

500.00

EASEMENT - DISTRIBUTION FACILITIES

STATE OF ALABAMA }

COUNTY OF Shelby }

W.E. No. AG 170-00-BY10

APCO Parcel No. 70232280

Transformer No. 517658

This instrument prepared by: Larry D. Grant

Alabama Power Company
P. O. Box 2641
Birmingham, Alabama 35291

A. GRANT KNOW ALL MEN BY THESE PRESENTS, That Francis H. Burder III and wife
Donna J. Burder

as grantor (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, communication lines, 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 communication, 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"):

A parcel of land in the NW 1/4 of the NE 1/4 of Section 13, Township 20 South,
Range 1 West, Lot # 4, according to the Map of Burder Family Subdivision,
as recorded in Map Book 41, Page 31, in the Probate Office of 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 22nd day of June, 20 10.

Witness

(Grantor)

Francis H. Burder III (SEAL)

Witness

(Grantor)

Donna J. Burder (SEAL)

Witness

By: _____ (SEAL)

As: _____

For Alabama Power Company Corporate Real Estate Department Use Only

All facilities on Grantor: X

Station to Station: _____



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 Francis H. Burder and wife;
Donna J. Burder 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 22nd day of June, 2010.

[SEAL]

Larry D. Brewitt
Notary Public
My commission expires: 2-5-14

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 _____, 20____.

[SEAL]

Notary Public
My commission expires: _____

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 _____, 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 _____, 20____.

[SEAL]

Notary Public
My commission expires: _____



20100719000229600 2/3 \$18.50
Shelby Cnty Judge of Probate, AL
07/19/2010 03:09:03 PM FILED/CERT

Power # 70232220

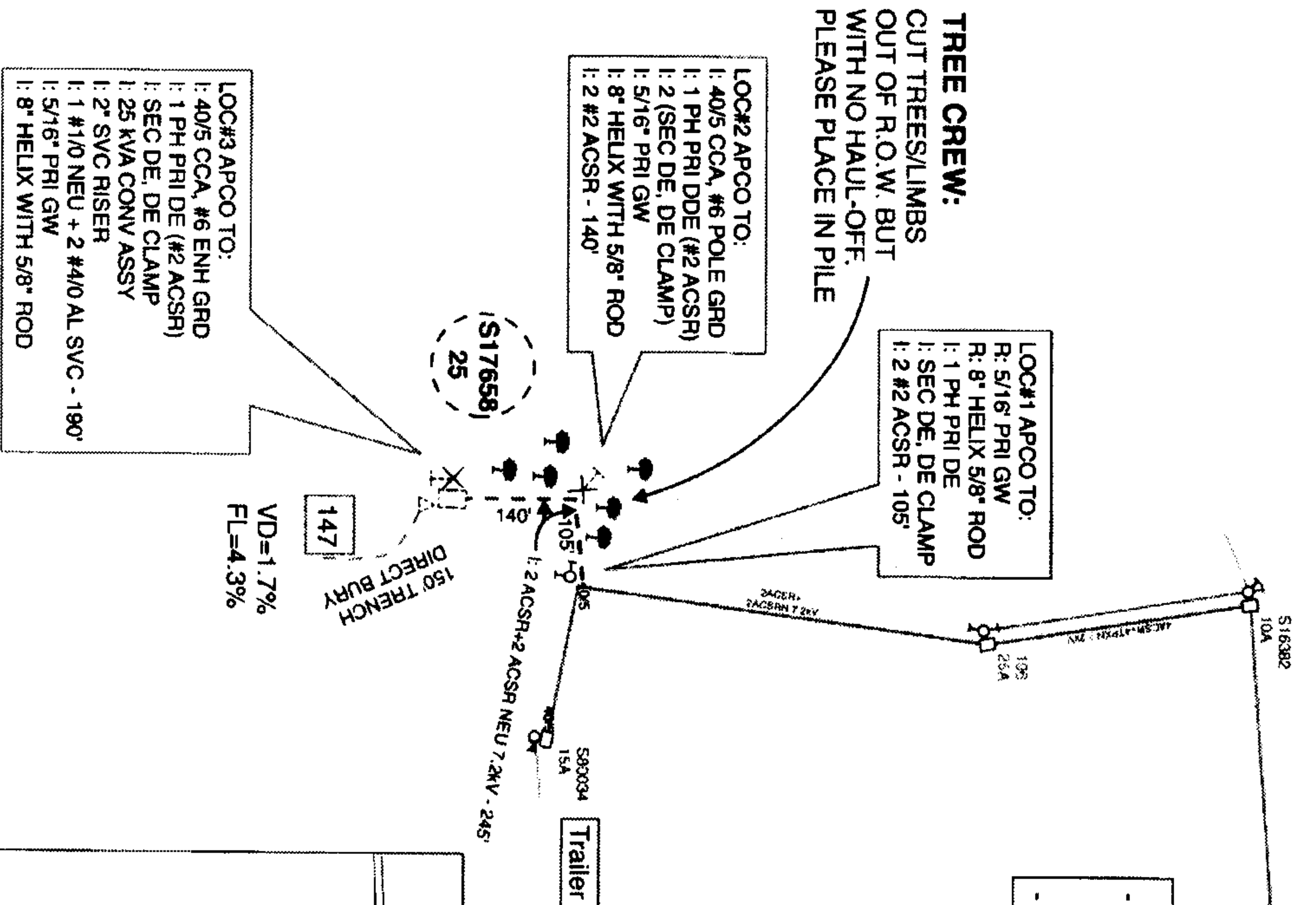
SKETCH OF PROPOSED WORK - SIMPLIFIED W.E.

