

EASEMENT - DISTRIBUTION FACILITIES
(Metes and Bounds)

TO BE RECORDED: YES X NO

This instrument prepared by:

STATE OF ALABAMA }
COUNTY OF SHELBY }
TAX ID # 11-7-35-0-003-002.000

W.E. No. 61730-00-01298
Parcel No. 70214582
Transformer No. X4584

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

A. GRANT KNOW ALL MEN BY THESE PRESENTS, That Riverchase Country Club

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, 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.
- 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"):

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



20081106000430250 1/4 \$20.50
Shelby Cnty Judge of Probate, AL
11/06/2008 10:57:59AM FILED/CERT

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 8 day of October, 2008.

Witness

(Grantor) (SEAL)

Witness

Riverchase Country Club (SEAL)
(Grantor)

Witness

By: [Signature] GM (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: _____ (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 Shelby }

I, the undersigned, a Notary Public, in and for said County in said State, hereby certify that Bryan McMurray whose name as Gen. Mgr of Riverchase Country Club 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 Riverchase Country Club [acting in such capacity as aforesaid].

Given under my hand and official seal, this the 8 day of Oct., 2008.
[SEAL] Notary Public
My commission expires: 2-23-2010

For Alabama Power Company Corporate Real Estate Department Use Only

All facilities on Grantor: _____ Station to Station: _____

ATTACHMENT "A"

RWD: AL117E658 352

CONTROL DATA			
ID	NORTH	EAST	
(1)	1215489.80	2174788.18	
(2)	1215669.84	2174810.91	
(3)	1215442.97	2174796.37	
(4)	1215463.24	2174774.25	

NOTE: ALL IRONS ARE SET #18664

DESCRIPTION:

A TRACT OF LAND SITUATED IN THE SOUTHEAST 1/4 OF THE NORTHWEST 1/4 OF SECTION 35, TOWNSHIP 19 SOUTH, RANGE 3 WEST, SHELBY COUNTY, ALABAMA BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE NORTHEAST CORNER OF SAID 1/4-1/4 SECTION AND THENCE RUN SOUTH 00°40'15" WEST FOR 852.69 FEET; THENCE RUN NORTH 89°19'45" WEST FOR 758.46 FEET TO THE MOST SOUTHERLY CORNER OF LOT 15 ACCORDING TO THE SURVEY OF RIVERCHASE COUNTRY CLUB AS RECORDED IN MAP BOOK 7, PAGE 114 IN THE OFFICE OF THE JUDGE OF PROBATE OF SHELBY COUNTY AND A POINT ON THE WESTERLY RIGHT-OF-WAY OF PARKWAY WEST AND THE POINT OF BEGINNING OF THE TRACT OF LAND HEREIN DESCRIBED; THENCE RUN NORTH 47°30'22" WEST ALONG THE SOUTHWESTERLY LINE OF SAID LOT 15 FOR 30.00 FEET; THENCE RUN SOUTH 27°40'38" WEST FOR 30.00 FEET; THENCE RUN SOUTH 47°30'22" EAST FOR 30.00 FEET TO A POINT ON THE WESTERLY RIGHT-OF-WAY OF SAID PARKWAY WEST; THENCE RUN NORTH 27°40'38" EAST ALONG SAID ROAD RIGHT-OF-WAY FOR 30.00 FEET TO THE POINT OF BEGINNING.

