

BK 0342 PG 0337

STATE MS. - DESOTO CO.
FILED

TVA Tract No. FRM-234

Prepared by and return to:
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1101 Market Street, Edney Building 4A
Chattanooga, Tennessee 37402-2801
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Nov 4 8 20 AM '98

BK 342 PG 337
W.E. DAVIS CH. CLK.

GRANT OF ADDITIONAL EASEMENT RIGHTS WITHIN AN EXISTING EASEMENT AND RIGHT-OF-WAY

FOR AND IN CONSIDERATION of the sum of THREE THOUSAND SEVEN HUNDRED AND NO/100 DOLLARS (\$3,700.00), cash in hand paid, receipt whereof is hereby acknowledged, we, the undersigned,

BETTYE B. WHITTEN FUNDERBURK, individually, and as Executrix and Trustee
under the Last Will and Testament of David Arthur Whitten, deceased; and,
ANDREA CAROL WHITTEN WILLIFORD, individually

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 and right-of-way for the following purposes, namely: the perpetual right to enter and to erect, maintain, repair, rebuild, operate, and patrol one line of poles or transmission line structures with sufficient wires and cables for two electric power circuits and communication circuits, including the existing Entergy Mississippi, Inc., circuits, and all necessary appurtenances, in, on, over, and across said right-of-way, together with the right to clear said right-of-way and keep the same clear of brush, trees, buildings, and fire hazards, the right after the date of execution of this agreement to destroy or otherwise dispose of trees and brush within said right-of-way, and to remove danger trees, if any, located beyond the limits of said right of way (danger trees being any trees located beyond the limits of said right-of-way which in falling could come within 5 feet of any transmission line structure or conductor), all over, upon, across, and under the land described in Exhibit A hereto attached and by this reference hereby incorporated in and made a part of this instrument as fully as if here written.

Said easement rights are conveyed subject to an easement and right-of-way owned by Entergy Mississippi, Inc. (formerly known as Mississippi Power & Light Company) with respect to all of said right-of-way and danger trees, by virtue of a warranty deed from Northcentral Mississippi Electric Power Association to Mississippi Power & Light Company dated December 30, 1960, and recorded at Deed Book 49, page 11, in the office of the Chancery Court Clerk of DeSoto County, Mississippi, and Grantee's right under an agreement with Entergy Mississippi, Inc., dated March 1, 1998.

The referenced land is a part of the same property acquired by Belle J. Bridgforth by Chancery Court Decree in Cause No. 8797 styled Mrs. Belle J. Bridgforth, et al. vs. Ex Parte in the Chancery Court of Desoto County, Mississippi recorded in Deed Book 47, page 357, in the office of the Clerk of Chancery Court of DeSoto County, Mississippi. The said Belle J. Bridgforth died a resident of DeSoto County, Mississippi, on August 16, 1994, having devised equal interests in the subject property to Bettye B. Whitten Funderburk, Andrea Carol Whitten Funderburk (formerly Andrea Carol Whitten), and David Arthur Whitten, by will recorded in Will Book 21, page 261, in said Clerk's office. The said David Arthur Whitten died on January 28, 1997, having provided for the said Bettye B. Whitten Funderburk to be his Executrix and Trustee pursuant to the terms of his will, of record in Will Book 23, page 150, in said Clerk's office. The said Bettye B. Whitten Funderburk covenants that she has power of sale in her capacities as Executrix and Trustee under said will. The parties further covenant that the said property constitutes no part of their respective homesteads.

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

EASEMENT OWNER: United States of America
Tennessee Valley Authority
1101 Market Street, EB 4A
Chattanooga, Tennessee 37402-2801
Telephone: 423-751-3542

[Tax Exempt - Miss. Code
§27-37-301]

PROPERTY OWNER: Bettye B. Whitten Funderburk et al.
1805 Hawthorne
Hernando, Mississippi 38632
Telephone Number: (601) 429-4077

(See D.B. 47, page 357,
Will Book 21, page 261, and
Will Book 23, page 150)

INDEXING INFORMATION: N 1/2 of the NW 1/4 of Section 19, Township 2 South, Range 6 West

EXHIBIT A

FREEPORT - MILLER

Bettye B. Whitten Funderburk et al

A permanent easement for transmission line purposes on, over, and across a strip of land located in Section 19, Township 2 South, Range 6 West of DeSoto County, State of Mississippi, as shown on sheet 9 of US-TVA drawing LW-8034, Revision 1, the said strip being 75.00 feet wide, lying 37.50 feet on each side of the centerline of the transmission line, the centerline of the location and the end boundaries of the strip being more particularly described as follows:

Commencing at the northwest corner of Section 19, Township 2 South, Range 6 West and the northeast corner of Section 24, Township 2 South, Range 7 West; thence S. 0° 05' 39" W., 369 feet along the west line of Section 19 and the east line of Section 24, said line being the west property line of the land of Bettye B. Whitten Funderburk et al and in the east property line of the land of Bettye B. Whitten Funderburk, Trustee to a point, said point being in the centerline of the said location at survey station 926 + 02.10, said point being the point of beginning.

Thence from the point of beginning, said strip being bound on the west end by said property line, section and range line, and with the said centerline East, 2767.90 feet to a point, said point being in the east property line of the land of Bettye B. Whitten Funderburk et al and in the west property line of the land of Dudley B. Bridgforth, Jr. et al, said property line being the North - South 1/4 section line of Section 19, at survey station 953 + 70(±), said point being S. 0° 13' 41" E., 416 feet from a property corner common to the lands of Bettye B. Whitten Funderburk et al and others, said strip being bound on the east end by said property line and 1/4 section line.

The strip of land described above is lying entirely within the existing Nesbit - Miller - Slayden transmission line location, as shown on sheets 3 and 4 of US-TVA drawing LW-3746, and includes the centerline of the transmission line location for a net distance of 2767.90 feet and contains 4.8 acres, more or less.

The above described strip of land is lying entirely in the north 1/2 of the northwest 1/4 of Section 19, Township 2 South, Range 6 West.