

EASEMENT - DISTRIBUTION FACILITIES
(Metes and Bounds)

TO BE RECORDED: YES X NO

STA 1400 TO STA 1420
Also STA 1400 TO STA 1420
This instrument prepared by:

STATE OF ALABAMA }
COUNTY OF SHELBY }
TAX ID # _____

70198833
W.E. No. 61730-00-01577
~~Parcel No.~~ 61730-00-01547
Transformer No. _____

Jeff J. Callicott
Alabama Power Company
P. O. Box 2641
Birmingham, Alabama 35291

A. GRANT KNOW ALL MEN BY THESE PRESENTS, That Building Resource, Inc.

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, 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"):

Lot 4, according to the Survey of The View at Indian Crest, as is recorded in Map Book 37, Page 48, in the office of the Judge of Probate, Shelby County, Alabama.

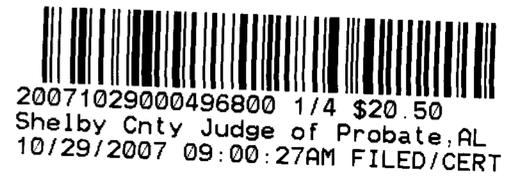
D. **ADDITIONAL PROVISIONS.** In the event it becomes necessary or desirable for the Company to move any of the Facilities in connection with the construction or improvement of any public road or highway in proximity to the Facilities, Grantor hereby grants to the Company the right to relocate the Facilities 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 26th day of SEPT, 2007.

Witness Shady Heuin
Witness [Signature]
Witness [Signature]

(Grantor) [Signature] (SEAL)
(Grantor) Building Resource, Inc. (SEAL)
By: [Signature] (SEAL)
As:



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: _____
Its: _____

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 _____ }



20071029000496800 2/4 \$20.50
Shelby Cnty Judge of Probate, AL
10/29/2007 09:00:27AM FILED/CERT