Map Center UTM: 1764552 12087874

Map Center Lat/lon: 33.297944 -86.593598

1 inch = 125 feet

Customer FRANK BURDER 296-5015	Location 147 APPLEWOOD STABLES LN	Cont'd. Svc Date	County Shelby	Section 13	Township 20S	Range 01W	Add'l Info.	Estimate No. A6170-00BY10	
Division PD BIRMINGHAM	District METRO SOUTH	Town COLUMBIANA	UserID dpmoath	Created: 6/21/2010	Substation X. 49182		Y. XD3555	MISSALL#: EXP:	
			LINC# 11105					Loc 3	Transformer Loading 11.4 KVA = 46%



- APCO TO TRENCH, INSTALL 4/0 UTA 30" DEEP, & BACKFILL.
- 200 AMP METER SOCKET.

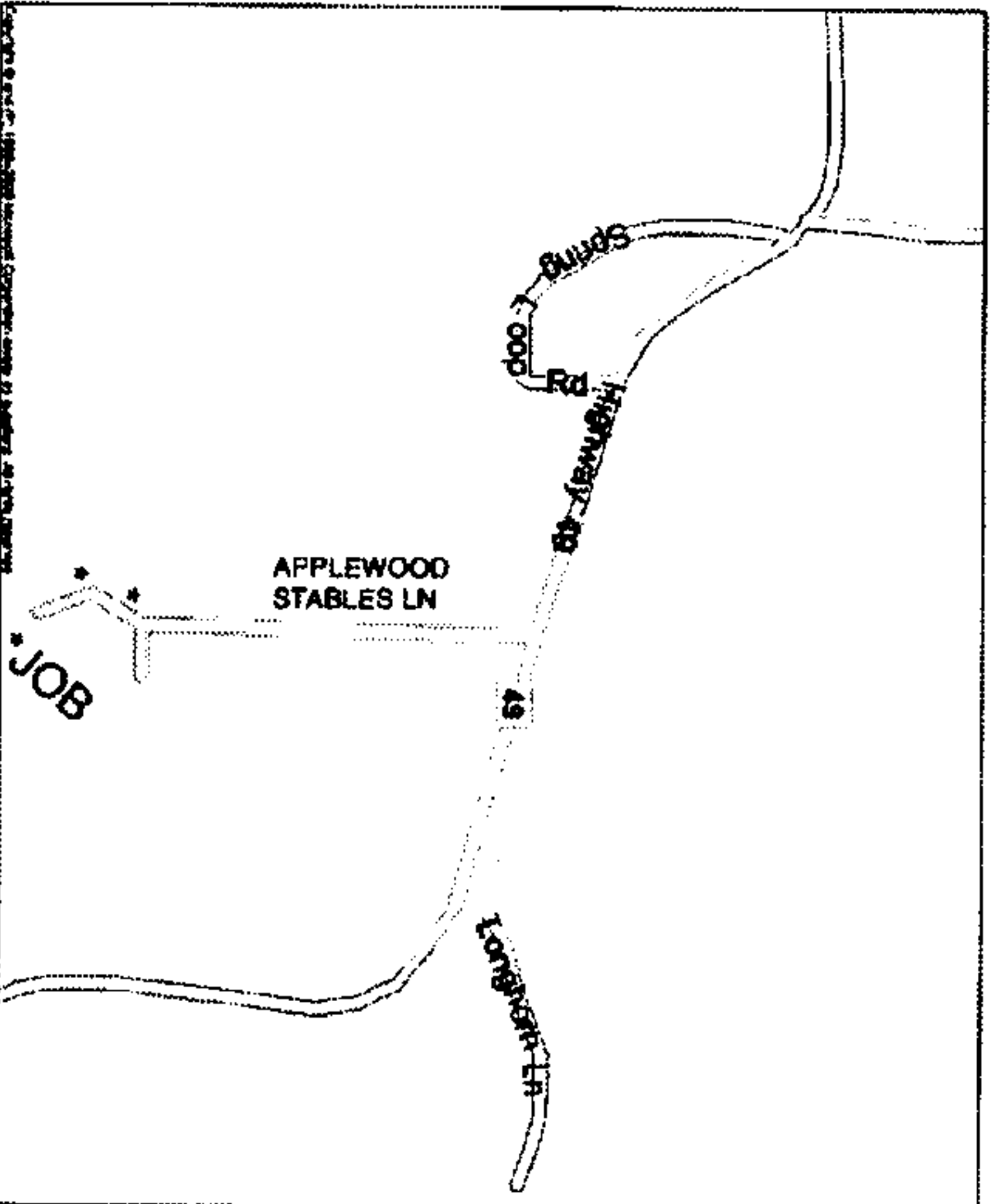
SHELBY CO HWY 49

ENERGIZED LINE WORK
Sub TWELVE OAKS DS
OCB/OCD 39216
Switch# XD3555
Fuse Size SOLID

