

**EASEMENT - DISTRIBUTION FACILITIES**  
(Metes and Bounds)TO BE RECORDED: YES X NO \_\_\_\_\_

This instrument prepared by:

STATE OF ALABAMA

W.E. No. 61700-00-0474-600COUNTY OF ShelbyParcel No. 7084712

TAX ID # \_\_\_\_\_

Transformer No. \_\_\_\_\_

Alabama Power Company

P. O. Box 2641

Birmingham, Alabama 35291

**A. GRANT** KNOW ALL MEN BY THESE PRESENTS, That Elbert J. Buckelew Jr.

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:

- 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 indicating an area not greater than ten feet (10') in width), all poles, towers, wires, conduits, fiber optics, cables, transcloasures, 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.
- 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.
- 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 word "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 15<sup>th</sup> day of November, 2006.

Witness

(Grantor)

(Grantor)

By:

As:

(SEAL)

(SEAL)

(SEAL)



20070517000230960 1/4 \$20.50  
Shelby Cnty Judge of Probate, AL  
05/17/2007 03:19:21PM FILED/CERT



N 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: \_\_\_\_\_

RUSTEE/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

I facilities on Grantor: \_\_\_\_\_

Station to Station: Sta # 21001 - Sta # 3450 (Ud5)

Shelby County, AL 05/17/2007  
State of Alabama

Deed Tax: \$.50

  
20070517000230960 2/4 \$20.50  
Shelby Cnty Judge of Probate, AL  
05/17/2007 03:19:21PM FILED/CERT

70184712



20051129000616750 3/3 \$592.00  
Shelby Cnty Judge of Probate, AL  
11/29/2005 02:02:03PM FILED/CERT

## EXHIBIT "A"

### PROPERTY DESCRIPTION

#### Parcel 1:

That part of the North half of the SW  $\frac{1}{4}$  of the SE  $\frac{1}{4}$  of Section 11, Township 20 South, Range 1 West Shelby County, Alabama, described as follows:

Commence at the Northeast corner of the SW  $\frac{1}{4}$  of the SE  $\frac{1}{4}$  of Section 11, Township 20 South, Range 1 West; thence run South along the East line of said  $\frac{1}{4}$ - $\frac{1}{4}$ , a distance of 87.24 feet to the point of BEGINNING; thence turn right an angle of 88 degrees 59 minutes 53 seconds and run Westerly a distance of 576.02 feet; thence turn right an angle of 91 degrees 02 minutes 30 seconds and run northerly a distance of 82.63 feet; thence turn left an angle of 91 degrees 29 minutes 59 seconds and run westerly a distance of 757.22 feet to the Northwest corner of said  $\frac{1}{4}$ - $\frac{1}{4}$  Section; thence turn left an angle of 88 degrees 35 minutes 00 seconds and run southerly a distance of 670.76 feet; thence turn left an angle of 91 degrees 28 minutes 06 seconds and run easterly, a distance of 1332.78 feet; thence turn left an angle of 88 degrees 29 minutes 09 seconds and run northerly a distance of 582.28 feet to the point of beginning.

#### PARCEL 2:

The North 70 feet of the South half of the SW  $\frac{1}{4}$  of the SE  $\frac{1}{4}$  of Section 11, Township 20 South, Range 1 West, Shelby County, Alabama, described as follows:

Commence at the Northeast corner of the South Half of the SW  $\frac{1}{4}$  of the SE  $\frac{1}{4}$  of Section 11, township 20 South, Range 1 West; thence run southerly along the east line of said half-quarter-quarter section 70.00 feet; thence turn right an angle of 88 degrees 34 minutes 48 seconds and run Westerly 1332.55 feet to the West line of said half-quarter-quarter section; thence turn right an angle of 91 degrees 29 minutes 02 seconds and run northerly also said half-quarter-quarter section line 70 feet to the Northwest corner of said half-quarter-quarter section; thence turn right an angle of 88 degrees 31 minutes 54 seconds and run Easterly along the North line of half-quarter-quarter section 1332.78 feet to the point of beginning. \*

#### PARCEL 3:

A parcel of land located in the SE  $\frac{1}{4}$  of the SW  $\frac{1}{4}$  of Section 11, Township 20 South, Range 1 West, Shelby County, Alabama, more particularly described as follows:

Begin at the Northeast corner of said  $\frac{1}{4}$ - $\frac{1}{4}$  Section, thence run westerly along the North line of said  $\frac{1}{4}$ - $\frac{1}{4}$  Section a distance of 17.09 feet; thence turn left 87 degrees 44 minutes 14 seconds a distance of 82.72 feet; thence turn right 87 degrees 29 minutes 13 seconds a distance of 391.14 feet to a point on the easterly right of way of a curve in Shelby County Highway #47; thence turn left 86 degrees 47 minutes 10 seconds to the chord of said curve to the right a distance of 122.45 feet (chord) to a point on said easterly right of way; thence turn right 10 degrees 48 minutes 52 seconds along a chord of said curve a distance of 274.40 feet (chord) to a point on said easterly right of way; thence turn left 95 degrees 51 minutes 13 seconds a distance of 474.45 feet to a point on the east line of said  $\frac{1}{4}$ - $\frac{1}{4}$  Section; thence turn left 96 degrees 30 minutes 27 seconds along said East line a distance of 539.01 feet to the point of beginning.

