

**RIGHT-OF-WAY INSTRUMENT  
MISSISSIPPI POWER & LIGHT COMPANY**

KNOW ALL MEN BY THESE PRESENTS THAT: Heritage Hills Subdivision - Phase V

Grantor(s), acting individually, and for, and on behalf of, my/our heirs, successors, assigns and any other person claiming the ownership to the property hereinafter described, collectively "Grantor", for and in consideration of One Dollar, in hand paid, and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, does hereby grant, assign, convey unto and warrant and defend Mississippi Power & Light Company, and its successors and assigns, collectively "Grantee", a right-of-way, servitude and easement 10 feet in width for the location, construction, reconstruction, improvements, repairs, operation, inspection, patrol, replacement and maintenance of electric power and communication facilities, or the removal thereof, now or in the future, including, but not necessarily limited to, poles, cross arms, insulators, wires, cables, conduits, hardware, transformers, switches, guy wires, anchors and other equipment, structures, material and appurtenances, now or hereafter used, useful or desired in connection therewith by Grantee over, across, under or on that land of Grantor in the County of Desoto, State of Mississippi described as follows, to-wit:

A certain parcel of land lying and being situated in the NW quarter of the NE quarter of Section 26, Township 2S, Range 8W, Desoto County, Mississippi, as shown on Exhibit "A" attached hereto and made a part hereof. All grading will be completed by the Developer (Grantor) in areas where Grantee's underground cables are to be installed prior to installation of such facilities. Any lowering, relocating, or adjusting of underground facilities made necessary by action of the grantor or subsequent purchasers will be at the expense of such Grantor or subsequent purchasers.

together with the right of ingress and egress to and from said right-of-way across the adjoining land of the Grantor and the right to attach wires and cables of any other party to Grantee's facilities, and the right to install guy wires, anchors, and anchor assemblies beyond the limits of said right-of-way.

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

Grantee shall have the full and continuing right to clear and keep clear vegetation within or growing into said right-of-way and the further right to remove or modify from time to time trees, limbs, and/or vegetation outside the said right of way which Grantee considers a hazard to any of its electric power or communications facilities or a hazard to the rendering of adequate and dependable service to Grantor or any of Grantee's customers, by use of a variety of methods used in the vegetation management industry.

Grantor shall not construct or permit the construction of any structure, obstruction or other hazard within the said right-of-way, including but not limited to, house, barn, garage, shed, pond, pool or well, excepting only Grantor's fence(s) and Grantee's facilities. Grantor shall not construct or permit the construction of any buildings or other structures on land adjoining said right-of-way in violation of the minimum clearances from the lines and facilities of Grantee, as provided in the National Electrical Safety Code.

IN WITNESS WHEREOF, Grantor has executed this Right-of-Way Instrument on this 25<sup>th</sup> day of JANUARY, 1996.

WITNESSES:  
Larry D. Gullik

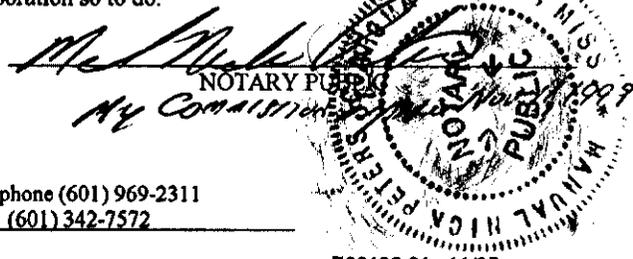
GRANTOR:  
JOE Clay DAVIS Corp.  
Clifford P. Davis  
CLIFFORD P. DAVIS

**CORPORATE ACKNOWLEDGMENT**

STATE OF Mississippi  
COUNTY OF Cochran

Personally appeared before me, the undersigned authority in and for the said county and state, on this 25<sup>th</sup> day of JANUARY, 1996, within my jurisdiction, the within named Clifford P. DAVIS, who acknowledged that (he)(she) is PRESIDENT of JOE CLAY DAVIS CORPORATION, a Mississippi corporation, and that for and on behalf of the said corporation, and as its act and deed (he)(she) executed the above and foregoing instrument, after first having been duly authorized by said corporation so to do.

My commission expires:  
Nov. 14, 1999



Prepared By: Mississippi Power & Light Company, P.O. Box 1640, Jackson, MS 39215, Telephone (601) 969-2311  
Name: M. Lloyd Hood, Jr. Telephone: (601) 342-7572

APR 8 12 25 PM '96 MC

BK 298 PG 557  
W.E. DAVIS CH. CLK.