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: _____

Station to Station: _____

Shelby County, AL 10/29/2007
State of Alabama

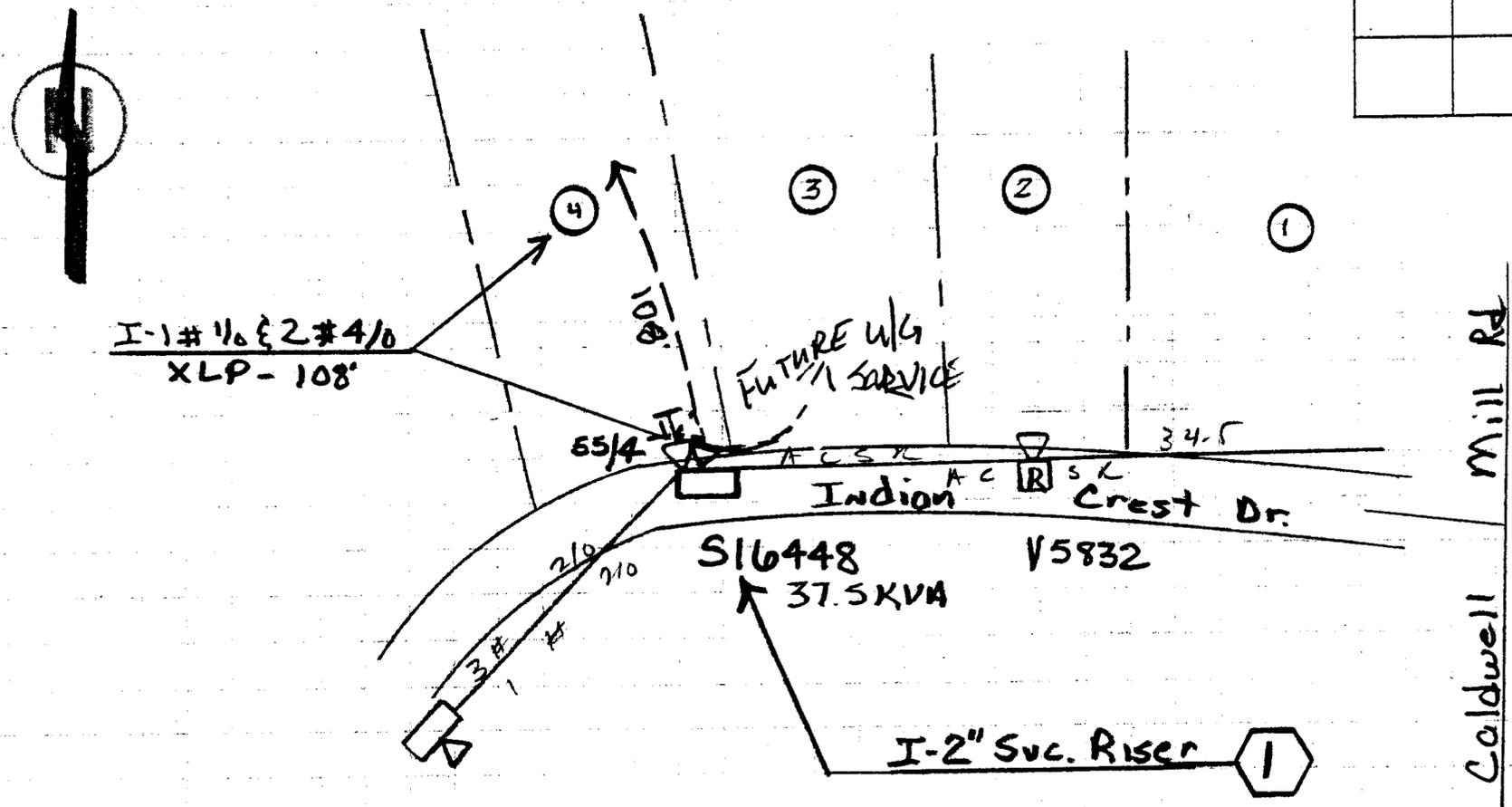
Deed Tax: \$.50

Form 5-5783 Rev. 4/05

SKETCH OF PROPOSED WORK — SIMPLIFIED W. E.



Customer Brian Davis Const.	Location Lot 4 - Indian Spr. Dr.	Agreed Serv. Date	Estimate No. 61730-00-01577
Division B'ham / South	District Patton Chapel	Town Indian Springs	Drawn by S. Woods
County Shelby	Section 15	Township 19S	Range 2W
Acquisition Agent J. Collicott	Date R/W Assigned	Date R/W Cleared	Map Reference
			LOC
			Transformer Loading



