN A INTERIOR ANGLE TO THE RIGHT OF 207 DEGREES 53' 17" 110.45'; THENCE TURN AN INTERIOR ANGLE TO THE RIGHT OF 148 DEGREES 37' 34" 148.56'; THENCE TURN AN INTERIOR ANGLE TO THE RIGHT OF 162 DEGREES 02' 31" 146.31'; THENCE TURN AN INTERIOR ANGLE TO THE RIGHT OF 195 DEGREES 24' 59" 62.53' TO THE POINT OF BEGINNING. SITUATED IN SHELBY COUNTY, ALABAMA.

NOTE: THIS DESCRIPTION DOES NOT REPRESENT THE SURVEY FURNISHED IN THAT IT CONTAINS LESS PROPERTY AS DEPICTED ON THAT SURVEY BY ALTON YOUNG, DATED JUNE 1961 AND ONLY REPRESENTS ALL THE REMAINING PROPERTY OWNED BY THE PRESENT OWNER.

Shelby County, AL 12/18/2006
State of Alabama

Deed Tax: \$.50


20061218000612830 2/4 \$20.50
Shelby Cnty Judge of Probate, AL
12/18/2006 07:30:16AM FILED/CERT

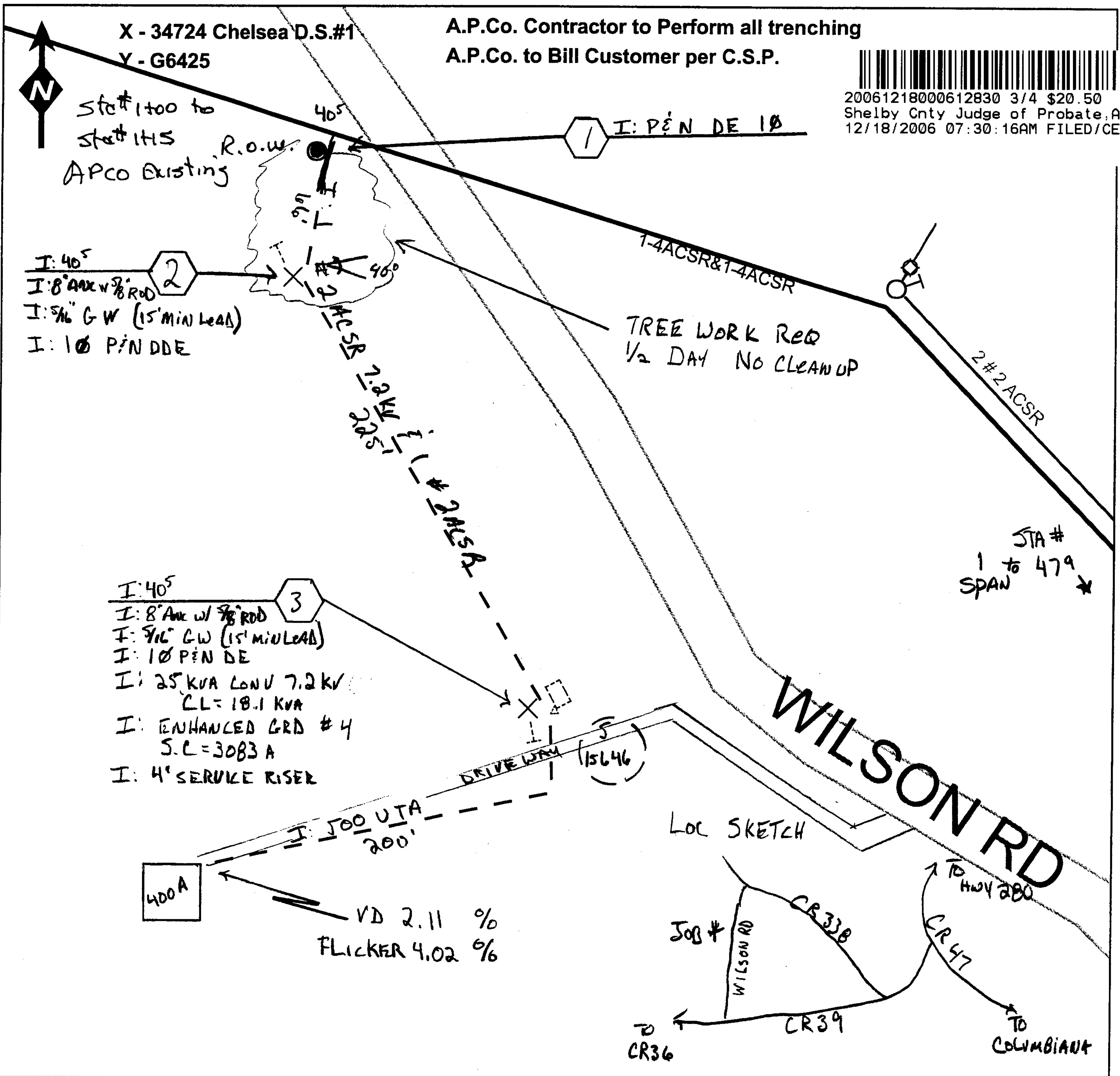
**SKETCH OF PROPOSED WORK
SIMPLIFIED W.E.**

Map Center UTM
1749465 12099408

Map Center LatLon
-86.642859 33.329805



Customer Mike Carroll			Location Wilson Rd			Agreed Serv. Date		Estimate No. 61700-00-04926				
Region Power Delivery			Oper. Cntr. Metro - South		Town/City Chelsea		UserID jm frost		Created: 10/16/2006			
County Shelby		Section 33	Township 19S	Range 01W	Add'l Info SHEET 1 OF 2							
Acquisition Agent			Date R/W Assigned		Date R/W Cleared		Spatial Reference		LOC		Transformer Loading	
Voltage	Phone Co	CATV Co	Accessible	Tree Crew	Rock Hole		R/W	City	County	State	Miss All	Other
						Permits						



Cnst Completed By:	Date:	Scale: 1 inch equals 69 feet
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SHEET 2 OF 2

20061218000612830 4/4 \$20.50
Shelby Cnty Judge of Probate, AL
12/18/2006 07:30:16AM FILED/CERT

For Energized Line Work:
Obtain H.L. Work Permit/s
@ G6425 100 Amp
@ 34724
Substation: CHELSEA DS Fdr# 1
Breaker # 34724