CONTAINING 870 SQUARE FEET

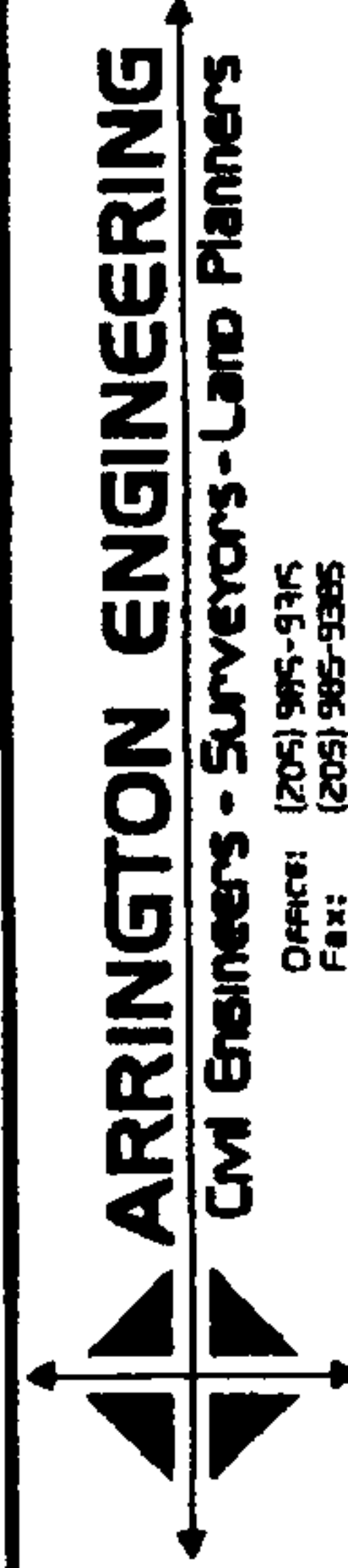
I HEREBY STATE THAT ALL PARTS OF THIS SURVEY AND DRAWING HAVE BEEN COMPLETED IN ACCORDANCE WITH THE CURRENT REQUIREMENTS OF THE STANDARDS OF PRACTICE FOR SURVEYING IN THE STATE OF ALABAMA TO THE BEST OF MY KNOWLEDGE, INFORMATION AND BELIEF.

SURVEYOR:

