

EASEMENT - DISTRIBUTION FACILITIES
(Metes and Bounds)

TO BE RECORDED: YES X NO

STA 14-2070-54 4+125
This instrument prepared by:

STATE OF ALABAMA }
COUNTY OF SHELBY }
TAX ID # 14-1-01-0-000-011.002

W.E. No. 61700-00-03967
Parcel No. 70199633
Transformer No. S16515

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

A. GRANT KNOW ALL MEN BY THESE PRESENTS, That Barron Lee Polk, and wife, Emily Polk,

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"):

For legal description, see Exhibit "A" attached hereto and made a part hereof.


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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 3 day of October, 2007.

Witness

Barron Lee Polk (SEAL)
(Grantor)

Witness

Emily Polk (SEAL)
(Grantor)

Witness

By: _____ (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 SHELBY }

I, the undersigned, a Notary Public, in and for said County in said State, hereby certify that BARRON LEE POLK, A
MARRIED MAN 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. SURE

Given under my hand and official seal this the 5th day of OCTOBER, 2007.

[SEAL]

Notary Public
My commission expires: 11-17-07

STATE OF ALABAMA }
COUNTY OF SHELBY }

I, the undersigned, a Notary Public, in and for said County in said State, hereby certify that EMILY POLK, A
MARRIED WOMAN 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. SURE

Given under my hand and official seal this the 5th day of OCTOBER, 2007.

[SEAL]

Notary Public
My commission expires: 11-17-07

TRUSTEE/CORPORATION/PARTNERSHIP/LLC NOTARY

STATE OF ALABAMA }
COUNTY OF _____ }

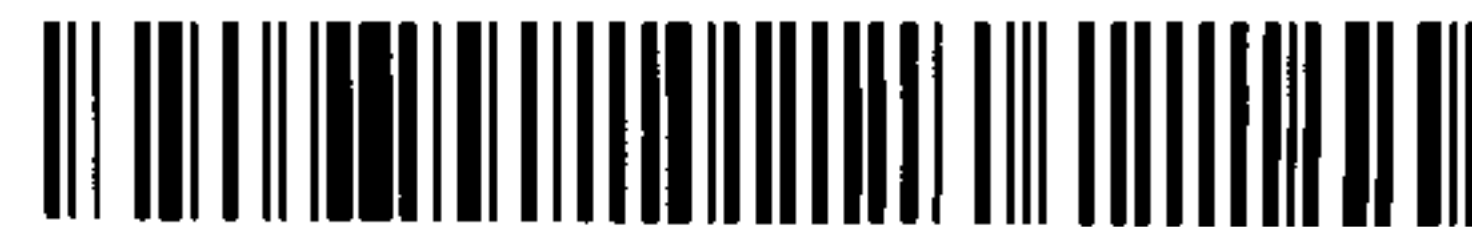
I, the undersigned, a Notary Public, in and for said County in said State, hereby certify that _____, whose name as _____ of _____ a _____ [as _____], is signed to the foregoing instrument, and who is known to me, acknowledged before me on this day that being informed of the contents of the instrument, 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 _____, _____.

Shelby County, AL 02/25/2008
State of Alabama

Deed Tax: \$.50

Notary Public
My commission expires: _____



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For Alabama Power Company Corporate Real Estate Department Use Only

All facilities on Grantor: _____

Station to Station: _____

EXHIBIT "A"

A parcel of land located in the Northwest $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ of Section 1, Township 20 South, Range 2 West, Shelby County, Alabama, being more particularly described as follows:

Commence at the Southwest corner of the Northwest $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ of Section 1, Township 20 South, Range 2 West for the point of beginning; thence run North along the West boundary line of said $\frac{1}{4}$ - $\frac{1}{4}$ section for a distance of 880.21 feet to the South right of way line of Shelby County Highway No. 11; thence turn an angle to the right of 72 degrees 39 minutes 27 seconds and run along said road right of way line for a distance of 343.71 feet; thence turn an angle to the right of 107 degrees 33 minutes 40 seconds and run 659.31 feet; thence turn an angle to the right of 90 degrees 17 minutes 06 seconds and run 262.43 feet; thence turn an angle to the left of 89 degrees 59 minutes 30 seconds and run 326.41 feet to the North right of way line of Hodgens Road (a dirt road); thence turn an angle to the right of 90 degrees 10 minutes 30 seconds and run West along said road for a distance of 60.23 feet to the point of beginning.

SUBJECT TO.

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70199633

Sh 1 of 2

Map Center UTM
1731922 12097650

Map Center LatLon
-86.700329 33.325124



Customer Emily Polk		Location 203 Hodgens Rd				Agreed Serv. Date 12-30-07		Estimate No. 61700-00-03967				
Region Birmingham			Oper. Cntr. Metro South		Town/City Pelham		UserID ggbelche		Created: 10/1/2007			
County Shelby		Section 1	Township 20S	Range 02W	Add'l Info Emily Polk 305-5145							
Acquisition Agent			Date R/W Assigned		Date R/W Cleared		Spatial Reference		LOC 4		Transformer Loading 15 kVA	
Voltage	Phone Co	CATV Co	Accessiblle	Tree Crew	Rock Hole		R/W	City	County	State	Miss All	Other
120/240	X	X	YES			Permits	X				X	

N

I: 45/4 CCA (Terrain)
I: 10 Pili/N D.E.
I: 8"H, 5/8"R, 5/16"STR
I: #6 CU Enh Gnd
I: 37½ KVA 19.9KV
(Due to Flicker)
I: Sec Riser

SIG 515
CL = 15KVA

X: 48106
Y: Q6609
50A
Avail Fault =
2649 Amps
VD = 1.7%
VDF = 4.1%

* APCo Contractor
to open &
close 36"
trench

I: 40/5 CCA
I: 10 Pili/N. susp
I: 8"H, 5/8"R, 5/16"STR

400' X
19.9 KV
#2
175'

203

I: #4/0
UTA (125')

LOCATION

Hwy 11
HODGENS RD
SHADY BRANCH LN
JOB ***

Hwy 36

I: 40/5 CCA
I: 10 Pili/N Tang w/ PCP
I: 8"H, 5/8"R, 5/16"STR

HODGENS RD

45/5
BST

1-4ACSR&1-4ACSR

X12586
25B

* ½ Day Tree
Work Reg'd

Cnst Completed By:

Date:

Scale: 1 inch equals 100 feet

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