

EASEMENT - DISTRIBUTION FACILITIES

STATE OF ALABAMA }

COUNTY OF Shelby }W.E. No. A6170-00-AE-09

APCO Parcel No. _____

Transformer No. S-17314This instrument prepared by: Larry D. GravittAlabama Power Company
P. O. Box 2641
Birmingham, Alabama 35291

20090402000121700 1/2 \$14.50
Shelby Cnty Judge of Probate, AL
04/02/2009 03:29:46PM FILED/CERT

Shelby County, AL 04/02/2009
State of Alabama

Deed Tax: \$.50

70220901

A. GRANT KNOW ALL MEN BY THESE PRESENTS, That Raymond F. Fagan and wife ~~Yaylor~~ H. Fagan

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 selected by the Company which is generally shown on the Company's drawing, attached hereto and made a part hereof, (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, 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 each side of the center line of underground Facilities and fifteen feet (15') to each 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 said route as selected by the Company generally shown on said 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 said route selected by the Company generally shown on said 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 E-1, according to the Map of Deerwood Lake, as recorded
in Mapbook 6, Page 30, in the Probate office of Shelby County,
Alabama. Located in the NE1/4 of the NW1/4 of Section 18,
Township 19 South, Range 2 East, 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~~ their hand(s) and seal(s) this the 11th day of March, 2009.

Witness

Witness

Witness

(Grantor)

(Grantor)

By:

As:

(SEAL)

(SEAL)

(SEAL)

For Alabama Power Company Corporate Real Estate Department Use OnlyAll facilities on Grantor: X

Station to Station: _____

Sketch of Proposed Work - Simplified W. E.

