

CONSENT OF LIENHOLDER

First Security Bank ("Lienholder"), hereby consents to the grant of the foregoing Sewer Easement by Annie Mae McNeil to the City of Olive Branch, and joins in the execution hereof solely as Lienholder and hereby does agree that in the event of the foreclosure of said mortgage, or other sale of said property described in said mortgage under judicial or non-judicial proceedings, the same shall be sold subject to said Sewer Easement over the area described in Exhibit "1", which is attached hereto and made a part hereof. (Deed of Trust from Annie Mae McNeil to Ben Barrett Smith, Trustee for First Security Bank dated August 26, 1996 and filed on September 3, 1996 at 2:52pm in Deed of Trust Book 853, Page 475, Chancery Clerk's Office, DeSoto County, Mississippi; Deed of Trust from Annie Mae McNeil to Colmon Mitchell, Trustee for First Security Bank dated April 12, 2004 and filed on April 27, 2004 at 3:02pm in Deed of Trust Book 1974, Page 522, Chancery Clerk's Office, DeSoto County, Mississippi; Deed of Trust from Annie Mae McNeil to Colmon Mitchell, Trustee for First Security Bank dated January 18, 2005 and filed on February 16, 2005 at 10:57am in Deed of Trust Book 2160, Page 787, Chancery Clerk's Office, DeSoto County, Mississippi.)

SIGNED AND EXECUTED this 3 day of October, 2006.

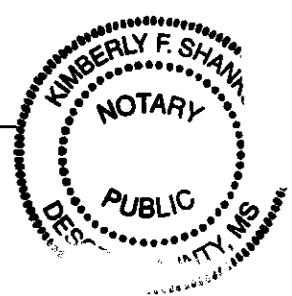
FIRST SECURITY BANK
BY: [Signature]
TITLE: Branch President

STATE OF Mississippi
COUNTY OF Desoto

BEFORE ME, the undersigned authority, on this day personally appeared R.P. Dorr JR, Branch President (Title) of First Security Bank, known to me to be the person and Officer whose name is subscribed to the foregoing instrument and who acknowledged to me that he executed the same for the purposes and consideration therein expressed, in the capacity therein stated, as the act and deed of the said First Security Bank.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this 3rd day of October, 2006.

[Signature]
Notary Public



My Commission Expires:
My Commission Expires March 24, 2008

Prepared by and return to: Bryan E. Dye, City of Olive Branch, 9200 Pigeon Roost, Olive Branch, MS 38654, (662) 892-9228.

ISSUED PRELIMINARY FEBRUARY 10, 2008

LEGAL DESCRIPTION

PARCEL NUMBER OBS-03 - UTILITY EASEMENT
TAX PARCEL NUMBER: 1069-3200.0-00009.02

BEING A LEGAL DESCRIPTION OF THE CENTERLINE OF A PROPOSED TWENTY (20) FOOT WIDE PERMANENT UTILITY EASEMENT ACROSS PART OF THE ANNIE MAE MCNEIL PROPERTY OF RECORD IN WARRANTY DEED AT BOOK 199 - PAGE 536 AT THE OFFICE OF THE CHANCERY CLERK OF DESOTO COUNTY, MISSISSIPPI, SAID PROPOSED EASEMENT TO BE KNOWN FOR THE PURPOSES OF THIS DESCRIPTION AS "PARCEL NUMBER OBS-03", BEING SITUATED IN DESOTO COUNTY, MISSISSIPPI AND SAID PARCEL NUMBER OBS-03 BEING DESCRIBED AS:

A TRACT OF LAND SITUATED IN THE SOUTHWEST QUARTER OF SECTION 32, TOWNSHIP 1 SOUTH, RANGE 6 WEST, ALL IN DESOTO COUNTY, MISSISSIPPI AND BEING MORE PARTICULARLY DESCRIBED AS:

