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Titus M Johnston

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STATE MS.-DESOTO CO. #  
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TEMPORARY EASEMENT

RECORDED 2-26-92  
DEED BOOK 242  
PAGE 697  
W.E. DAVIS CH. CLK.

THE STATE OF MISSISSIPPI

County of DeSoto

For and in consideration of Five Hundred Fifty Eight  
Dollars and \_\_\_\_\_ 00/100 Dollars (\$ 558.<sup>00</sup>/<sub>xx</sub> )

the receipt and sufficiency of which is hereby acknowledged, I/or we, the undersigned hereby grant, sell, convey and warrant unto the State Highway Commission of Mississippi for public improvements, grading, sodding, and other construction purposes on State Project No. 79-0021-01-005-10, a temporary easement through, over, on and across the following described land:

Begin at a point that is 70 feet Northerly of and perpendicular to the centerline of survey of State Project No. 79-0021-01-005-10 at Station 330 + 85; from said point of beginning run thence South 00° 06' East, a distance of 15.0 feet; thence run South 89° 54' West, a distance of 107.6 feet to a West line of grantors property; thence run North 00° 14' West along said West line of grantors property, a distance of 15.0 feet; thence run North 89° 54' East, a distance 107.7 feet to the point of beginning, containing 0.04 acres, more or less, and being situated in and a part of Lot 14, Section "B" (First Revision) Dancy - Horn Lake Commercial Subdivision of the Southeast 1/4 of the Southwest 1/4 of Section 27, Township 1 South, Range 8 West in the city of Horn Lake, DeSoto County, Mississippi.

It is understood and agreed, and it is the intention of the parties hereto, that the grantee shall have the right to use, occupy, improve, grade, sod, ditch, drain and otherwise use for construction purposes the above described land only so long as is necessary to complete the construction of said Project No. 79-0021-01-005-10, in accordance with the plans and specifications for said project, said plans and specifications however, being subject to change by the Federal Highway Administration. Upon the completion of the said work of construction the said temporary easement shall terminate and all right, title and interest in and to the above described land shall revert to the grantors herein, their heirs, assigns, legal representatives or grantees.

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The grantor herein further warrants that the above described property is no part of his/or her homestead.

It is further understood and agreed that the consideration herein named is in full payment and settlement of any and all claims or demands for damage accrued, accruing, or to accrue to the grantors herein, their heirs, assigns, or legal representatives, for or on account of the construction of the proposed highway, change of grade, water damage, and/or any other damage, right or claim whatsoever.

It is further understood and agreed that this instrument constitutes the entire agreement between the grantor and the grantee, there being no oral agreements or representations of any kind.

Witness our signatures the 30<sup>TH</sup> Day of JANUARY, A.D., 1992.

James D. Campbell  
Robert H. Taylor

Titus M Johnston

Grantee Address:

Mississippi State Highway Department  
P. O. Box 1850  
Jackson, Mississippi 39215-1850  
Phone Number: (601) 359-1919  
Account No. 79-0021-01-005-10

Grantor Address:

P.O. Box 66  
Robinsonville, MS 38664  
Phone Number: 601-363-2098  
Business Number: 901-278-0230

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STATE OF MISSISSIPPI

County of DeSoto

Personally appeared before me, the undersigned authority, Robert H. Taylor, one of the subscribing witnesses to the foregoing instrument, who being first duly sworn, deposes and saith that he saw the within named Titus M. Johnston and \_\_\_\_\_, whose name is \_\_\_\_\_ subscribed hereto, sign and deliver the same to the said State Highway Commission, a body corporate by statute, that he, this affiant, subscribed his name as witness thereto in the presence of the said Titus M. Johnston and \_\_\_\_\_ on the \_\_\_\_\_ day and year therein mentioned.

Robert H. Taylor

Affiant

Sworn to and subscribed before me this the 31<sup>st</sup> day of January, A.D., 1992.

Andrea K Gadd  
Notary Public Title



My Commission Expires Nov. 20, 1995