The above Legal Description provided by survey prepared by R. C. Farmer and Associates, Inc., dated November 15, 2005.

TRF Kp16



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701 84712

AUTOMATED DRAWING - MAKE NO MORE REVISIONS  
 ALABAMA POWER COMPANY  
 JOB: METRO SOUTH - VARNONS  
 DETAIL: BUCKLE LEW  
 SCALE: 1" = 100' PLOTTED: 11-1-06  
 SHEET 1 OF 1 SHEETS  
 SUPERSEDES C-67900-00-04746

0 NTS

PLAN SCALE

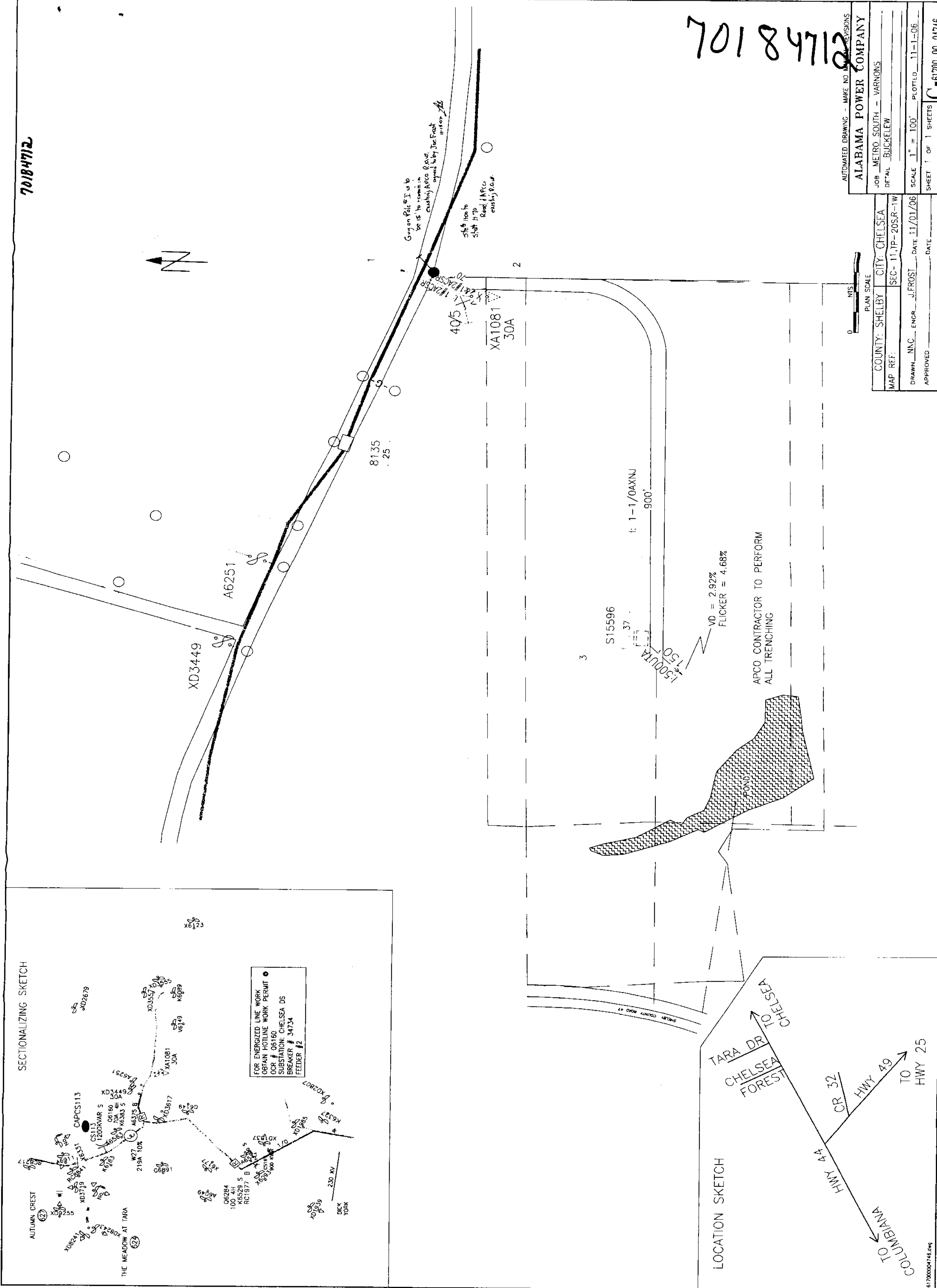
COUNTY: SHELBY CITY: CHELSEA

MAP REF: SEC- 11, TP- 20S, R- 1W

DRAWN: NKC ENCR: J.FROST DATE: 11/01/06

APPROVED \_\_\_\_\_ DATE \_\_\_\_\_

APPROVED \_\_\_\_\_ DATE \_\_\_\_\_



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