

No. 331-A

DeSoto

County, Mississippi

FREEMONT-TUNICA 230 KV

LINE

WA 61196

FCA 350.2

# RIGHT OF WAY INSTRUMENT

In consideration of \$ 10.<sup>00</sup> cash, and other valuable considerations, receipt of all of which is hereby acknowledged, I/we (acting personally for and on behalf of our heirs, successors and assigns and any other person claiming the property hereinafter described, called collectively "Grantor") do hereby grant, convey and warrant unto MISSISSIPPI POWER & LIGHT COMPANY, its successors and assigns (herein called "Grantee"), a right of way and

easement 58 feet in width for the location, construction, reconstruction, operation, maintenance and removal of electric power lines and circuits 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, together with the right on said right of way at any time, now or in the future, to lay, construct, inspect, maintain, repair, renew, substitute, change the size of and remove one or more pipelines and all appurtenances thereto for the transportation of liquids, gases, solids, or mixtures of any or all thereof and together with the right on said right of way at any time, now or in the future, to locate, construct, reconstruct, operate and maintain one or more communications lines and circuits with associated hardware, equipment, material and appliances for use by Grantee and/or other parties over, across, under or on that land in the County of

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

A parcel of land in the S $\frac{1}{2}$ , Section 18, Township 1 South, Range 8 West, particularly described as parcel 7 of the Crenshaw Tract, as shown on the attached sketch marked Exhibit "A" and made a part hereof.

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 obstructions. Grantee shall have the further right to cut down, from time to time, all trees that are tall enough to strike the wire 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 Grantors, or successors 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.

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, that Grantee will not enclose said right of way and that Grantor will use the best efforts to protect Grantee's property on said right of way.

WITNESS my/our signature, this the 19<sup>th</sup> day of Oct, 1987

W. E. Lewis, Jr.  
Lloyd Gilmore

William R. Whitehurst  
WILLIAM R. WHITEHURST  
Penny D. Whitehurst  
PENNY D. WHITEHURST

STATE OF MISSISSIPPI

FORM NO. 700-7320

STATE OF MISSISSIPPI  
COUNTY OF HINDS

Personally appeared before me, the undersigned authority in and for the above named jurisdiction, the within named LLOYD GILMORE, one of the subscribing witnesses to the foregoing instrument, who being first duly sworn, deposeth and saith that he saw the within named

WILLIAM R. WHITEHURST

PENNY D. WHITEHURST

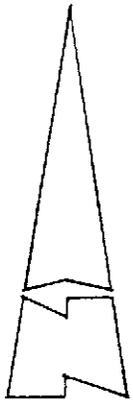
and W. E. LEWIS, JR. whose names are subscribed thereto, sign and deliver the same to the said Mississippi Power & Light Company; that he, this affiant, subscribed his name as a witness thereto in the presence of the above named Grantors, and

Sworn to and subscribed before me, this the 21 day of October, 1987

My Commission Expires August 28, 1989

Lloyd Gilmore  
Jack F. Clements  
Notary Public  
(Official Title)

<p>GENERAL LOCATION          SW 1/4, SECTION 18,          T-1-S, R-8-W,          DESOTO CO., MISS.</p>
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SCALE: 1" = 100'

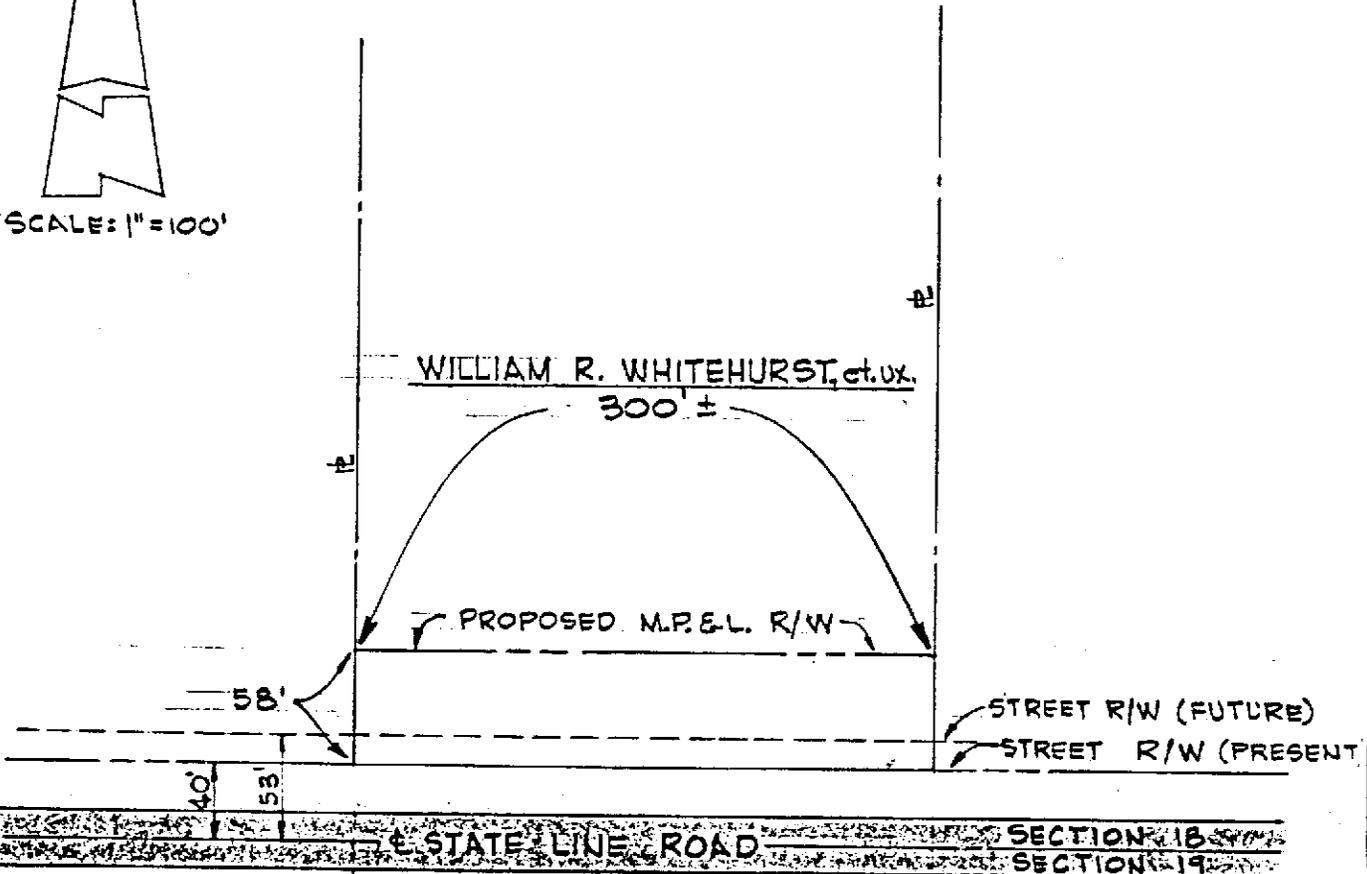


EXHIBIT "A"

Sketch of Mississippi Power & Light Company's proposed 230 KV transmission line across lands in Section 18, Township 1 South, Range 8 West, DeSoto County, MS

Date: 11-21-86

Scale: 1" = 100'

My Commission Expires My Commission Expires August 28, 1989

*Jack F. Clements*  
 Notary Public  
 (Official Title)

Filed 9:00 A.M. Nov 2, 1987  
 Recorded in Book 200 Page 123  
 H. G. Ferguson, Clerical Clerk