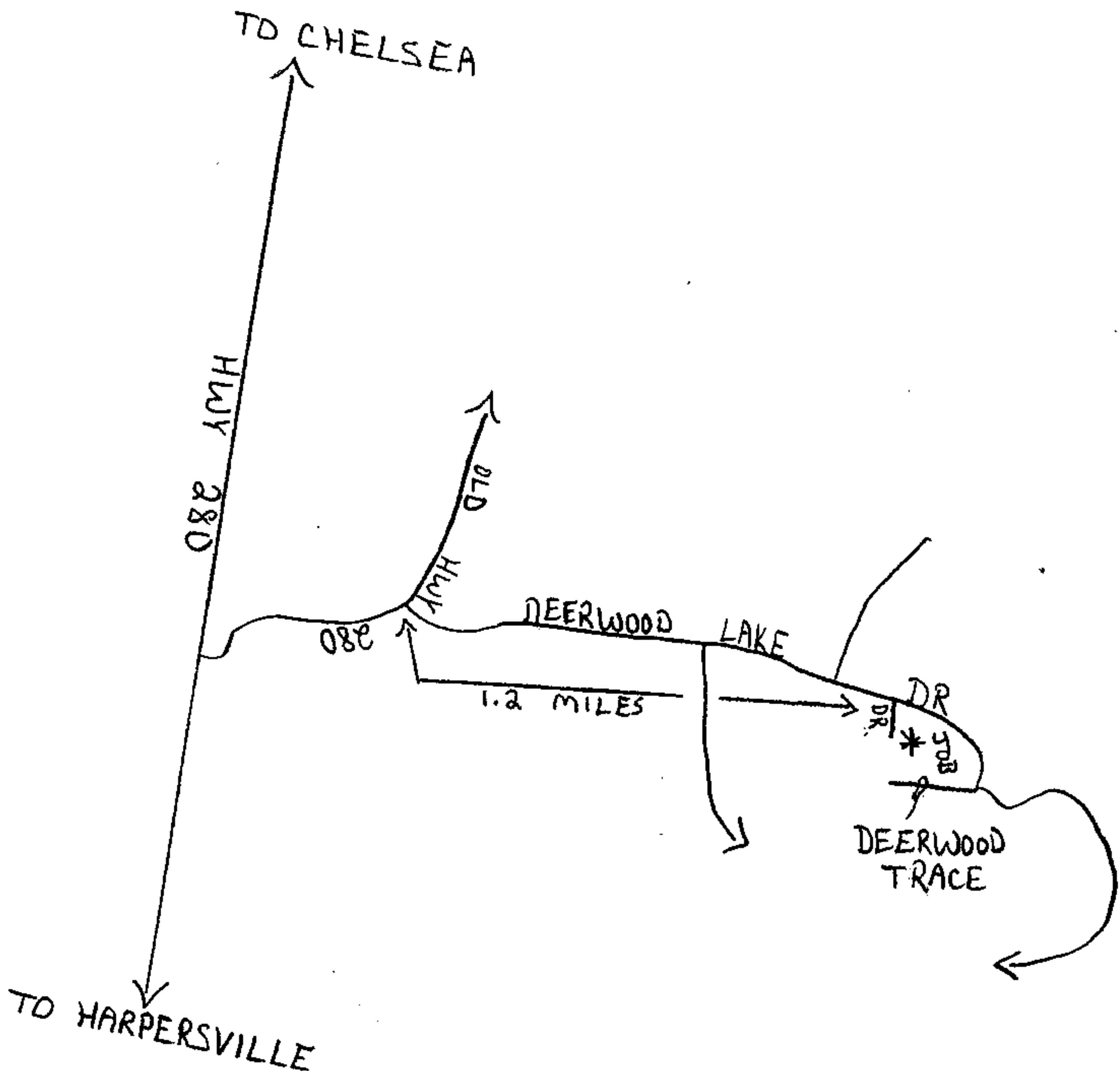
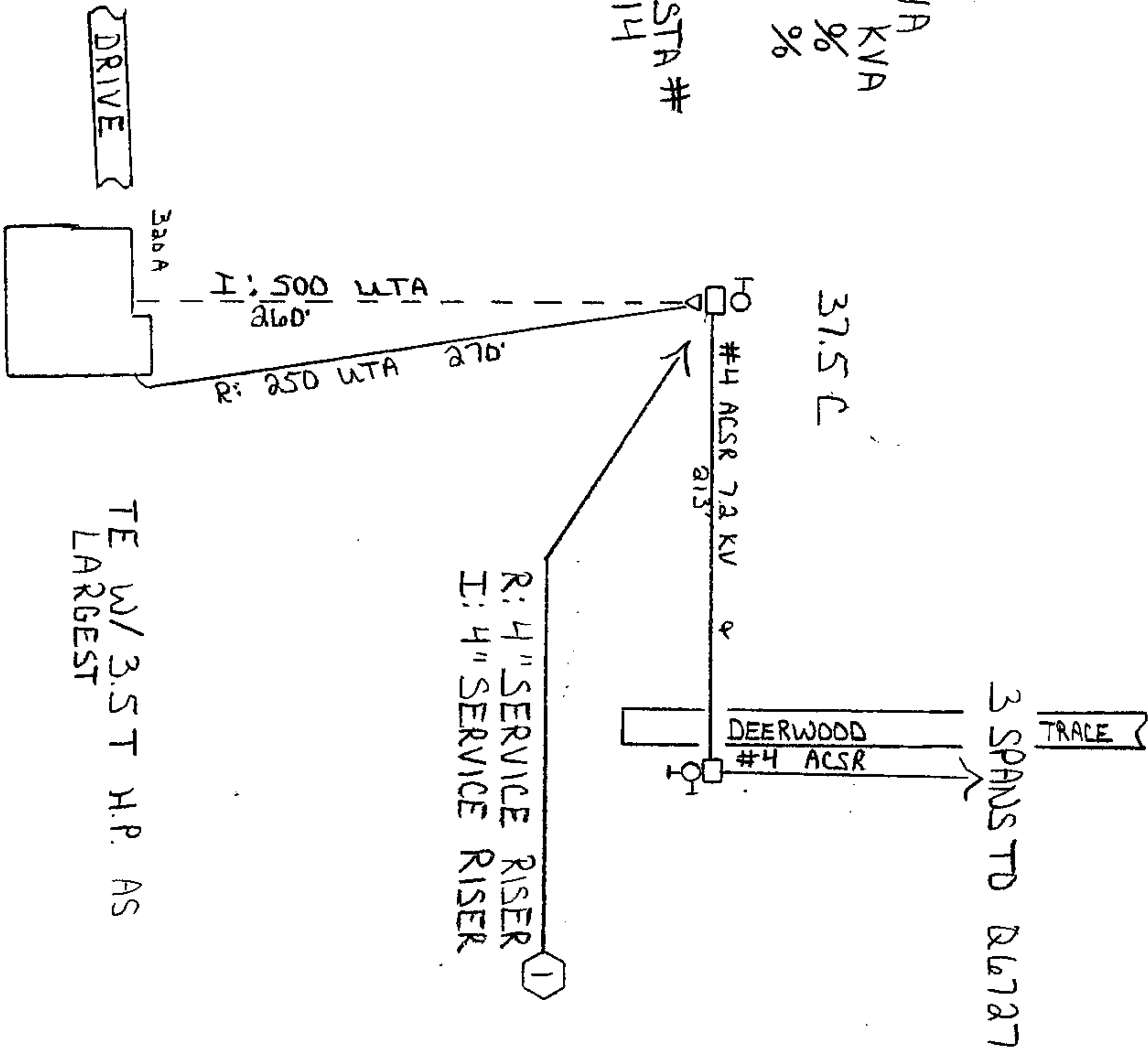