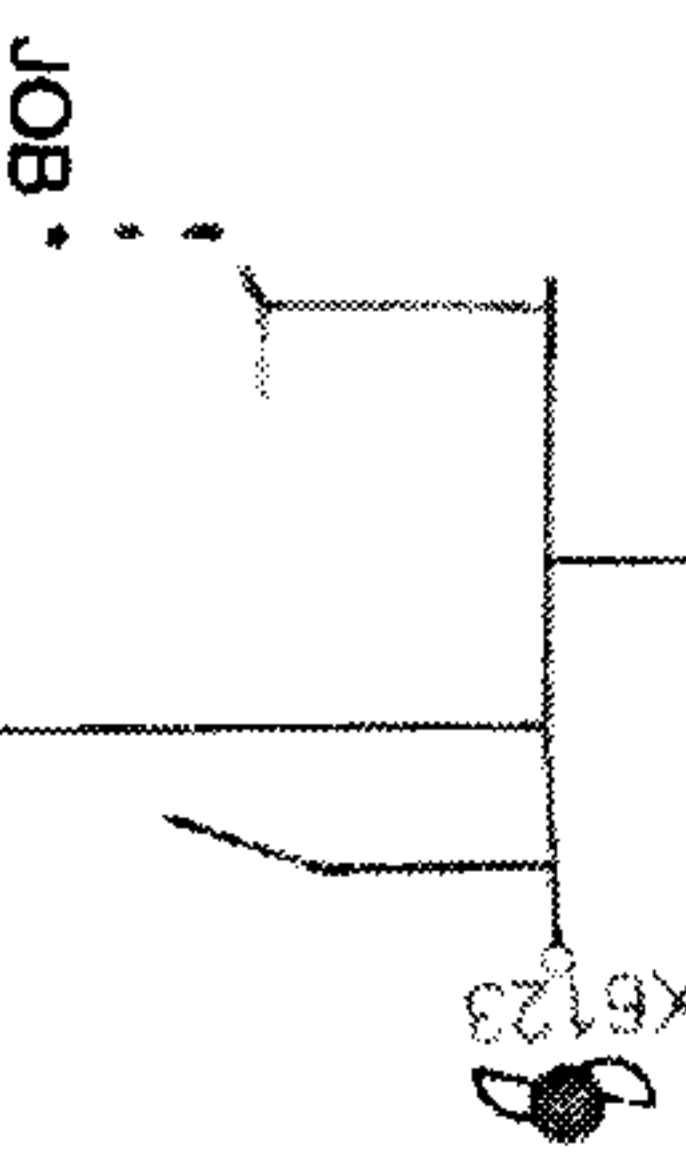
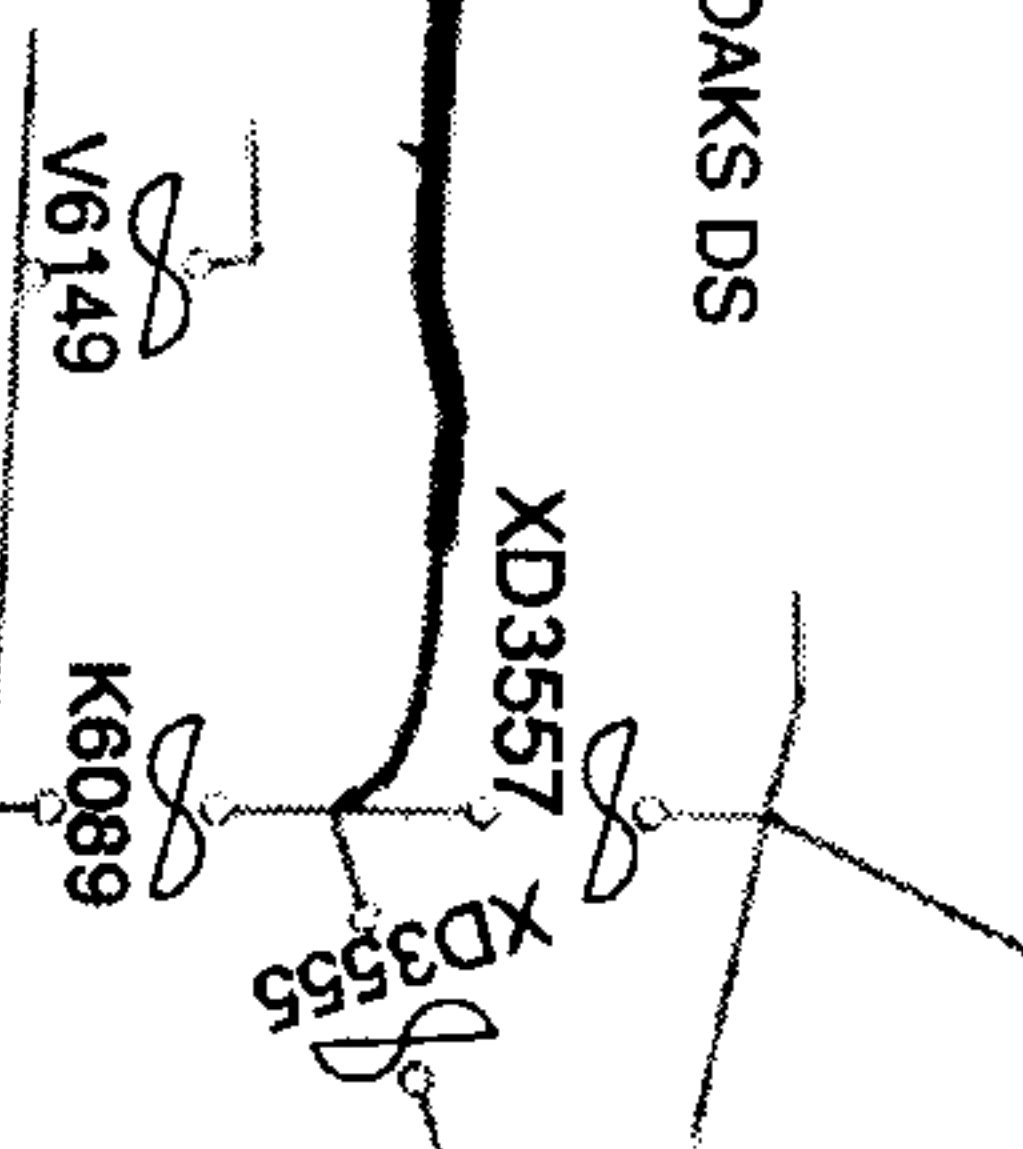
SHORT CIRCUITS
3 PH = 0A
PH-G = 1006A
PH-G RES = 248A



Voltage	
Pri	Sec
12.4KV/120/240V	
Phone Co.	Y
Cable Co.	Y
MISSALL	Y
Accessible	Y
Tree Crew	Y
Rock Hole	N
Permits	
R/W	Y
CITY	N
COUNTY	N



TO TWELVE OAKS DS
FDR #1
BKR #49182



201007190002229600 3/3 \$18.50
Shelby Cnty Judge of Probate, AL
07/19/2010 03:09:03 PM FILED/CERT