

\$500.00

EASEMENT - DISTRIBUTION FACILITIES
(Metes and Bounds)

TO BE RECORDED: YES ____ NO X

This instrument prepared by:

STATE OF ALABAMA }
COUNTY OF SHELBY }
TAX ID # 09-8-33-0-001-003.000

W.E. No. 61700-00-03137
Parcel No. 702222 80
Transformer No. _____

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

A. **GRANT** KNOW ALL MEN BY THESE PRESENTS, That Vonceil F. Coleman, William J. Ward, A. Key Foster, Jr., Jean L. Foster, Walter M. Beale, Jr., John Foster Clark, and Richard T. Darden

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"):

A parcel of land in the NW1/4 of Section 33, Township 19 South, Range 1 West, as recorded in Deed Record 20010002261300000, on May 30, 2001, 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 15th day of AUGUST, 202008

Witness

Vonceil F. Coleman (SEAL)
(Grantor) Vonceil F. Coleman

Witness

William J. Ward (SEAL)
(Grantor) William J. Ward

Witness

A. Key Foster, Jr. (SEAL)
(Grantor) A. Key Foster, Jr.

Shelby County, AL 05/15/2009

State of Alabama

Form 5-5783 Rev. 4/05

Deed Tax : \$.50



20090515000183850 1/4 \$20.50
Shelby Cnty Judge of Probate, AL
05/15/2009 01:50:53 PM FILED/CERT

Witness _____
Witness _____
Witness _____
Witness _____

Jean L. Foster (SEAL)
(Grantor) Jean L. Foster
Walter M. Beale, Jr. (SEAL)
(Grantor) Walter M. Beale, Jr.
John Foster Clark (SEAL)
(Grantor) John Foster Clark
Richard T. Darden (SEAL)
(Grantor) Richard T. Darden

INDIVIDUAL NOTARIES

STATE OF ALABAMA }
COUNTY OF JEFFERSON }

I, the undersigned, a Notary Public, in and for said County in said State, hereby certify that VONCEIL F. COLEMAN
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 15th day of AUGUST, 2008.

[SEAL]

Marilyn K. Sherriff
Notary Public
My commission expires: 9/24/11

STATE OF ALABAMA }
COUNTY OF JEFFERSON }

I, the undersigned, a Notary Public, in and for said County in said State, hereby certify that William J. WARD
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 26th day of AUGUST, 2008.

[SEAL]

Marilyn K. Sherriff
Notary Public
My commission expires: 9/24/11

INDIVIDUAL NOTARIES

STATE OF ALABAMA }
COUNTY OF JEFFERSON }

I, the undersigned, a Notary Public, in and for said County in said State, hereby certify that A. KEY FOSTER, JR.
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 15th day of AUGUST, 2008.

[SEAL]

Marilyn K. Sherriff
Notary Public
My commission expires: 9/24/11

STATE OF ALABAMA }
COUNTY OF JEFFERSON }

I, the undersigned, a Notary Public, in and for said County in said State, hereby certify that Jean L. Foster
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 20th day of AUGUST, 2008.

[SEAL]

Marilyn K. Sherriff
Notary Public
My commission expires: 9/24/11



INDIVIDUAL NOTARIES

STATE OF ALABAMA }
COUNTY OF JEFFERSON }

I, the undersigned, a Notary Public, in and for said County in said State, hereby certify that WALTER M. BEALE, Jr
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 20th day of AUGUST, 2008.

[SEAL]

Marilyn K. Shuriff
Notary Public
My commission expires: 9/24/11

STATE OF ALABAMA }
COUNTY OF JEFFERSON }

I, the undersigned, a Notary Public, in and for said County in said State, hereby certify that JOHN FOSTER CLARK
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 20th day of AUGUST, 2008.

[SEAL]

Marilyn K. Shuriff
Notary Public
My commission expires: 9/24/11

STATE OF ALABAMA }
COUNTY OF Jefferson }

I, the undersigned, a Notary Public, in and for said County in said State, hereby certify that Richard T. Darden
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 15th day of August, 2008.

[SEAL]