Voltage	
Pri	Sec.
34.5 KV	120 / 240

PHONE CO.
Co. Name

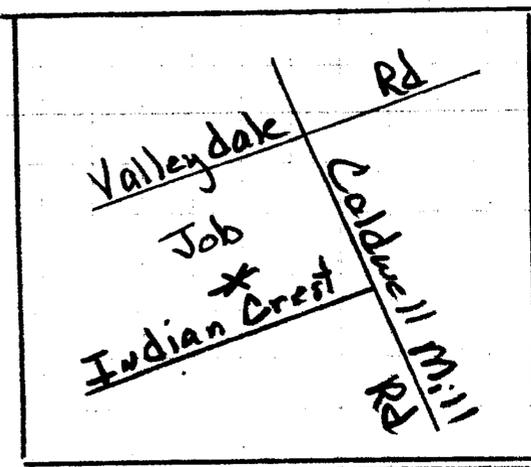
CATV CO.
Co. Name

ACCESSIBLE
YES

TREE CREW

CL = 29 KVA for two lots
VD = 2.32 %
FL = 4.68 %

Customer to Dig
36" Trench and
Install 3" Conduit
with Pullcord



Location Sketch

For Energized Line Work
Obtain Hotline Work Permit/s @
_____ AMP

Substation: Indian Sprs DS
Breaker # 48716
Feeder # 1

70198833

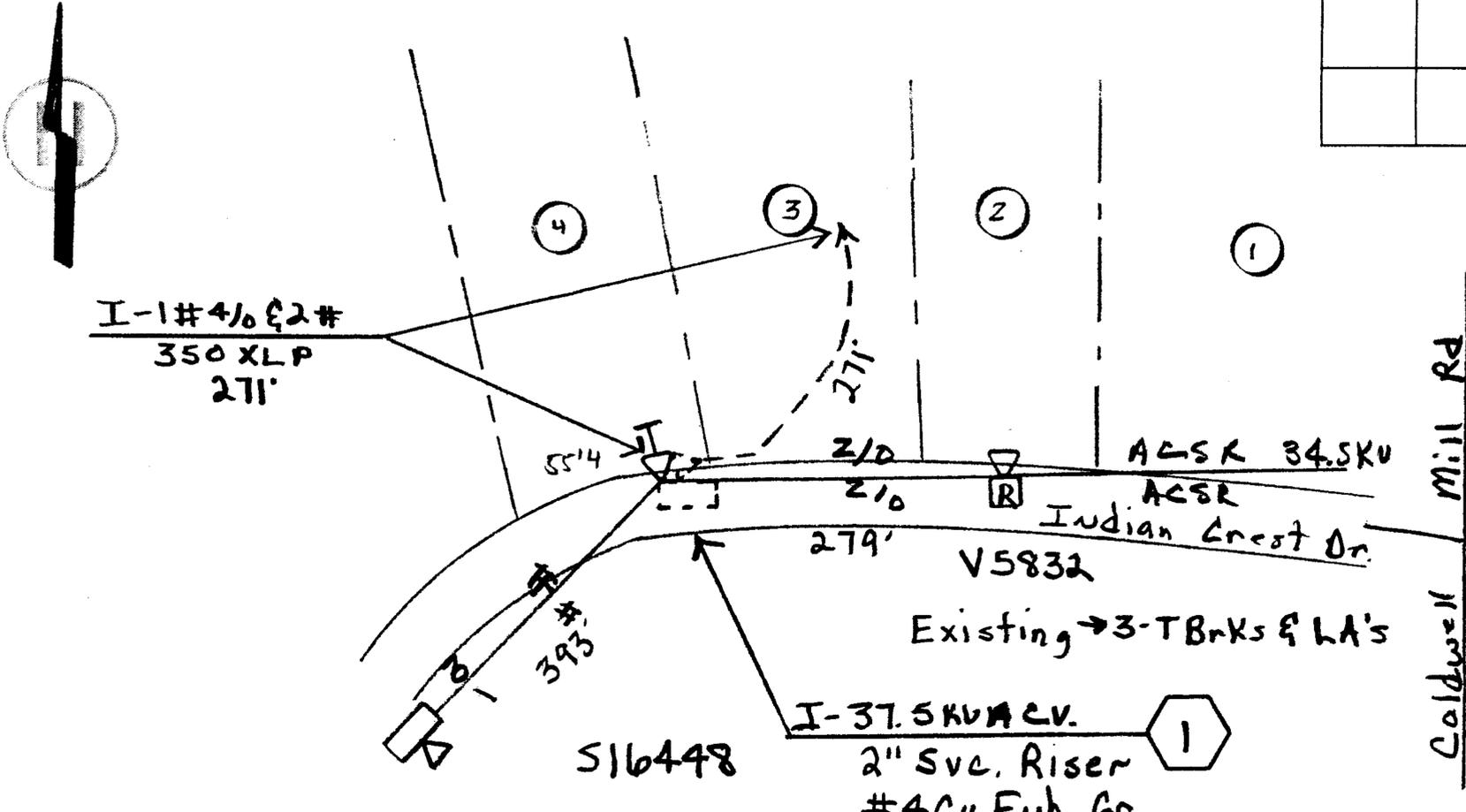
PERMITS REQ'D	
R/W	YES
CITY	
COUNTY	
STATE	
MISSALL #	
OTHER	
SCALE	NTS
Ft. Per Inch	

20071029000496800 3/4 \$20.50
Shelby Cnty Judge of Probate, AL
10/29/2007 09:00:27AM FILED/CERT

Cnst. Completed By	Date
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SKETCH OF PROPOSED WORK — SIMPLIFIED W. E.

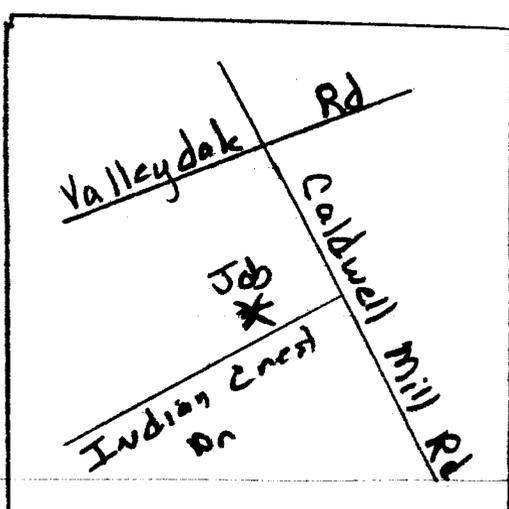
Customer Brian Davis Const.		Location Lot 3 Indian Crest Dr.		Agreed Serv. Date		Estimate No. 61730-00-01547	
Division B'ham / South		District Patton Chapel		Town Indian Springs		Drawn by S. Woods	Date 8-16-07
County Shelby	Section 15	Township 19S	Range 2W	Add'l Info			
Acquisition Agent J. Callicott	Date R/W Assigned	Date R/W Cleared	Map Reference			LOC	Transformer Loading



Fault Current
 30cr - 4787
 20cr - 4598
 10cr - 4146

37.5 KVA TRANSFORMER REQUIRED FOR FLICKER
 CL = 29KVA for 2 lots
 VD = 2.53%
 FL = 4.26%

Customer to Dig
 36" trench &
 Install 3" Conduit
 with Pullcord



Location sketch

Voltage	
Pri	Sec.
34.5	120
KV	240
PHONE CO.	
Co. Name	
CATV CO.	
Co. Name	
ACCESSIBLE	Y
TREE CREW	
ROCK HOLE	
PERMITS REQ'D	
R/W	Yes
CITY	
COUNTY	
STATE	
MISSALL #	
OTHER	
SCALE	
NTS	
Ft. Per Inch	

For Energized Line Work
 Obtain Hotline Work Permit/s @
 _____ AMP

Substation: Indian Spas DS
 Breaker # 48716
 Feeder # 1

70198833

20071029000496800 4/4 \$20.50
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Cnst. Completed By _____ Date _____