

EASEMENT

STATE OF MISSISSIPPI

COUNTY OF DESOTO

BK 478 PG 36  
J. E. DAVIS CH. CLK.

For and in consideration of the sum of Ten Dollars (\$10.00), cash in hand paid and other good and valuable consideration, the receipt of all of which is hereby acknowledged, the undersigned, TERRY SCOTT CLEVELAND, and THOMAS CLEVELAND, JR. do hereby grant, bargain, sell, and convey unto GLORIA SOWELL and DANNY SOWELL, a perpetual non-exclusive easement and right-of-way through, in, upon, under, over and across the land described as follows, to-wit:

A strip of land fifty feet (50') wide more particularly shown on the survey plat of Carl Grady Clark dated June 2004, a true and correct copy of which is attached hereto, said strip of land being shown thereon as a fifty foot (50') easement. Said easement fronts onto McIngvale Road and is highlighted on the plat attached hereto.

More particularly described as follows: Commencing at the Northeast corner of Section 5, Township 4 South, Range 7 West; Thence west along the North line of said Section 1320.6 feet to an iron pin; Thence South 04 degrees 27 minutes East 763.0 feet to a large corner post; Thence South 87 degrees 00 minutes West 1,060.99 feet to a point; said point being the **point of beginning of the easement** property; Thence South 87 degrees 52 minutes West 269.66 feet to an iron pin; Thence North 01 degrees 23 minutes 28 seconds West 50.0 feet to an iron pin; Thence South 89 degrees 50 minutes 45 seconds East 331.66 feet to a point on the East side of a drainage ditch in a wire fence; Thence South 50.0 feet to the point of beginning.

INDEXING INSTRUCTIONS: Property located in the Northeast Quarter of Section 5, Township 4 South, Range 7 West, DeSoto County, Mississippi.

This easement is executed and delivered for the purpose of providing a means of ingress, egress and regress from the land owned by the Grantees hereinabove described to a public road or thoroughfare. This instrument and this easement shall be and it does constitute a covenant running with the land owned by the Grantees and hereinabove described and is for the benefit of said land.

It is understood by and between the Grantors and Grantees herein that the Grantees herein shall have the right to assign and convey this easement to any one or more persons, corporations or entities, including public corporations, bodies or entities; and that this grant is not a personal grant or easement.

WITNESS OUR SIGNATURES on this the 21<sup>st</sup> day of July, 2004.

Terry Scott Cleveland  
TERRY SCOTT CLEVELAND  
Thomas Cleveland Jr  
THOMAS CLEVELAND, JR.

STATE OF MISSISSIPPI  
COUNTY OF DESOTO

Personally appeared before me, the undersigned authority in and for the said County and State, on this 21<sup>st</sup> day of July, 2004, within my jurisdiction, the within named TERRY SCOTT CLEVELAND, and THOMAS CLEVELAND, JR., acknowledged that they executed the above and foregoing instrument.

Wanda B. Wimblesy  
NOTARY PUBLIC



My Commission Expires: 9-5-2007

Grantor Address: 1974 Grays Creek Road, Hernando, MS 38632  
Wk: N/A Hm: 662-429-2723

Grantee Address: 6184 McIngvale Road, Hernando, MS 38632  
Wk: N/A Hm: 662-429-9956

This document prepared by:  
Smith, Phillips, Mitchell & Scott, LLP  
P.O. Box 346  
Hernando, MS 38632  
662-429-5041

SKETCH/AREA TABLE ADDENDUM

File No:

