

THIS INSTRUMENT PREPARED BY:  
Bridgforth & Buntin  
P.O. Box 241  
Southaven, MS 38671  
662-393-4450

BK0478PG0741

TEMPORARY GRADING EASEMENT

FOR AND IN CONSIDERATION of the sum of \$10.00 Dollars and other good and valuable consideration, the receipt and sufficiency of all of which is hereby acknowledged, **JAMES H. ACREE** and **CHRISTINA P. ACREE**, Grantors, do hereby grant and convey to **BANCORPSOUTH**, a Mississippi banking corporation, Grantee, a fifty (50) foot wide temporary grading easement, running parallel to, adjacent to, and along side the western boundary of Lot 1 Acree Subdivision situated in Section 31, Township 1 South, Range 6 West, DeSoto County, Mississippi, as per plat thereof recorded in Plat Book 88, Page 13, in the office of the Chancery Clerk of DeSoto County, Mississippi.

This Temporary Grading Easement shall expire six (6) months after Grantee's occupancy of the subject property. Any grading in the Temporary Grading Easement shall have a slope of no more than three (3) foot to one (1) foot. Grantee is required to complete all sodding and/or hydro-seeding and fertilizing of the slope as may be reasonably necessary for proper erosion control. Upon expiration of the Temporary Grading Easement, the Grantee shall no longer be responsible for any maintenance of the area covered by the said easement.

Grantee shall indemnify and hold Grantors harmless from any and all liability which Grantors may incur and from any and all losses or damages which Grantors may suffer as a result of Grantee's exercise of its rights under this easement, including any liability, losses, or damages resulting from any personal injury or damage to property arising from Grantee's operations.

[SIGNATURES TO FOLLOW ON NEXT PAGE]

STATE MS.-DESOTO CO.  
PLAT

AUG 5 2 25 PM '04 *OK*

478 PG 741  
CH. CLK.

This the 15<sup>th</sup> day of July, 2004.

James H. Acree  
JAMES H. ACREE

Christina P. Acree  
CHRISTINA P. ACREE

STATE OF MISSISSIPPI

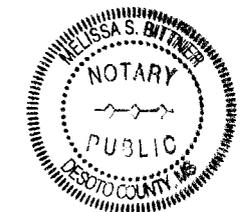
COUNTY OF DESOTO

PERSONALLY appeared before me, the undersigned authority at law in and for the state and county aforementioned, the within named JAMES H. ACREE, 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 15<sup>th</sup> day of July, 2004.

Melissa S. Pittner  
Notary Public

(Seal)



MY COMMISSION EXPIRES:  
September 22, 2004

STATE OF MISSISSIPPI

COUNTY OF DESOTO

PERSONALLY appeared before me, the undersigned authority at law in and for the state and county aforementioned, the within named CHRISTINA P. ACREE, 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 15<sup>th</sup> day of July,  
2004.

Melissa S. Bitner  
Notary Public

(Seal)

