

RIGHT OF WAY EASEMENT

KNOW ALL MEN BY THESE PRESENTS, that Thurman Rayburn Jr., & wife, Ethel Lee hereinafter called Grantors, in consideration of one dollar (\$1.00) Rayburn and other good and valuable consideration paid by Days Water Association, Inc., hereinafter called the Grantee, the receipt and sufficiency of which is hereby acknowledged, does hereby grant, bargain, sell, transfer, and convey to said Grantee, its successors and assigns, a perpetual easement with the right to erect, construct, install, and lay and thereafter use, operate, inspect, repair, maintain, replace and remove a water pipeline over and across the following land owned by Grantor in DeSoto County, State of Mississippi:

2 acres in the southwest quarter of Section 28, Township 2, Range 8, more fully described in the deed in Book 86, Page 46, on the east side of Horn Lake Road.

together with the right of ingress and egress over Grantors' adjacent lands for the purposes for which the above-mentioned rights are granted. The easement hereby granted shall not exceed 15 feet in width, to be located across said land as follows:

The easement hereby granted shall extend 5 feet on the road side and 10 feet on the other side of the water line as constructed across lands of the grantors.

The consideration recited herein shall constitute payment in full for all damages sustained by Grantors by reason of the installation of the structures referred to herein and the Grantee will maintain such easement in a state of good repair and efficiency so that no unreasonable damages will result from its use to Grantors' premises. This Agreement together with other provisions of this grant shall constitute a covenant running with the land for the benefit of the Grantee, its successors, and assigns. The Grantors covenant that they are the owners of the above-described lands and that said lands are free and clear of all encumbrances and liens except the following:

Witness our signatures this 21 day of July, 1980.

Thurman Rayburn Jr.  
Ethel Lee Rayburn

STATE OF MISSISSIPPI

COUNTY OF DESOTO

This day personally appeared before me, the undersigned authorized in and for said county and state, the within named Thurman Rayburn, Jr. and wife, Ethel Lee Rayburn, who acknowledged that they signed and delivered the above and foregoing right of way instrument on the day and date therein mentioned as their free and voluntary act and deed and for the purposes therein expressed.

Given under my hand and official seal of office this the 21 day of July, 1980.

Heide M. White  
Notary Public

My commission expires:

My Commission Expires February 15, 1981

STATE OF MISSISSIPPI, DESOTO COUNTY

I certify that the within instrument was filed for record at 9 o'clock 10 minutes A M. 22 day of July 1980, and that the same has been recorded in Book 150 Page 149 records of Right-of-way of said County.

Witness my hand and seal this the 22 day of July 1980. Fee \$2.50pd. SEAL N.D. Terhune CLERK