

FILED

JRMC-18

UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF MISSISSIPPI  
DELTA DIVISION

NOV. 24 1999

U.S. DISTRICT COURT  
ARLEN E. COYLE, CLERK  
By W.E. Davis  
Deputy

Nov 24 12 09 PM '99

RECEIVED  
OFFICE OF THE CLERK

UNITED STATES OF AMERICA )  
upon the relation and )  
for the use of the )  
TENNESSEE VALLEY AUTHORITY )  
Plaintiff )

v.

Civil Action No. 2:98cv66-B-B

AN EASEMENT AND RIGHT-OF-WAY )  
OVER 0.1 ACRE OF LAND, MORE )  
OR LESS, IN DESOTO COUNTY, )  
MISSISSIPPI )

STATE MS.-DESOTO CO.  
FILED

JAN 26 1 26 PM '00

JAMES RAY JONES )  
CAROL JONES, his wife )  
BANK OF MISSISSIPPI )  
JAMES E. WOODS, trustee )  
MORGAN KEEGAN MORTGAGE )  
COMPANY, INC. )  
REGIONS MORTGAGE, INC. )  
Defendants )

BK 366 PG 399  
W.E. DAVIS CH. CLK.

RECEIVED  
OFFICE OF THE CLERK  
I hereby certify that the foregoing is a true copy of the original thereof now in my office.  
Attest  
W.E. Davis  
Deputy Clerk

JUDGMENT

This action came on to be considered, and it appearing to the Court from the representations of the undersigned that defendant Morgan Keegan Mortgage Company, Inc., has assigned the lien described in paragraph 6 of the complaint to Regions Mortgage, Inc., and said defendant, therefore, no longer has an interest in this action; that said Regions Mortgage, Inc., by approving this judgment, agrees to be added as a party in this action and waives service of process, that the other defendants and Regions Mortgage, Inc. (hereinafter collectively called the defendants), and the plaintiff have waived any hearing for

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the purpose of determining the compensation to be paid for the taking of the easement and right-of-way herein condemned, and the defendants have agreed to accept and the plaintiff has agreed to pay the sum of Four Thousand One Hundred Dollars (\$4,100) as full compensation for said taking; and it further appearing to the Court that the plaintiff has deposited said sum in the registry of this Court in this action, the disbursement of which, together with interest earned less an administrative assessment fee of 10 percent of said interest, is provided for hereinafter in paragraph 4;

Accordingly, it is Ordered and Adjudged that:

1. Regions Mortgage, Inc., be and hereby is added as a defendant in this action, and the caption is hereby amended as shown above.
2. The defendants shall recover of the plaintiff the sum of Four Thousand One Hundred Dollars (\$4,100) as full compensation for the taking of the easement and right-of-way herein condemned.
3. The vesting of title in the United States of America, free of all liens, claims, and encumbrances, as evidenced by the declaration of taking filed herein on April 20, 1998, is hereby fully and finally confirmed as to the following-described easement and right-of-way:

A permanent easement and right-of-way for electric power transmission purposes, consisting of 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 electric power circuits and communication 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 all trees, brush, buildings, and fire hazards, to destroy or otherwise dispose of such trees and brush, and to remove, destroy, or otherwise dispose of any trees located beyond the limits of said right-of-way which in falling could come within five feet of any transmission line structure or conductor located thereon, the plaintiff to remain liable for any direct physical damage to the land, crops, fences, and roads resulting

directly from the operations of the construction and maintenance forces of plaintiff in and about the erection and maintenance thereof, all upon, under, over, and across the following-described land:

TRACT NO. FRMMC-18

A parcel of land located in Section 15, Township 2 South, Range 6 West, of DeSoto County, Mississippi, the location of which is shown on a map attached to the declaration of taking filed herein (being a portion of a map entitled "Freeport-Miller Tap to Mitchell's Corner Transmission Line," drawing LW-8034, sheet 11A, R.2), the said parcel being more particularly described as follows:

Commencing at the northwest corner of the southwest 1/4 of Section 15, Township 2 South, Range 6 West, and the southwest corner of the northwest 1/4 of Section 15, Township 2 South, Range 6 West; thence S. 78° 54' 52" E., 1,093 feet along the east - west 1/4 section line of Section 15 to a point, said point being in the centerline of the Transmission Line location at survey station 27+04.80; thence leaving said point and with the centerline of the said location N. 19° 24' 16" E., 1,062.30 feet to a point, said point being in the southwest property line of the land of James Ray Jones and in the northeast property line of the land of David R. Perkins, et ux., at survey station 37+67.10, said point being the POINT OF BEGINNING.

