

TEMPORARY CONSTRUCTION EASEMENT

FOR AND IN CONSIDERATION of the sum of Ten Dollars (\$10.00) cash in hand paid, and other good and valuable consideration, the receipt of which is hereby acknowledged, LULA STANLEY HARRISON

Grantor(s), do(es) hereby grant and convey to THE CITY OF SOUTHAVEN, a Municipal Corporation, State of Mississippi, its assigns or successors in title, a temporary construction easement being described as follows:

PARCEL NO. 27

An irregular shaped parcel of land located on the East side of the Lula Stanley Harrison property as recorded in Deed Book 128, Page 123 in the Chancery Clerk's Office of DeSoto County, Mississippi and being more particularly described as follows

Begin at the Southeast corner of the said Harrison property also being located on the West line of a drainage and utility easement as shown on the Plat of Section B of Southaven Subdivision and recorded in Plat Book 2, Pages 14, 15 and 16; from said point of beginning run thence Southwestwardly along the South line of said Harrison property for a distance of 62.7 feet to a point; run thence West for a distance 179.7 feet to a point; run thence North for a distance of 121.4 feet to a point on the North line of said Harrison property; run thence Southeastwardly along said North property line for a distance of 182.9 feet to a point on the West line of the aforementioned drainage and utility easement; run thence Southeastwardly along said easement for a distance of 85.0 feet to the point of beginning of the herein described parcel.

The above temporary easement is across the following described premises, belonging to the said Grantor(s) for the purpose of improvements of the drainage facilities of said property situated in DeSoto County, State of Mississippi, to-wit:

BEGINNING at a point in the East line of Highway No. 51 South, said Beginning Point being 250 feet North of the North line of the DeSoto Motel property; running thence from said Beginning Point Southeastwardly along the East line of said Highway No. 51 South 250 feet to a point in the Northwest Corner of the DeSoto Motel property; thence Eastwardly along the North line of said DeSoto Motel property 287.8 feet, more or less, to a point; thence Northwestwardly on a line parallel to the East line of said Highway No. 51 South 85 feet to a stake; thence in a Northwesterly direction a distance of 245 feet, more or less, to a stake; thence Southwestwardly 85 feet, more or less, to the Point of Beginning; said land being a part of the North part of Section 23, Township 1 (South), Range 8 (West), and being heretofore conveyed by Walter Davis to Ollie Williams and wife by deed recorded in Deed Book 43, Page 90, and being also conveyed to Lula Stanley Harrison by deed recorded in Deed Book 83, Page 313, in the Office of the Chancery Clerk of DeSoto County, Mississippi.

The said Grantee, its successors and assigns or any person, corporation or utility so authorized by it, shall have free ingress and egress in, from, and over said easement, walks, cross walks, and paths for the purpose of said construction and said Grantee or its contractor requests the right to remove any vegetation, fences, tress or any other obstruction to construction site. The City or its contractor will not be responsible for replacing fences.

The temporary easement on the premises being granted hereby shall not affect the Grantor's right to the use of the property and the grantee shall hold harmless the Grantor(s) from any liability with reference to any injury that might occur while the Grantee or its contractor are in construction of said improvements on the property and shall indemnify the Grantor(s) from all liability for injury to any party or person or damage that shall result from, arise out of, or be attributed to any maintenance or repair or construction undertaken pursuant to Easement.

This temporary easement shall terminate upon finalization of the completion of said construction.

The undersigned Grantor(s) hereby warrant the above described temporary easement and the right unto the said grantee, its successors and assigns the lawful claims for demand of any or all persons claiming by, through or under the undersigned.

EXECUTED and delivered this 16 day of April, 1987.

Lula Stanley Harrison  
LULA STANLEY HARRISON

STATE OF MISSISSIPPI  
COUNTY OF DE SOTO

This day personally appeared before me, the undersigned authority in and for said County and State, the within named

LULA STANLEY HARRISON

who acknowledged that she signed and delivered the above and foregoing instrument on the day and year 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 16 day of April, 1987.

Filed @ 11:00A on 21 April, 1987  
Recorded in book 198 Page 702  
H. G. Ferguson, Chancery Clerk

Marlene Sprinkle  
Notary Public