A PERMANENT UTILITY EASEMENT, TEN FEET EITHER SIDE OF AND PARALLEL TO THE FOLLOWING DESCRIBED PROPOSED CENTERLINE: COMMENCING AT THE SOUTHWEST CORNER OF SAID SECTION 32 (NOT RECOVERED), SAID SOUTHWEST CORNER BEING DESCRIBED IN BOOK 61 - PAGE 170, SAID SOUTHWEST CORNER LYING AT MISSISSIPPI STATE PLANE GRID COORDINATES OF NORTHING OF 1,982,163.54 AND EASTING OF 2,436,636.07 (NAD83-WEST ZONE, UNADJUSTED), SAID POINT OF COMMENCEMENT LYING IN THE SOUTHERLY DEED LINE OF THE CHEROKEE DEVELOPMENT, INC PROPERTY (WARRANTY DEED AT BOOK 294 - PAGE 372); THENCE NORTH 89 DEGREES 47 MINUTES 09 SECONDS EAST ALONG SAID SOUTHERLY DEED LINE (AND ALONG THE SOUTH LINE OF SAID SECTION 32) - 981.88 FEET TO A THE SOUTHEAST CORNER OF SAID CHEROKEE DEVELOPMENT, INC PROPERTY, SAID SOUTHEAST CORNER AS EVIDENCED BY A FOUND PIPE; THENCE NORTH 25 DEGREES 45 MINUTES 58 SECONDS EAST ALONG THE EASTERLY DEED LINE OF SAID CHEROKEE DEVELOPMENT, INC. PROPERTY - 190.58 FEET TO THE TRUE POINT OF BEGINNING OF THIS DESCRIPTION, SAID POINT OF BEGINNING LYING AT MISSISSIPPI STATE PLANE GRID COORDINATES OF NORTHING OF 1,982,338.85 AND EASTING OF 2,437,700.80 (NAD83-WEST ZONE, UNADJUSTED); THENCE ALONG THE CENTERLINE OF SAID PROPOSED UTILITY EASEMENT THE FOLLOWING BEARINGS AND DISTANCES: NORTH 90 DEGREES 00 MINUTES 00 SECONDS EAST (LEAVING SAID EASTERLY DEED LINE) - 33.31 FEET TO AN ANGLE POINT; THENCE NORTH 25 DEGREES 45 MINUTES 58 SECONDS EAST 453.73 FEET TO THE POINT OF TERMINATION OF SAID PROPOSED UTILITY EASEMENT, SAID POINT OF TERMINATION LYING IN THE SOUTHERLY DEED LINE OF THE SAM EDWARD MCNEIL PROPERTY (WARRANTY DEED AT BOOK 061 - PAGE 170).

PARCEL OBS-03 CONTAINING 0224 ACRES OR 9,741 SQUARE FEET MORE OR LESS, SUBJECT TO RIGHT OF WAY IN ANY PUBLIC ROADS AND PUBLIC AND/OR PRIVATE EASEMENTS.

PAGE TWO

ALSO, A TWENTY (20) FOOT WIDE EASEMENT, TO BE KNOWN FOR THE PURPOSES OF THIS DESCRIPTION AS TEMPORARY CONSTRUCTION EASEMENT "A", TO BE SITUATED ADJACENT TO AND PARALLEL TO THE NORTHERLY LINE AND ADJACENT TO AND PARALLEL TO THE WESTERLY OF SAID PARCEL OBS-03, SAID EASEMENT "A" CONTAINING 0.203 ACRES OR 8,851 SQUARE FEET MORE OR LESS.

ALSO, A FORTY (40) FOOT WIDE EASEMENT, TO BE KNOWN FOR THE PURPOSES OF THIS DESCRIPTION AS TEMPORARY CONSTRUCTION EASEMENT "B", TO BE SITUATED ADJACENT TO AND PARALLEL TO THE SOUTHERLY LINE AND ADJACENT TO AND PARALLEL TO THE EASTERLY LINE OF SAID PARCEL OBS-03, SAID EASEMENT "B" CONTAINING 0.509 ACRES OR 22,151 SQUARE FEET MORE OR LESS.

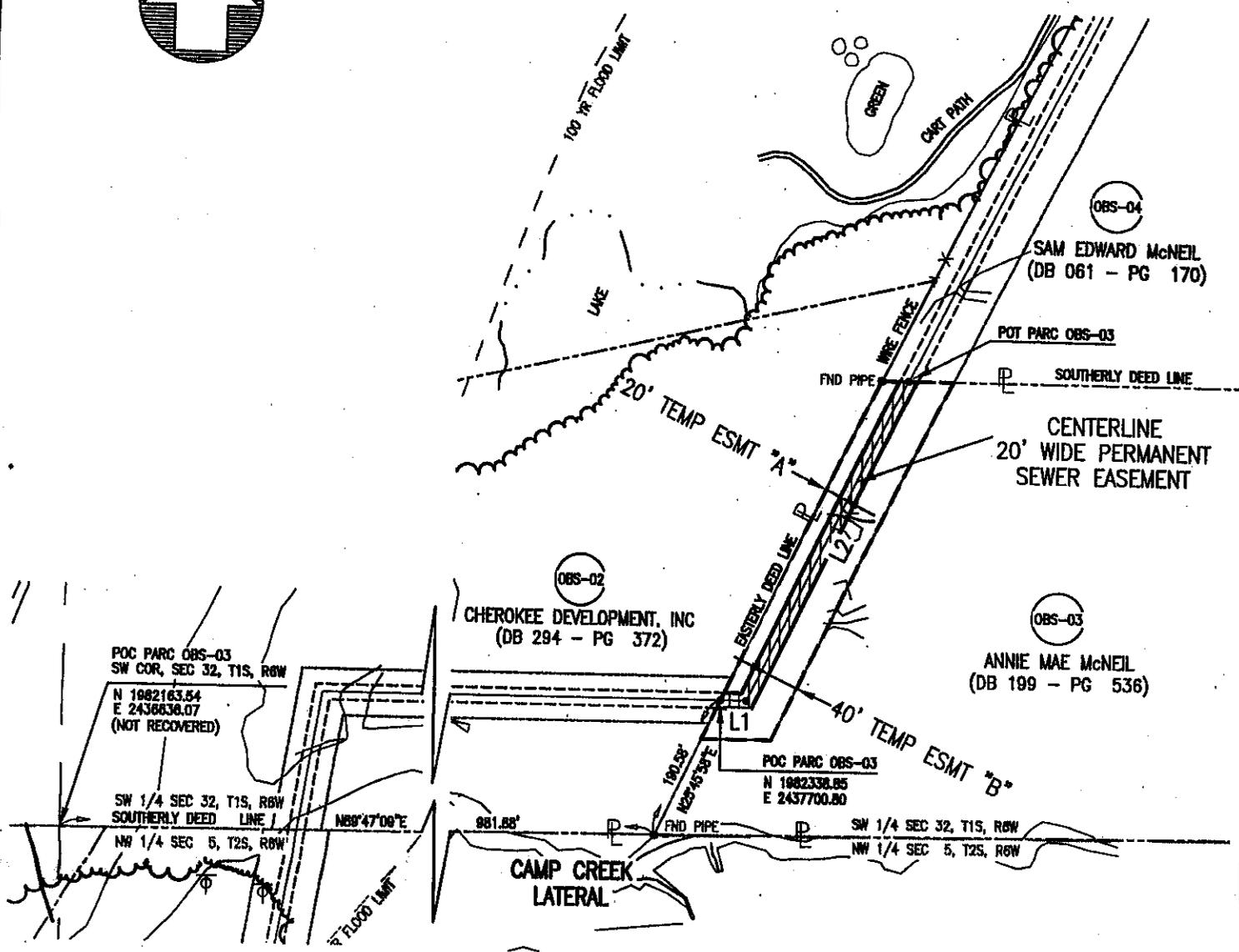
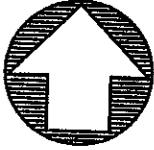
THE ABOVE DESCRIBED PARCELS ARE VACANT LAND.

