

EASEMENT - UNDERGROUND

Source of Title:

STATE OF ALABAMA

Deed Book _____, Page _____

COUNTY OF SHELBY

#500'±

W.E. No. A617306A311

APC Parcel No. 70237229

Transformer No.

This instrument prepared by: BILL CHILDRESS

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

20110216000054040 1/3 \$18.50
Shelby Cnty Judge of Probate, AL
02/16/2011 10:31:30 AM FILED/CERT

KNOW ALL MEN BY THESE PRESENTS, That Valley South 17, LLC

as grantor(s), (the "Grantor", whether one or more) for and in consideration of One and No/100 Dollar (\$1.00) and other good and valuable consideration paid to Grantor in hand 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 below.

The right from time to time to construct, install, operate and maintain upon, under and across the Property described below, all wires, cables, trans closures, transformers, conduits, fiber optics, communication lines and other facilities useful or necessary in connection therewith (collectively, the "Facilities"), for the underground transmission and distribution of electric power and communications, along a route selected by the Company which is generally shown on the Company's drawing attached hereto and made a part hereof and which is to be determined by the locations in which the Company's Facilities are installed, such drawing showing the general location of underground facilities in an area ten feet (10') in width and also the right to clear and keep clear a strip of land extending five feet (5') from each side of said 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 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, adjacent to, and above said Facilities.

The easements, rights and privileges granted hereby shall apply to, and the word "Property" as used in this instrument shall mean, the following real property situated in SHELBY County, Alabama (the "Property"):

A parcel of land in the SE¼ of the SW¼ of Section 20, Township 19 South, Range 2 West, as recorded in Deed Record 20101213000416800, dated December 12, 2010, in the office of the Judge of Probate, Shelby County, Alabama

In the event it becomes necessary or desirable for the Company from time to time 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 said 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 _____ day of _____ 20____.

Witness

(Grantor)

(SEAL)

Witness

(Grantor)

(SEAL)

Witness

By:

(SEAL)

As:

For Alabama Power Company Corporate Real Estate Department Use Only

All facilities on Grantor: _____ Station to Station: Sta 1+00 to Sta 2+00

IN WITNESS WHEREOF, the said Grantor, has caused this instrument to be executed by J. Christopher Davis
its authorized representative, as of the 1st day of February, 20 11.

ATTEST (if required) or WITNESS:

Valley South 17, LLC
(Grantor - Name of Corporation/Partnership/LLC)

By: _____

By: [Signature] (SEAL)

Its: _____

Its: Managing member
[indicate President, General Partner, Member, etc.]