Thence from the point of beginning and with the said property line N. 36° 10' 17" W., 6.03 feet to a property corner common between the lands of James Ray Jones, David R. Perkins, et ux., and Carolyn K. McCaughan, said corner being 4.97 feet left of survey station 37+70.49; thence leaving said corner and with the northwest fenced property line of the land of James Ray Jones and the southeast fenced property line of the land of Carolyn K. McCaughan, N. 50° 22' 16" E., 9.66 feet to a point, said point being in the centerline of the said location at survey station 37+78.80; thence continuing with the said fenced property line N. 50° 22' 16" E., 72.88 feet to a point, said point being in the east right-of-way line of the said location, said point being located 37.50 feet right of survey station 38+41.27; thence leaving said point and with the said right-of-way line S. 19° 24' 16" W., 99.89 feet to a point, said point being in the said property line common between the lands of James Ray Jones and David R. Perkins, et ux., said point being located 37.50 feet right of survey station 37+41.39; thence leaving said point and with the said property line N. 36° 10' 17" W., 45.46 feet to the point of beginning and containing 0.1 acre, more or less.

The above-described parcel of land is lying entirely in the southwest 1/4 of the northwest 1/4 of Section 15, Township 2 South, Range 6 West.

Recording information: Defendant/landowner as of the date the declaration of taking was filed — James Ray Jones (Deed Books 136 and 233, pages 183 and 724, respectively).

4. The Clerk is authorized and directed to draw a check on the funds on deposit in the registry of this Court in the principal amount of Four Thousand One Hundred Dollars (\$4,100), plus all interest earned for a total amount of \_\_\_\_\_

\$4,180.24

less an administrative assessment fee of \_\_\_\_\_ \$8.02

\_\_\_\_\_ for a total amount of

\$4,172.22

\_\_\_\_\_ payable to James Ray Jones, Bank of Mississippi, and Regions Mortgage, Inc., in full satisfaction of this judgment, and to mail the check to George McFall, Esq., Taylor, Jones, Alexander, Sorrell & McFall, Ltd., P.O. Box 188, Southaven, Mississippi 38671-0188.

5. The Clerk of this Court shall furnish to the plaintiff a certified copy of this judgment which shall serve as a muniment of title.

This 24 day of Mar, 1999.

[Signature]  
Chief United States District Judge

We hereby approve and consent to the entry of this judgment:

[Signature]  
Edwin W. Small  
Assistant General Counsel  
Tennessee Valley Authority  
400 West Summit Hill Drive  
Knoxville, Tennessee 37902-1499  
Telephone 423-632-3021  
Tennessee BPR No. 012347

Attorney for Plaintiff

[Signature]  
George McFall  
Taylor, Jones, Alexander, Sorrell &  
McFall, Ltd.  
961 State Line Road, West  
P.O. Box 188  
Southaven, Mississippi 38671-0188  
Telephone 601-342-1300  
Mississippi Bar No. 2558

Attorney for Defendants

James Ray Jones James Ray Jones  
SSN 426-76-8629  
Carol Jones, his wife  
SSN 171-38-8113 Carol Jones  
3645 Holly Cove  
Olive Branch, Mississippi 38654

BANK OF MISSISSIPPI  
8966 East Goodman Road  
Olive Branch, Mississippi 38654

By: [Signature]  
Title: Vice Pres.

[Signature]  
James E. Woods, trustee  
8925 East Goodman Road  
Olive Branch, Mississippi 38654

REGIONS MORTGAGE, INC.  
P.O. Box 669  
Montgomery, Alabama 36101-0669

By: [Signature]  
Title: Gen. and Asst. Corp. Secy

MORGAN KEEGAN MORTGAGE  
COMPANY, INC.  
Morgan Keegan Tower  
50 North Front Street  
Memphis, Tennessee 38103

By: [Signature]  
Title: First Vice President

Defendants