BY GRAPHIC DETERMINATION, PARCEL OBS-03 DOES NOT LIE WITHIN THE LIMITS OF THE SPECIAL FLOOD HAZARD AREAS INUNDATED BY 100 YEAR FLOOD; PER FIRM/FEMA MAP NUMBER 28033C0065 D; MAP REVISED MAY 3, 1990.

ALL MATTERS OF PUBLIC RECORD ARE RECORDED AT THE OFFICE OF THE CHANCERY CLERK OF DESOTO COUNTY, MISSISSIPPI.

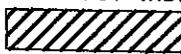
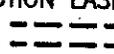
BEARINGS ARE RELATIVE TO MISSISSIPPI STATE PLANE GRID NORTH (NAD 83 - WEST ZONE).

GRID NORTH
[MS WEST - NAD83]



ANNOTATED LINE TABLE		
LINE	DIRECTION	DISTANCE
L1	N90°00'00"E	33.31'
L2	N25°45'58"E	453.73'

PERMANENT 20 FOOT WIDE UTILITY EASEMENT REQUIRED—0.224 ACRES (9,741 SQ FT)
 20 FOOT WIDE TEMPORARY CONSTRUCTION EASEMENT "A" REQUIRED: 0.203 ACRES (8,851 SQ FT)
 40 FOOT WIDE TEMPORARY CONSTRUCTION EASEMENT "B" REQUIRED: 0.509 ACRES (22,151 SQ FT)

 DENOTES PERMANENT UTILITY EASEMENT  DENOTES TEMPORARY CONSTRUCTION EASEMENT ○ DENOTES FOUND PROPERTY CORNER

BY GRAPHIC DETERMINATION, THIS PARCEL LIES WITHIN THE LIMITS OF THE SPECIAL FLOOD HAZARD AREAS INUNDATED BY 100 YEAR FLOOD, PER FIRM/FEMA MAP NUMBER 28033C0085 D, EFFECTIVE DATE OF MAY 3, 1990.

THIS EXHIBIT MEETS THE MINIMUM REQUIREMENTS FOR A CLASS A BOUNDARY SURVEY PER MISSISSIPPI CODE ANNOTATED

BEARINGS AND COORDINATES SHOWN ON THIS PLAT ARE RELATIVE TO MISSISSIPPI STATE PLANE COORDINATE SYSTEM [NAD83 - MISSISSIPPI WEST ZONE]

THIS PARCEL IS SUBJECT TO RECORDED, UNRECORDED, OR MIS-INDEXED INSTRUMENTS OR EASEMENTS WHICH MIGHT BE REVEALED BY A CURRENT TITLE EXAMINATION OF SAID PARCEL.

PARCEL NO: OBS-03
TAX ID: 1069-3200.0-00009.02

ANNIE MAE MCNEIL		
20' WIDE UTILITY EASEMENT AND TEMPORARY CONSTRUCTION EASEMENTS		
OLIVE BRANCH SANITARY SEWER INTERCEPTOR		
SITUATED IN THE SW 1/4 OF SECTION 32, TOWNSHIP 1, RANGE 6 WEST, DESOTO COUNTY, MISSISSIPPI		
DRAWN BY: Jra	DATE: PREL 02/10/08	SHEET NUMBER 1 OF 1
REVIEWED BY: WHW	SCALE: 1" = 200'	