INDIVIDUAL NOTARIES

STATE OF ALABAMA

COUNTY OF _____

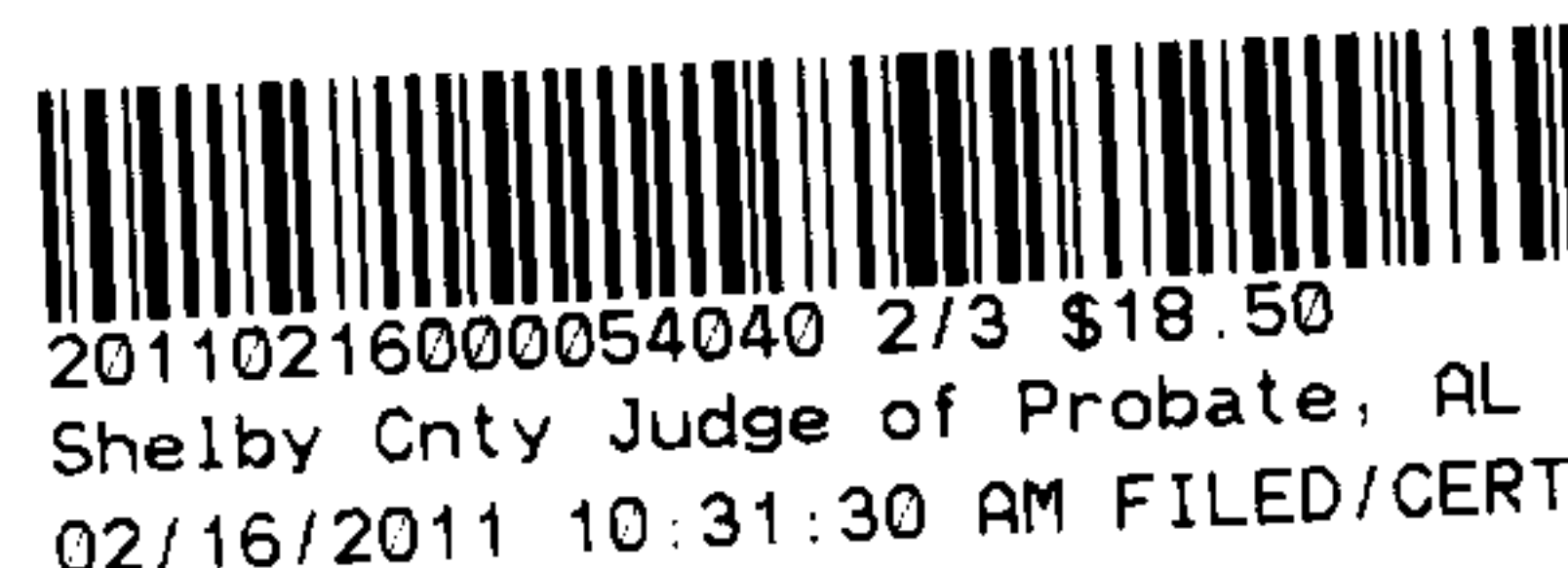
I, _____, a Notary Public, in and for said County in said State, hereby certify that _____
whose name(s) [as _____] is/are signed to the
foregoing instrument and who is/are known to me, acknowledged before me on this day that being informed of the contents of the instrument, he/she/they [in
such capacity as aforesaid] executed the same voluntarily.

Given under my hand and official seal this the _____ day of _____, 20 _____.

Notary Public

[SEAL]

My commission expires: _____



STATE OF ALABAMA

COUNTY OF _____

I, _____, a Notary Public, in and for said County in said State, hereby certify that _____
whose name(s) [as _____] 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 [in
such capacity as aforesaid] executed the same voluntarily.

Given under my hand and official seal this the _____ day of _____, 20 _____.

Notary Public

[SEAL]

My commission expires: _____

CORPORATION/PARTNERTNERSHIP/LLC NOTARY

STATE OF ALABAMA

COUNTY OF Jefferson

I, William R. Childress, a Notary Public, in and for said County in said State, hereby certify that J. Christopher Davis
whose name as Managing Member of Valley South 17, LLC, a
_____, [acting in its capacity 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
Managing Member 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 1st day of February, 20 11.

William R. Childress
Notary Public

[SEAL]

My commission expires: 12-1-2013

Parcel- 70237229

**SKETCH OF PROPOSED WORK
SIMPLIFIED W.E.**

Map Center UTM
1710419 12109977

Map Center LatLon
33.359163 -86.770661



Customer Leo Joseph			Location 2161 Valleydale Road			Agreed Serv. Date 6/30/2011			Estimate No. A6173-06-A311			
Region Birmingham			Oper. Cntr. Metro-South		Town/City Birmingham		UserID dawboyd		Created: 1/28/2011			
County Shelby		Section 29	Township 19S	Range 02W	Add'l Info							
Acquisition Agent			Date R/W Assigned		Date R/W Cleared		Spatial Reference		LOC 2	Transformer Loading 52 KVA		
Voltage 34.5 KV	Phone Co	CATV Co	Accessible	Tree Crew	Rock Hole	Permits	R/W Yes	City	County	State	Miss All Yes	Other