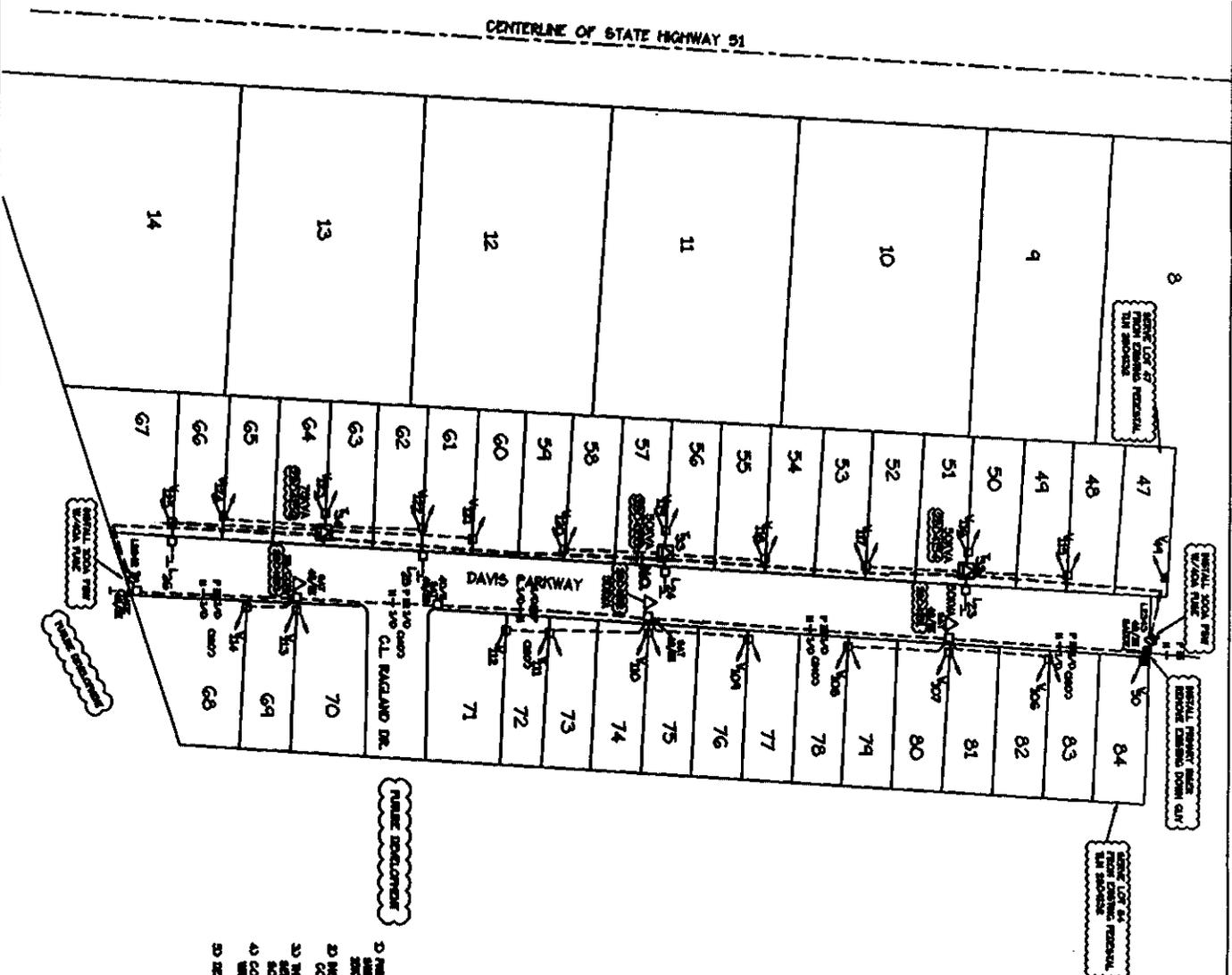
UNDERGROUND LEGEND

- UNDERGROUND PRIMARY CABLE
- - - UNDERGROUND SECONDARY CABLE
- OVERHEAD PRIMARY CABLE
- PARALLEL TRANSFORMER

-  SECONDARY JUNCTION BOX
-  UG RISER ON CONCRETE POLE
-  STREET LIGHT ON CONCRETE POLE



NO.	DESCRIPTION	DATE	BY	REVISION
1	ISSUED FOR PERMIT	4/8/96	WED	
2	REVISED PER COMMENTS	4/10/96	WED	
3	REVISED PER COMMENTS	4/11/96	THU	
4	REVISED PER COMMENTS	4/12/96	FRI	
5	REVISED PER COMMENTS	4/13/96	SAT	
6	REVISED PER COMMENTS	4/14/96	SUN	
7	REVISED PER COMMENTS	4/15/96	MON	
8	REVISED PER COMMENTS	4/16/96	TUE	
9	REVISED PER COMMENTS	4/17/96	WED	
10	REVISED PER COMMENTS	4/18/96	THU	
11	REVISED PER COMMENTS	4/19/96	FRI	
12	REVISED PER COMMENTS	4/20/96	SAT	
13	REVISED PER COMMENTS	4/21/96	SUN	
14	REVISED PER COMMENTS	4/22/96	MON	
15	REVISED PER COMMENTS	4/23/96	TUE	
16	REVISED PER COMMENTS	4/24/96	WED	
17	REVISED PER COMMENTS	4/25/96	THU	
18	REVISED PER COMMENTS	4/26/96	FRI	
19	REVISED PER COMMENTS	4/27/96	SAT	
20	REVISED PER COMMENTS	4/28/96	SUN	
21	REVISED PER COMMENTS	4/29/96	MON	
22	REVISED PER COMMENTS	4/30/96	TUE	
23	REVISED PER COMMENTS	5/1/96	WED	
24	REVISED PER COMMENTS	5/2/96	THU	
25	REVISED PER COMMENTS	5/3/96	FRI	
26	REVISED PER COMMENTS	5/4/96	SAT	
27	REVISED PER COMMENTS	5/5/96	SUN	
28	REVISED PER COMMENTS	5/6/96	MON	
29	REVISED PER COMMENTS	5/7/96	TUE	
30	REVISED PER COMMENTS	5/8/96	WED	
31	REVISED PER COMMENTS	5/9/96	THU	
32	REVISED PER COMMENTS	5/10/96	FRI	
33	REVISED PER COMMENTS	5/11/96	SAT	