Jeff D. Arrington
JEFF D. ARRINGTON
ALABAMA NO. 18664

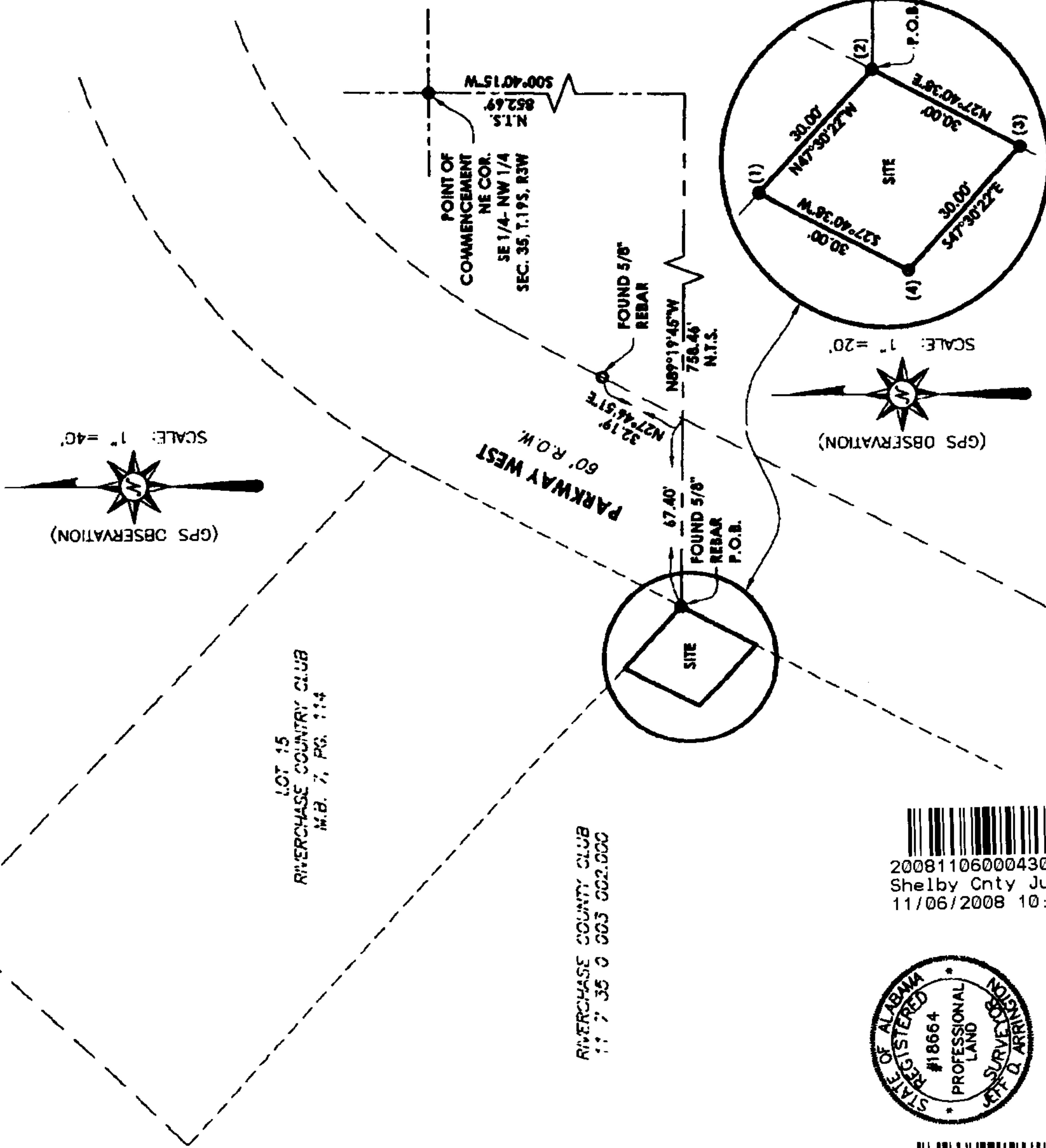
10-11-07
DATE

WORK AUTHORIZATION NUMBER: AE2007-78383

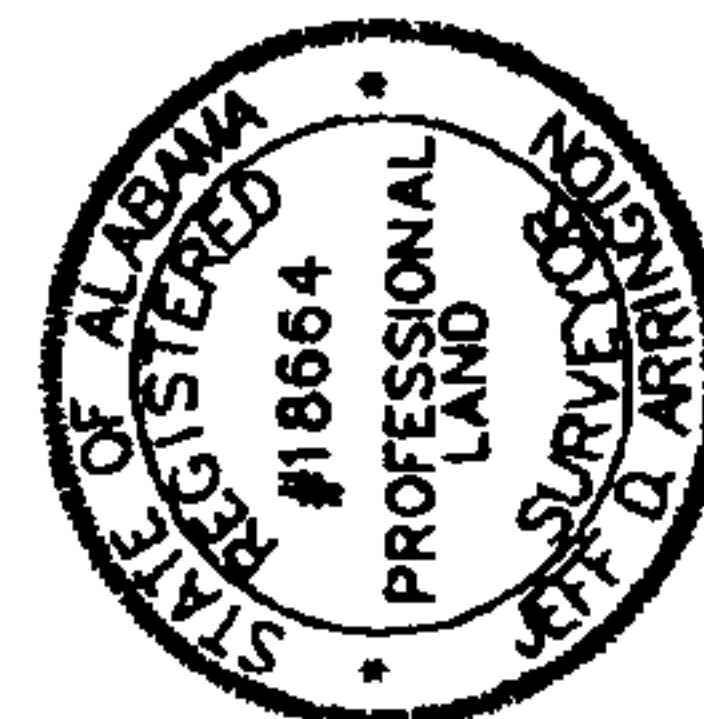


Office: (205) 985-9345
Fax: (205) 985-1885
2032 Valleydale Road
Birmingham, AL 35244

G:\2007 Projects\41712-belleouth riverchase\dwg\41712.dwg



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11/06/2008 10:57:59AM FILED/CERT



20071024000491940 3/3 \$20.00
Shelby Cnty Judge of Probate, AL
10/24/2007 09:25:22AM FILED/CERT

SKETCH OF PROPOSED WORK
SIMPLIFIED W.E.

