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Mary Lula Dean Fisher STATE MS. - DESOTO CO.

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TEMPORARY EASEMENT

BK 327 PG 746
W.E. DAVID S. CLK.

THE STATE OF MISSISSIPPI

County of Desoto

For and in consideration of

Twelve Hundred Thirty

Five & no/100

/100 Dollars (\$1235⁰⁰)

the receipt and sufficiency of which is hereby acknowledged, I/or we, the undersigned hereby grant, sell, convey and warrant unto the Mississippi Transportation Commission for public improvements, grading, sodding, and other construction purposes on State Project No. 94-0029-02-006-10, a temporary easement through, over, on and across the following described land:

Indexing Instructions: SW 1/4 of the NW 1/4 of Section 34, Township 2 South, Range 9 West.

Begin at the point of intersection of the North line of grantors property with the present Northwesterly right of way line of Mississippi Highway 301 as shown on the plans for State Project No. 94-0029-02-006-10; from said point of beginning run thence South 12° 55' West along said present Northwesterly right of way line, a distance of 26.484 meters (86.890 feet); thence run South 46° 15' West, a distance of 114.960 meters (377.165 feet) to a point that is 160.000 meters (524.934 feet) Northerly of and perpendicular to the centerline of survey of said project at Survey Station 18+350; thence run North 32° 25' East, a distance of 113.156 meters (371.247 feet); thence run North 29° 24' East, a distance of 10.952 meters (35.932 feet) to the said Northern property line; thence run North 89° 22' East along said Northern property line, a distance of 22.913 meters (75.174 feet) to the point of beginning, containing 0.200 hectares (0.494 acres), more or less.

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All of the above being situated in and a part of the Southwest 1/4 of the Northwest 1/4 of Section 34, Township 2 South, Range 9 West.

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. 94-0029-02-006-10, 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.

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.

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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 my signature the 31st Day of December, A.D., 19 97.

X Mary Lula Dean Fisher

Mary Lula Dean Fisher

Grantee, Prepared by and return to:

Miss. Department of Transportation

Right of Way Division

P. O. Box 1850

Jackson, Mississippi 39215-1850

Phone Number: (601) 359-7559

Account No. 94-0029-02-006-10

Grantor Address:

595 Nineteenth Street

Beaumont, Texas 77706

Phone Number: (409) 832-3747

Business Number: N/A

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In the case of natural persons acting in their own right:

STATE OF TEXAS
COUNTY OF JEFFERSON

Personally appeared before me, the undersigned authority in and for the said county and state, on this 31st day of December, 1997, within my jurisdiction, the within named Mary Lula Dean Fisher

who acknowledged that ~~(he)~~ (she) (~~they~~) executed the above and foregoing instrument.

Phil Dunlap (NOTARY PUBLIC)

My commission expires:

(SEAL)