SUBJECT

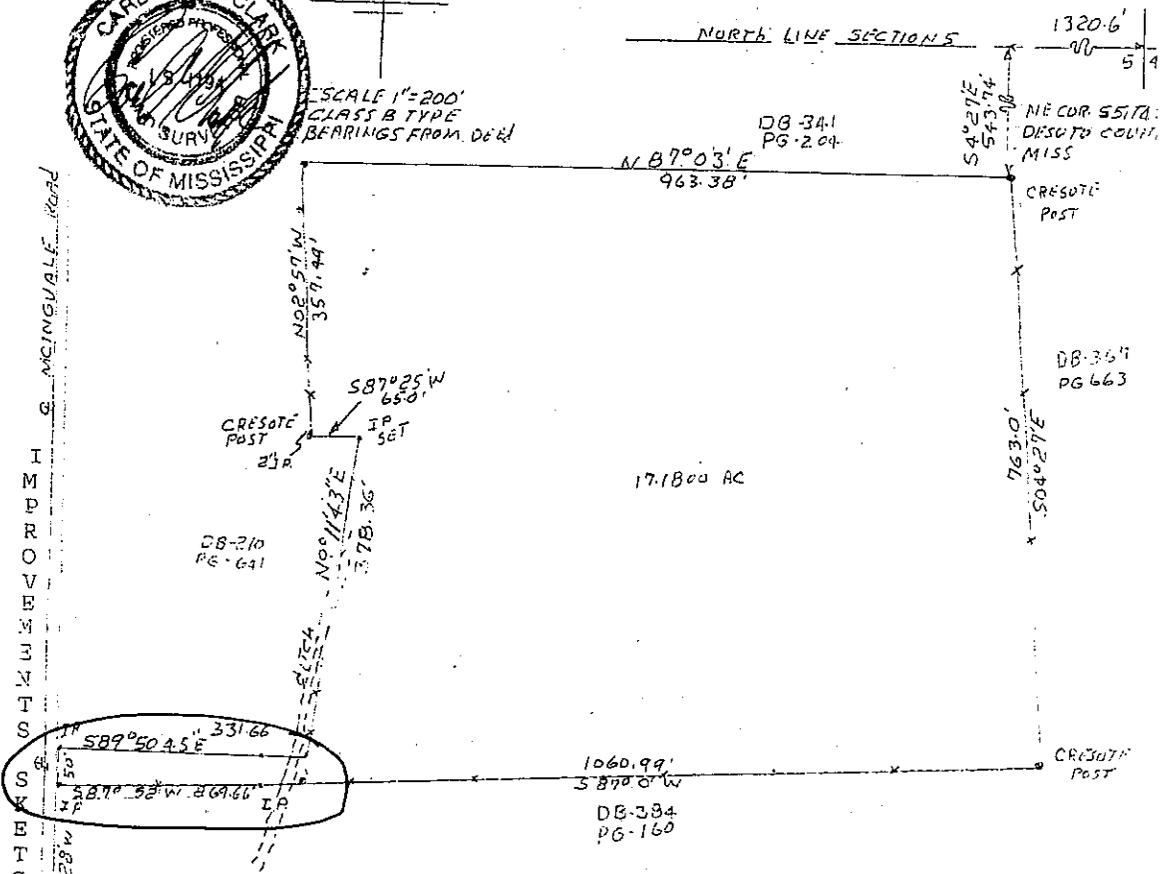
Borrower/Client  
 Danny Sowell  
 Property Address  
 McIngvale Road  
 City  
 Hernando  
 Lender

June, 2004

County DeSoto State Mississippi Zip Code 38632



SCALE 1"=200'  
 CLASS B TYPE  
 BEARINGS FROM D&E



DESCRIPTION

17.18 acres, more or less, in Section 5, Township 4 South, Range 7 West, DeSoto County, Mississippi, described as: Commencing at the northeast corner of Section 5, Township 4 South, Range 7 West; Thence west along the north line of said Section 1320.6feet to a point; thence south 04 degrees 27 minutes east 543.74 feet to an iron pin, being the Point of Beginning of said tract; Thence south 04 degrees 27 minutes east 763.0 feet to a large corner post; Thence south 87 degrees 00 minutes west 1,060.99 feet to a point; Thence south 87 degrees 52 minutes west 269.66 feet to an iron pin; Thence north 01 degree 23 minutes 28 seconds west 50.0 feet to an iron pin; Thence south 89 degrees 50 minutes 45 seconds east 331.66 feet to a point on the east side of a drainage ditch in a wire fence; Thence north 09 degrees 11 minutes 43 seconds east 378.36 feet to an iron pin set; Thence south 87 degrees 25 minutes west 65.0 feet to a 6" by 6" creosote post; Thence north 02 degrees 57 minutes east 963.54 feet to the Point of Beginning and containing 17.1838 acres.

To all persons interested in premises surveyed, this survey was actually made on the ground as shown hereon and is correct to the best of my knowledge.  
 Clark's Land Surveying, 3490 Baldwin Road, Hernando, Miss. 38632  
 (662) 429-9550