Map Center UTM
1694249 12102945

Map Center LatLon
-86.823676 33.339917

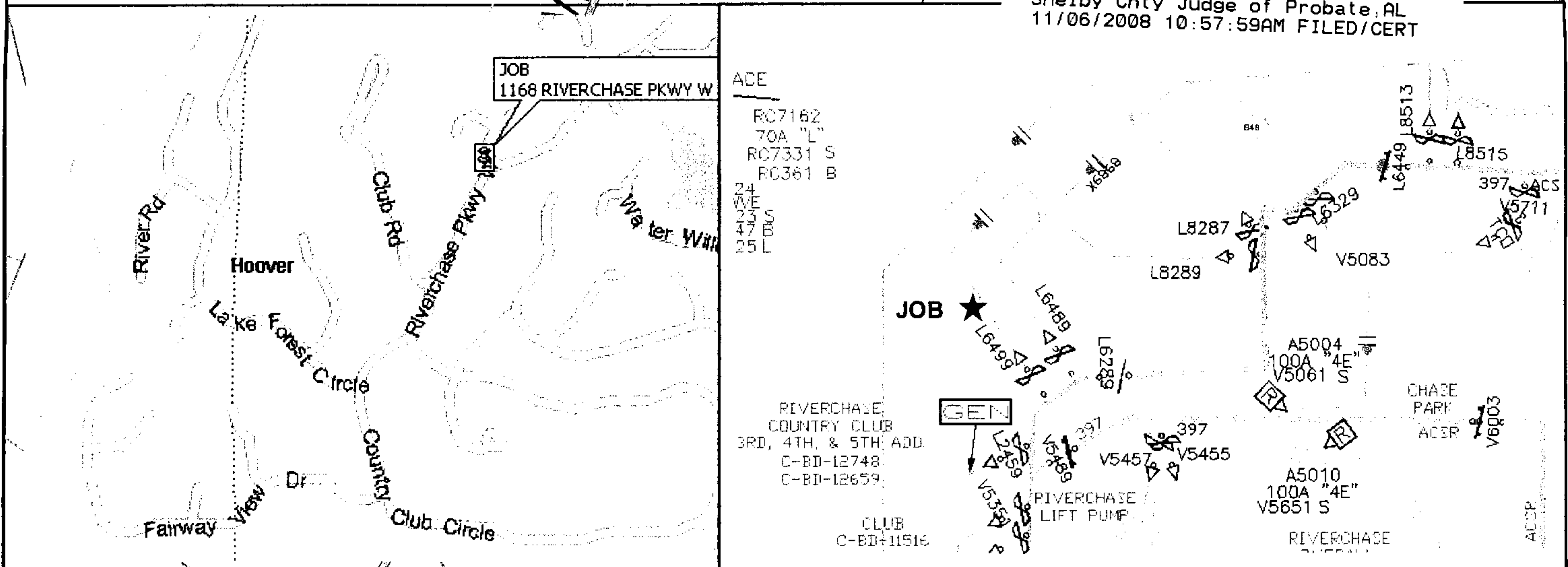


Customer AT&T		Location 1168 RIVERCHASE PKWY W				Agreed Serv. Date		Estimate No. 61730-00-01298	
Region BHAM	Oper. Cntr. PELHAM	Town/City BHAM	County Shelby	Section 35	Township 19S	Range 03W	Engineer OSBORNE	Created: 8/5/2008	
MISSALL REF. NUMBER		ROW ASSIGNED	ROW CLEAR	Transformer Loading		V _D 3.78 %	F _{VD}		

VALID FROM: THROUGH:	SUBSTATION : VALLEYDALE DS #2 X = 293316 Y = L6499		Voltage 35 KV
			Sec. Voltage 120/240
			Phone Co
			CATV Co
			Accessible
			Tree Crew
			Rock Hole
			Permits
			RW X
			City
			County
			State
			MISSALL X



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Cnst Completed By:	Date:	Scale: 1 inch equals 100 feet
Foreman:	Holding For:	