

EASEMENT

For and in consideration of One dollar(s)
 (\$ 1.00) and other good and valuable consideration, the receipt
 whereof is hereby acknowledged,

Marianne Wyse

(Name)

of Lot 999 - Section "B" - DeSoto Village, Grantor,
 (Address)

does hereby grant, bargain, sell, convey and release unto City

of Horn Lake of Horn Lake, Mississippi
 (Name) (Address)

Grantee, its successors and assigns, an easement in, over and upon the
 following described land situated in the County of DeSoto,
 State of Mississippi, to wit:

A parcel of land lying in Section 34, T-1-S, Range 8 West, DeSoto
 County, Mississippi and being more particularly described as follows:

Beginning at a point in the southeasterly line of Birchfield Circle
 a distance of 184.49 feet from the southwesterly line of East Cove;
 thence continuing southwestwardly along the southeasterly line of
 Birchfield Circle a distance of 72.49 feet to a point; thence
 southwardly a distance of 110.50 feet to a point; thence eastwardly
 a distance of 88.96 feet to a point; thence northwestwardly a distance
 of 162.64 feet to the point of beginning.

for the purpose of: Improving Cow Pen Creek

For or in connection with construction necessary to improve this Cow Pen Creek
 channel located on the above described lands, such construction to include
 widening, deepening, straightening and stabilizing channel banks; for or in
 connection with the operation, maintenance, and inspection of such channel; and
 for the flowage of any waters in, over, upon or through such channel.

-2-

1. This easement includes the right of ingress and egress at any time over and upon the above described land of the Grantor and any other land of the Grantor adjoining said land.
2. There is reserved to the Grantor, his heirs and assigns, the right and privilege to use the above described land of the Grantor at any time, in any manner and for any purpose not inconsistent with the full use and enjoyment by the Grantee, its successors and assigns, of the rights and privileges herein granted.
3. The Grantee is responsible for operating and maintaining the above described works of improvement.
4. Special provisions:

5. The above described land - is - ~~part~~ - a part of the homestead of any of the undersigned Grantors.

TO HAVE AND TO HOLD the aforesaid easement in, over and upon the above described land of the Grantor, with all the rights, privileges and appurtenances thereto belonging or in anywise appertaining, unto the Grantee, its successors and assigns, forever.

IN WITNESS WHEREOF the Grantor has executed this instrument on the 3rd day of Sept, 1914.

William C. ...
(Signature of Grantor)

Sole owner

(Signature of Grantor)

NOTE: This easement only covers an area measured 60 feet from the beginning of the slope at the bottom of the creek.

STATE OF MISSISSIPPI

COUNTY OF _____

Personally appeared before me, the undersigned authority at law in and for the said County and State, _____

who acknowledged that they signed and delivered the above and foregoing Easement on the day and date mentioned therein as their voluntary act and deed.

Given under my hand and seal this the ____ day of _____, 19____.

(Title)

STATE OF MISSISSIPPI

COUNTY OF DeSoto

Personally appeared before me, the undersigned authority in and for said County, DeSoto, one of the subscribing witnesses to the foregoing instrument who being first duly sworn, deposeth and saith that he saw the above named William H. Hensley, whose name is subscribed thereto, sign and deliver the same to the said

City of Horn Lake (here insert name of grantee) on the day and date therein mentioned; that he, this affiant, subscribed his name thereto as a witness in the presence of the said William H. Hensley.

Sworn to and subscribed before me this, the 7 day of Oct, 1974.

(Title)

STATE OF MISSISSIPPI, CLERK OF COURTS

I certify that the within instrument was filed for record at 1 o'clock 20 minutes P. M. 22 day of Jan, 1975, and that the same has been recorded in Book 110 Page 486 records of Right of way of said County.

Witness my hand and seal this the 23 day of Jan, 1975.

Fees \$ 4.00 pd.

SEAL H. P. Ferguson CLERK