

Prepared by and return to:

Reba H. Sime

Reba H. Sime, Attorney
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BK 0322 PG 0665

TVA Tract No. FRMMC-6-CR
STATE MS.-DESOTO CO.
FILED

OCT 2 1 19 PM '97

BK 322 PG 1665
W.E. DAVIS CH. CLK.

GRANT OF EASEMENT

FOR AND IN CONSIDERATION of the sum of SIX HUNDRED AND NO/100 DOLLARS (\$600.00), cash in hand paid, receipt whereof is hereby acknowledged, we, the undersigned,

~~RUSSELL BERRYHILL, WAYNE BERRYHILL, GERALD BERRYHILL,
MAYME JOHNSON, SYLVIA BREWER, LOIS VAIDEN, LONNIE G.
BREWER, HAROLD BRANUM, DANNY BRANUM, DELORIS ROOKER,
SHIRLEY BRANUM, W. J. PRYOR, FREDIA P. COX, BOBBIE Y.
POUNDERS, WILLIAM T. YOUNGBLOOD, JR., BETTY MAE DUNCAN,
WILLIAM J. MARR, SARAH M. CAVER, NONA A. UMBERGER,
FLORENCE A. GOODWIN, LARRY ALDERSON, WILLIAM C.
ALDERSON, CALVIN ALDERSON, JR., DEBRA DAVIS, PEGGY
ALDERSON, SONNY ALDERSON, and CHRIS ALDERSON~~

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 Russell Berryhill et al 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, Tap to Mitchell's Corner Transmission Line, as shown on sheet 11A of US-TVA drawing LW-8034, Revision 0, the said land affected by the clearing rights beginning at the southeast property corner of the land of Russell Berryhill et al, said corner being 58.80 feet left of survey station 9 + 52.78, said corner being the northeast property corner of the land of Oscar F. Geeslin et ux; thence leaving said point and extending northerly along the east fenced property line of the land of Russell Berryhill et al and along the west fenced property line of the land of Eura F. Caldwell to a property corner common between the lands of Russell Berryhill et al and Eura F. Caldwell, said corner being 89.28 feet left of survey station 10 + 47.99, all lying in the southwest 1/4 of the southwest 1/4 of Section 15, Township 2 South, Range 6 West of DeSoto County, State of Mississippi.

The previous and last conveyance of this property is deed of record in Deed Book 84, page 141, 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.

IN WITNESS WHEREOF, we have hereunto subscribed our names this 1 day of OCTOBER, 19 97.

Tommy Deane

SUBSCRIBING WITNESS

except to ~~Wayne Berryhill and~~

Russell ~~Gerald~~ Berryhill

Russell P. Berryhill
RUSSELL BERRYHILL

~~MAYME JOHNSON~~

~~SYLVIA BREWER~~

~~LOIS VAIDEN~~

~~LONNIE G. BREWER~~

~~HAROLD BRANUM~~

~~DANNY BRANUM~~

~~DELORIS ROOKER~~

~~SHIRLEY BRANUM~~

~~W. J. PRYOR~~

~~FREDIA P. COX~~

~~BOBBIE Y. POUNDERS~~

~~WILLIAM T. YOUNGBLOOD, JR.~~

~~BETTY MAE DUNCAN~~

~~WILLIAM J. MARR~~

~~SARAH M. CAVER~~

~~NONA A. UMBERGER~~

~~FLORENCE A. GOODWIN~~

~~LARRY ALDERSON~~

~~WILLIAM C. ALDERSON~~

~~CALVIN ALDERSON, JR.~~

~~DEBRA DAVIS~~

~~PEGGY ALDERSON~~

~~SONNY ALDERSON~~

~~CHRIS ALDERSON~~

~~GERALD BERRYHILL~~

~~WAYNE BERRYHILL~~

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 HALMONTAILE the subscribing witness to the foregoing instrument, who, being first duly sworn, deposeth and saith that he saw the above named RUSSELL BERRYHILL, ~~MAYME JOHNSON, SYLVIA BREWER, LOIS VAIDEN, LONNIE G. BREWER, HAROLD BRANUM, DANNY BRANUM, DELORIS ROOKER, SHIRLEY BRANUM, W. J. PRYOR, FREDIA P. COX, BOBBIE Y. POUNDERS, WILLIAM T. YOUNGBLOOD, JR., BETTY MAE DUNCAN, WILLIAM J. MARR, SARAH M. CAVER, NONA A. UMBERGER, FLORENCE A. GOODWIN, LARRY ALDERSON, WILLIAM C. ALDERSON, CALVIN ALDERSON, JR., DEBRA DAVIS, PEGGY ALDERSON, SONNY ALDERSON, and CHRIS ALDERSON~~ 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 ~~RUSSELL BERRYHILL, MAYME JOHNSON, SYLVIA BREWER, LOIS VAIDEN, LONNIE G. BREWER, HAROLD BRANUM, DANNY BRANUM, DELORIS ROOKER, SHIRLEY BRANUM, W. J. PRYOR, FREDIA P. COX, BOBBIE Y. POUNDERS, WILLIAM T. YOUNGBLOOD, JR., BETTY MAE DUNCAN, WILLIAM J. MARR, SARAH M. CAVER, NONA A. UMBERGER, FLORENCE A. GOODWIN, LARRY ALDERSON, WILLIAM C. ALDERSON, CALVIN ALDERSON, JR., DEBRA DAVIS, PEGGY ALDERSON, SONNY ALDERSON, and CHRIS ALDERSON.~~

WITNESS my hand and official seal of office in the state and county aforesaid, this the 2 day of October, 19 97.

W.E. Davis
Chancery Court Clerk
By: Eldesty Taylor Jefferson D.C.

STATE OF NEW MEXICO)
) SS
COUNTY OF DONA ANA)

Before me personally appeared WAYNE BERRYHILL, to me known to be the person described in and who executed the foregoing instrument, and acknowledged that he executed and delivered the same as his free act and deed on the day and year therein mentioned.

WITNESS my hand and official seal this _____ day of _____, 19 _____.

NOTARY PUBLIC

My Commission Expires: _____