Richard T. Darden
Notary Public
My commission expires: August 27, 2009

For Alabama Power Company Corporate Real Estate Department Use Only

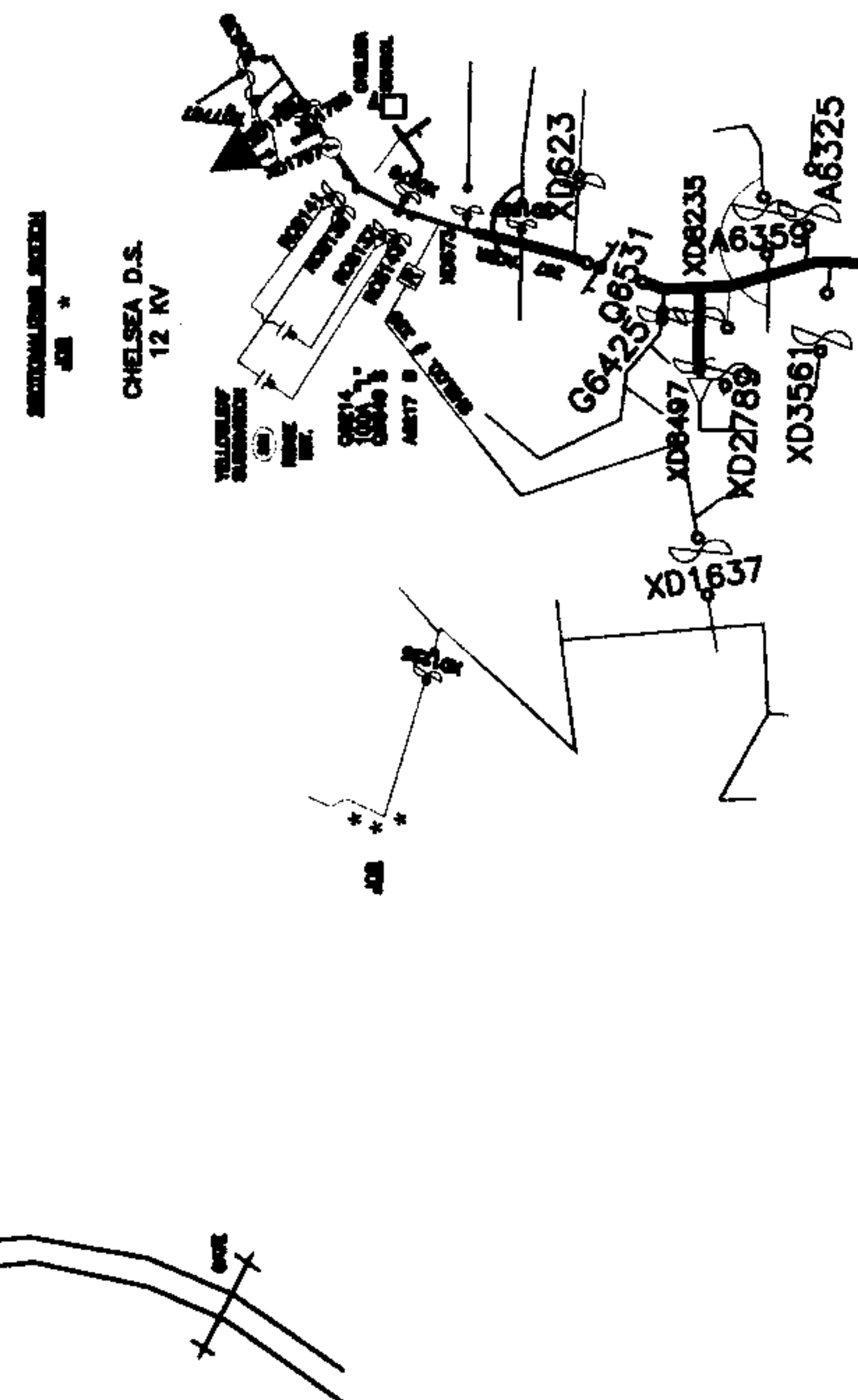
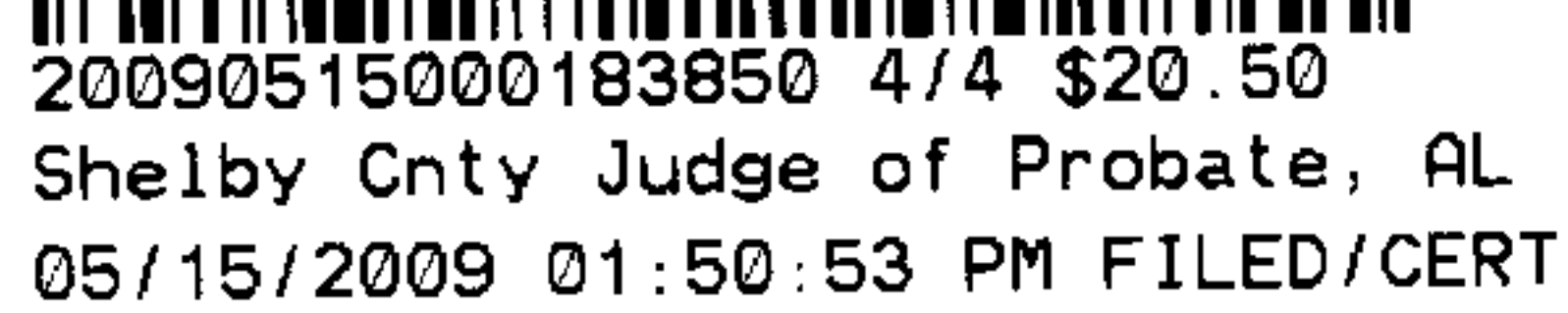
All facilities on Grantor: _____

Station to Station: STA 1+200 TO STA 12+150
AKC. @ STA 2+00, 4+00, 6+00, 7+00, 8+00, 9+00, 10+00,
11+00, 12+00



20090515000183850 3/4 \$20.50
Shelby Cnty Judge of Probate, AL
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70222280



FROM LOCATION 1 TO LOCATION 18
b 1 OF ACCT 7.2M &
1 OF ACCT 18.1M.

FOR ENERGIZED LINE WORK:
OBTAIN HL WORK PERMITS @ : XD1275 20A
REC Q6214 XD1617 60A
SUBSTATION: _____ CHL SPA: _____ D.S.
FEEDER: _____ BREAKER: 3472A

CONSTRUCTION COMPLETE:

DATE: _____

ANY CONSTRUCTION FIELD CHANGES ARE SHOWN IN RED ON THIS PRINT.

3

	TOWN _____ MAP REF. _____ COUNTY _____ SEC. 33, 37-182-R-1W RANGE 34N TOWNSHIP 18N RANGE 34N TOWNSHIP 18N	ALABAMA POWER COMPANY METRO SOUTH - WINNERS PLANT LOCATION DATE 10-28-08 SCALE 1" = 100' SHEET 1 OF 1 SHEETS APPROVED _____ DATE 11-24-08 APPROVED _____ DATE 11-24-08
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S:\Workgroups\APC Birmingham Division\Division Mapping\2007\61700_Metro South-Varnons\617000003137.dwg, 4/30/2009 8:04:56 AM

ENGINEER: ERIC BRASHER
RADIO # 11414

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