

BILL LEWIS  
JACKSON

Form No. 328

ALVARY BAPTIST CHURCH 13KV TAP  
LINE

DeSoto County, Mississippi  
WA 62232 FCA 360.2

RIGHT OF WAY INSTRUMENT BA 82-3846

In consideration of \$ 1.00 cash, and other valuable considerations, receipt of all of which is hereby acknowledged, I/we (acting personally and for and on behalf of our heirs, successors, and assigns and any other person claiming or to claim the property hereinafter described, called collectively "Grantors") do hereby grant, convey and warrant unto MISSISSIPPI POWER & LIGHT COMPANY,

its successors and assigns (herein called "Grantee"), a right of way and easement 15 feet in width for the location construction, reconstruction, operation, maintenance, and removal of electric power and/or communications lines and circuits, including poles, towers, cross arms, insulators, wires, cables, hardware, transformers, switches, guy wires, anchors and all other equipment, structures, material and appliances, now or hereafter used, useful or desired in connection therewith, over, across, under, and on that land in the County of

DeSoto, Mississippi, described as follows, to-wit:

Part of the Churchwood Estates, Churchwood Development Corporation in DeSoto County, Mississippi. More particular description by meets and bounds as follows: Beginning at a point in the West line of U.S. Highway 51 and at the Northeast corner of Lot #25, Section C, Church Road Estates Subdivision: thence South 71 degrees, 48 minutes West along the North line of said Lot #25 a distance of 509.56' to the Northwest corner of said Lot #25: thence northwardly along the northward projection of the West line of Lot #25 15.02' to a point: thence North 71 degrees, 48 minutes East parallel to the North line of Lot #25 a distance of 510.19' to a point in the West line of U.S. Highway 51: thence South 18 degrees, 12 minutes East along said West line 15' to the point of beginning.

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together with the right of ingress and egress to and from said right of way across the adjoining land of the Grantors, the passage of vehicles and equipment upon said right of way and the right to install and maintain guy wires and anchors beyond the limits of said right of way.

Grantee shall have the full right, without further compensation, to clear and keep clear said right of way, including the right to cut down, condition, treat or otherwise remove all trees, timber, undergrowth, and other obstruction. Grantee shall have the further right to cut down from time to time all trees that are tall enough to strike the wires in falling, where located beyond the limits of said right of way, (called "danger trees"). Payment for the first cutting of danger trees is included in the above consideration. Grantee shall pay to Grantor, or his successor in title, the reasonable market value of danger trees cut thereafter.

Grantors covenant that they will not construct or permit the construction of any house, barn, well or other structure or hazard on said right of way.

Unless otherwise herein specifically provided, the center line of the electric power line initially constructed on this right of way shall be the center line of said right of way.

Should Grantee, or its successors, remove its facilities from said land and abandon said right of way, the rights herein created in Grantee shall terminate, but with the right to remove therefrom all of Grantee's property thereon.

It is understood that Grantors shall have, at all times the right to use said right of way for any lawful purpose provided it does not interfere with the rights herein created in Grantee, and that Grantee will not enclose said right of way, and Grantor will use the best efforts to protect Grantee's property on said right of way.

WITNESS my/our signature, this the 28th day of June, 1982

Churchwood Development Corporation

By: William B. Gay, Jr.  
President

CORPORATE ACKNOWLEDGEMENT

STATE OF Tennessee

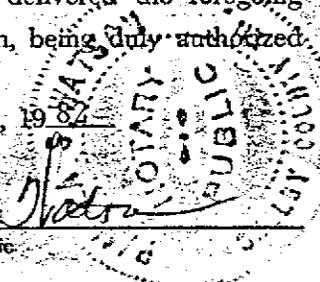
County of Shelby

This day personally appeared before me, the undersigned authority in and for the foregoing jurisdiction, William B. Gay, Jr. who acknowledged to me that he is President of Churchwood Development Corporation, a corporation, and that he executed and delivered the foregoing instrument on the day and year therein mentioned, as the act and deed of said corporation, being duly authorized so to do.

GIVEN under my hand and seal of office this the 28th day of June, 1982

My Commission Expires July 2, 1982

Pamela S. Watson  
Notary Public



STATE OF MISSISSIPPI, DESOTO COUNTY

I certify that the within instrument was filed for record at 11 o'clock 00 minutes A M. 17 day of Nov. 1982, and that the same has been recorded in Book 160 Page 253 records of Right of Way Books of said County.

Witness my hand and seal this the 18 day of November 1982

3.00pd.

H. H. Johnson Clerk