

BK 0466 PG 0445

STATE MS.-DESOTO CO. *mc*

MAR 3 4 31 PM '04 *mc*

Parcel No. 3075-1500.0-00001.00 (SFC 10)

Prepared by:
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Jackson, MS 39225-2567
(601) 948-5711

OK 446 PG 445
W.F. DAVIS CH. CLK.

To the Chancery Clerk of DeSoto County, Mississippi:

The real property described herein is situated in the Northeast Quarter of Section 15, Township 3, Range 7 West of DeSoto County, Mississippi.

PERMANENT UTILITY EASEMENT AND
TEMPORARY CONSTRUCTION EASEMENTS

PERCY OLIVER HARRIS and SUE ANN HARRIS

GRANTORS

TO

DESOTO COUNTY REGIONAL UTILITY AUTHORITY

GRANTEE

In consideration of Ten Dollars (\$10.00) and other good and valuable consideration, Percy Oliver Harris and Sue Ann Harris (the "Grantors"), grant to **DESOTO COUNTY REGIONAL UTILITY AUTHORITY** ("Grantee"), a body politic, a perpetual and assignable easement and right-of-way in, on, over and across the land, for the location, operation, maintenance, alteration, repair and patrol of an underground sewer pipeline; together with the right to trim, cut, fell and remove therefrom all trees, underbrush, obstructions and other vegetation, structures, or obstacles within the limits of the right-of-way; reserving, however, to the land-owners, their heirs and assigns, all such rights and privileges as may be used without interfering with or abridging the rights and easement hereby acquired; subject, however, to existing easements for public roads and highways, public utilities, railroads and pipelines over the land in DeSoto County, Mississippi described as part of the Northeast Quarter (NE-1/4) of Section 15, Township 3, Range 7 West, and being a strip of land fifty (50) feet in width and more particularly described on Exhibit "A."

The Grantors further grant to Grantee two variable width temporary construction easements and rights-of-way in, on, over and across the land running parallel to and along the Northerly and Southerly sides of the above-described fifty (50) foot wide permanent utility easement, said temporary easements containing 1.016 acres, more or less, as more specifically described on the attached Exhibit "B."

Upon completion of the construction within the above described permanent utility easement, the above-described temporary construction easements shall terminate.

The Grantors further grant to the Grantee the right of ingress and egress to and from said permanent and temporary easements.

The Grantors acknowledge the existence of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, Public Law 91-646, and acknowledge that they are aware of their rights under said Act, including but not limited to:

- a) notification of the Grantee's desire to obtain the property and receipt of a copy of the above named Act;
- b) the opportunity to receive an appraisal and to accompany the appraiser during the initial inspection; and
- c) an opportunity to have the value of the property determined by a Court of competent jurisdiction and to be compensated therefore.

Grantors fully understand that they have the right to receive just compensation for the real property herein described based on an appraisal of said property.

Grantors likewise consent that this Easement may be executed in any number of multiple counterparts with the same effect as if all of the Grantors had signed the same document. All counterparts shall be construed together and shall constitute one agreement.

WITNESS OUR SIGNATURES on the dates set forth below.

Peray O. Harris

DATE: 2-23-04

Sue Ann Harris

DATE: 2-23-04

The Address and Telephone
Number of the Grantors:

2004 Getwell Road South
Hernando, MS 38632
(662) 429-4555

The Address and Telephone
Number of the Grantee:

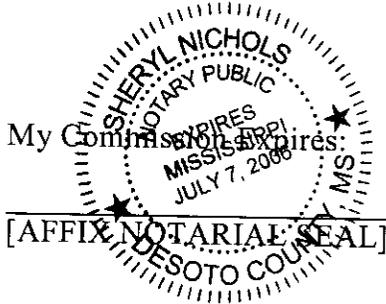
DeSoto County Courthouse
Hernando, MS 38632
(662) 429-5011

STATE OF MS

COUNTY OF Desoto

This day personally appeared before me, the undersigned authority in and for said County and State, the within named, Percy Oliver Harris, who acknowledged that he signed and delivered the above and foregoing instrument on the day and year therein mentioned.

Given under my hand and official seal, this the 23rd day of June, 2004.