34	REVISED PER COMMENTS	5/12/96	SUN	
35	REVISED PER COMMENTS	5/13/96	MON	
36	REVISED PER COMMENTS	5/14/96	TUE	
37	REVISED PER COMMENTS	5/15/96	WED	
38	REVISED PER COMMENTS	5/16/96	THU	
39	REVISED PER COMMENTS	5/17/96	FRI	
40	REVISED PER COMMENTS	5/18/96	SAT	
41	REVISED PER COMMENTS	5/19/96	SUN	
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43	REVISED PER COMMENTS	5/21/96	TUE	
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47	REVISED PER COMMENTS	5/25/96	SAT	
48	REVISED PER COMMENTS	5/26/96	SUN	
49	REVISED PER COMMENTS	5/27/96	MON	
50	REVISED PER COMMENTS	5/28/96	TUE	
51	REVISED PER COMMENTS	5/29/96	WED	
52	REVISED PER COMMENTS	5/30/96	THU	
53	REVISED PER COMMENTS	5/31/96	FRI	
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96	REVISED PER COMMENTS	7/13/96	SAT	
97	REVISED PER COMMENTS	7/14/96	SUN	
98	REVISED PER COMMENTS	7/15/96	MON	
99	REVISED PER COMMENTS	7/16/96	TUE	
100	REVISED PER COMMENTS	7/17/96	WED	



POLE IDENTIFIERS

- CONSTRUCTION NOTES
- 1) PRIMARY WIRING ARE TO CONSIST OF A 2" BY 2" X 10' WPC PIPING WITH 1/2" RIGID PVC CONDUIT. OVERHEAD WIRING SHALL BE 1/2" RIGID PVC CONDUIT.
  - 2) 300' LIGHT POLES SHALL BE INSTALLED ON 4" X 4" X 8' WPC PIPING AT A 10' SPACING PER CRT OF SUBMITTAL EXHIBIT.
  - 3) CONCRETE FOUNDATION SHALL BE 2' X 2' X 3' WPC WITH REINFORCING BARS AT 4' SPACING.
  - 4) 300' LIGHT POLES SHALL BE INSTALLED ON 4" X 4" X 8' WPC PIPING AT A 10' SPACING PER CRT OF SUBMITTAL EXHIBIT.
  - 5) DESIGN FOR 100 MPH WINDS.

EXHIBIT 'A'  
NOT TO SCALE