Customer RAY FAGAN	Location 161 DEERWOOD LAKE DR	Agreed Serv. Date 4-30-09	County SHELBY	Section 18	Township 195	Range 02E	Add'l Info CONTRACT TAYLOR BRIDGON @ 356-8982	Estimate No. AL17D-DD-AED9	
Division BIRMINGHAM	Operation METRO-SOUTH	Town HARPERSVILLE	Engineer B. PHILLIPS	LINC# 17064	Date 2-24-09	Substation WESTOVER	X 34342	Y 26727	
							NUUNS Ticket # NA	LOC 1	Transformer Loading 21.8 kVA

*APCO CONTRACTOR TO
TRENCH 36" DEEP &
INSTALL CONDUCTOR

EXIST. C.L. - 11.3 kVA
NEW C.L. - 21.8 kVA
V.D. - 2.24 %
FL - 3.13 %

NEW STA #
517314



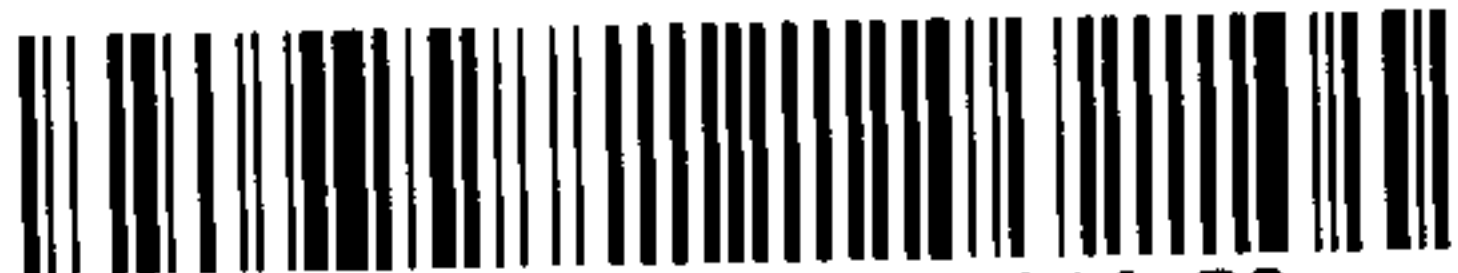
SHORT CIRCUITS
3Ø - G= _____
Ø - G= 431
Ø - G Res= 185

ENERGIZED LINE WORK	
SUB _____	OCB/OCR# _____
SWITCH# _____	FUSE SIZE _____

"MISS-ALL" # 1-800-292-8525	
DATE CALLED _____	
LOCATION REQUEST # _____	
WATER WORKS	
DATE CALLED _____	
TRANSFER OF ATTACHMENTS	
YES	NO
OTHER _____	
KNOWLEDGE _____	
CHARTER _____	
OTHER _____	

target
ZERO
ONE DAY AT A TIME
PERFORM
JSA

20090402000121700 2/2 \$14.50
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Voltage	
Pri 7.2 kV	Sec. 120 240
PHONE CO. _____	
Co. Name _____	
CATV CO. _____	
Co. Name _____	
N/A	
Accessible Heavy Traffic SV Amp _____	
N/A	
TREE CREW _____	
N/A	
PERMITS REQD _____	
R/W _____	
Y	
CITY _____	
N	
COUNTY _____	
N	
STATE _____	
N	
OTHER _____	
N/A	
SCALE _____	
100	
Ft. Per Inch _____	

Cnst. Completed By _____

Date _____