

Prepared by and return to:  
 Jeffrie M. McClain, Attorney  
 Tennessee Valley Authority  
 1101 Market Street, Edney Building 4A  
 Chattanooga, Tennessee 37402-2801  
 (423) 751-8125

TVA Tract No. FRM-34-CR

## GRANT OF EASEMENT

FOR AND IN CONSIDERATION of the sum of SIX THOUSAND SEVEN HUNDRED AND NO/100 DOLLARS (\$6,700.00), cash in hand paid, receipt whereof is hereby acknowledged, we, the undersigned,

JOHN R. SPARKS and wife, SHIRLEY O. SPARKS

have this day bargained and sold and by these presents do hereby grant, bargain, sell, transfer, and convey unto the UNITED STATES OF AMERICA a permanent easement for the following purposes, namely:

The perpetual right to enter at any time and from time to time the east portion of the land of John R. Sparks, et ux. and trim, top, cut, clear and remove, destroy or otherwise dispose of as necessary any trees, which in falling could come within five feet of any transmission line structure or conductor on the Freeport - Miller Transmission Line, as shown on sheet 2 of US-TVA drawing LW-8034, Revision 1, the said land affected by the clearing rights beginning at a point on the west right-of-way line of the location, said point being the northeast property corner of the land of John R. Sparks, et ux., said corner being 50.00 feet right of survey station 171 + 38.79; thence leaving said point and extending along the said right-of-way line to a property corner common between the lands of John R. Sparks, et ux. and Margaret Ellen Chalk, et al., said corner being 50.00 feet right of survey station 177 + 69.19, all lying in the northeast 1/4 of the northwest 1/4 of Section 32, Township 1 South, Range 8 West of DeSoto County, State of Mississippi.

The previous and last conveyance of this property is deed of record in Deed Book 45, page 266, in the office of the Chancery Court Clerk of DeSoto County, Mississippi.

TO HAVE AND TO HOLD the said easement to the UNITED STATES OF AMERICA and its assigns forever.

We covenant with the said UNITED STATES OF AMERICA that we are lawfully seized and possessed of the land above referred to and that the same is free of all encumbrances, that we have a good and lawful right to convey the easement rights above described, and that we will forever warrant and defend the title thereto against the lawful claims of all persons whomsoever.

We further covenant and agree that the payment of the purchase price above stated is accepted by us as full compensation for all damage incidental to the exercise of any of the rights above described resulting from the granting of this easement; EXCEPT that the UNITED STATES OF AMERICA shall remain liable for any damage to growing crops and any direct physical damage caused to the property of the undersigned by its construction forces or by the construction forces of its agents and employees, in the exercise of said easement rights.

Wherever the context hereof requires, the plural number as used herein shall be read as singular.

STATE MS. - DESOTO CO.  
 FILED

AUG 13 3 49 PM '97

BK 320 PG 288  
 W.E. DAVIS CH. CLK.

IN WITNESS WHEREOF, we have hereunto subscribed our names this 8<sup>th</sup> day of August, 1997.

Tommy Halmortaller  
SUBSCRIBING WITNESS

John R. Sparks  
JOHN R. SPARKS

Shirley O. Sparks  
SHIRLEY O. SPARKS

STATE OF MISSISSIPPI )  
  ) SS  
COUNTY OF DESOTO )

Personally appeared before me W.E. Davis, the Chancery Court Clerk in and for said county and state, Tommy Halmortaller the subscribing witness to the foregoing instrument, who, being first duly sworn, deposeth and saith that he saw the above named JOHN R. SPARKS and wife, SHIRLEY O. SPARKS, whose names are subscribed thereto, sign and delivered the same to the UNITED STATES OF AMERICA; and that he, this affiant, subscribed his name as a witness thereto in the presence of the said JOHN R. SPARKS and wife, SHIRLEY O. SPARKS.

WITNESS my hand and official seal of office in the state and county aforesaid, this the 8 day of August, 1997.

W.E. Davis Chancery Clerk  
Chancery Court Clerk

MY COMMISSION EXPIRES  
JAN. 3, 2000

The name and address of the owner of the aforescribed easement is:

EASEMENT OWNER: United States of America [Tax Exempt - Miss. Code §27-37-301]  
Tennessee Valley Authority  
EB 4A  
1101 Market Street  
Chattanooga, Tennessee 37402-2801  
Telephone: 423-751-3542

The name and address of the legal owner is:

OWNER: John R. Sparks, et ux. (See D.B. 45, page 266.)  
4567 Goodman Road  
Walls, Mississippi 38680  
(601) 393-8466

INDEXING INFORMATION: NE ¼ of NW ¼ of Section 32, T1S, R8W