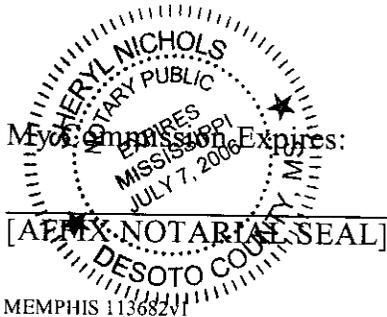
Sheryl Nichols
NOTARY PUBLIC

STATE OF MS

COUNTY OF Desoto

This day personally appeared before me, the undersigned authority in and for said County and State, the within named, Sue Ann Harris, who acknowledged that she signed and delivered the above and foregoing instrument on the day and year therein mentioned.

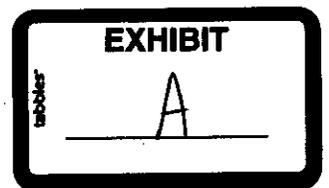
Given under my hand and official seal, this the 23rd day of June, 2004.



Sheryl Nichols
NOTARY PUBLIC

A TRACT OF LAND SITUATED IN THE NORTHEAST QUARTER OF SECTION 15, TOWNSHIP 3, RANGE 7 WEST, AND IN THE NORTHWEST QUARTER OF SECTION 15, TOWNSHIP 3, RANGE 7 WEST, ALL IN DESOTO COUNTY, MISSISSIPPI AND BEING MORE PARTICULARLY DESCRIBED AS:

A PERMANENT UTILITY EASEMENT, TWENTY-FIVE FEET EITHER SIDE OF AND PARALLEL TO THE FOLLOWING DESCRIBED PROPOSED CENTERLINE: COMMENCING AT THE NORTHWEST CORNER OF SAID SECTION 15, SAID CORNER AS EVIDENCED BY A FOUND REBAR; THENCE NORTH 89 DEGREES 31 MINUTES 50 SECONDS EAST ALONG THE NORTH LINE OF SAID SECTION 15 A DISTANCE OF 3283.73 FEET TO A NORTHWEST CORNER OF THE RIVER CEMENT SALES COMPANY PROPERTY DESCRIBED AS THE 525.18 ACRE TRACT IN DEED BOOK 361 – PAGE 238; THENCE SOUTH 01 DEGREES 34 MINUTES 26 SECONDS EAST ALONG A WESTERLY DEED LINE OF SAID RIVER CEMENT SALES PROPERTY – 321.25 FEET TO THE TRUE POINT OF BEGINNING OF THIS DESCRIPTION; THENCE ALONG SAID CENTERLINE OF PROPOSED UTILITY EASEMENT, THE FOLLOWING BEARINGS AND DISTANCES: THENCE NORTH 65 DEGREES 39 MINUTES 22 SECONDS WEST – 679.72 FEET TO AN ANGLE POINT; THENCE NORTH 52 DEGREES 45 MINUTES 54 SECONDS WEST – 58.76 TO THE POINT OF TERMINATION OF SAID PROPOSED UTILITY EASEMENT, SAID POINT OF TERMINATION LYING IN THE SOUTHERLY DEED LINE OF THE RIVER CEMENT SALES COMPANY PROPERTY DESCRIBED AS THE 135 ACRE TRACT OF RECORD IN DEED BOOK 361 – PAGE 245.



ALSO, A THIRTY (30) FOOT WIDE EASEMENT, TO BE KNOWN FOR THE PURPOSES OF THIS DESCRIPTION AS TEMPORARY CONSTRUCTION EASEMENT "A", TO BE SITUATED ADJACENT TO AND PARALLEL TO THE SOUTHERLY LINE OF SAID PARCEL SFC-10, SAID EASEMENT "A" CONTAINING 0.564 ACRES OR 24,561 SQUARE FEET MORE OR LESS.

ALSO, A THIRTY (30) FOOT WIDE EASEMENT, TO BE KNOWN FOR THE PURPOSES OF THIS DESCRIPTION AS TEMPORARY CONSTRUCTION EASEMENT "B", TO BE SITUATED ADJACENT TO AND PARALLEL TO THE NORTHERLY LINE OF SAID PARCEL SFC-10, SAID EASEMENT "B" CONTAINING 0.452 ACRES OR 19,692 SQUARE FEET MORE OR LESS.

