

DL
DL

SEP 23 3 34 PM '04

Parcel No. 3073-0700.0-00011.00 (HNA 5)

Prepared by:

Butler, Snow, O'Mara, Stevens & Cannada, PLLC

Attn: Kelly P. Bridgforth

6075 Poplar Avenue, Suite 500

Memphis, TN 38119

(901) 680-7200

BK 482 PG 635
RE. DAVIS CH. CLK.

To the Chancery Clerk of DeSoto County, Mississippi:

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

PERMANENT UTILITY EASEMENTS AND
TEMPORARY CONSTRUCTION EASEMENTS

HERNANDO UNITED METHODIST CHURCH

GRANTOR

TO

DESOTO COUNTY REGIONAL UTILITY AUTHORITY

GRANTEE

In consideration of Ten Dollars (\$10.00) and other good and valuable consideration, **HERNANDO UNITED METHODIST CHURCH** (the "Grantor"), grant to **DESOTO COUNTY REGIONAL UTILITY AUTHORITY** ("Grantee"), a body politic, two perpetual and assignable easements and rights-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 rights-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 easements 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 Southwest Quarter (SW-1/4) of Section 7, Township 3 South, Range 7 West, and being two strips of land, each twenty (20) feet in width and more particularly described on Exhibit "A."

The Grantor further grants to Grantee three variable width temporary construction easements and right-of-way in, on, over and across the land of the above-described permanent utility easements, said temporary easements containing .378 acres, .020 acres, and .010 acres each, more or less, as more specifically described on the attached Exhibit "B."

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

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

The Grantor acknowledges 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.

Grantor fully understands that it has the right to receive just compensation for the real property herein described based on an appraisal of said property.

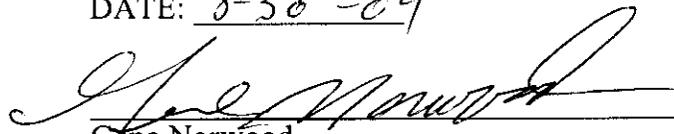
Grantor likewise consents that this Easement may be executed in any number of multiple counterparts with the same effect as if each representative for Grantor had signed the same document. All counterparts shall be construed together and shall constitute one agreement.

WITNESS OUR SIGNATURES on the dates set forth below.



Robert Crawford
Hernando United Methodist Church
Chairman, Board of Directors

DATE: 8-30-04



Gene Norwood
Hernando United Methodist Church
Vice Chairman, Board of Directors

DATE: 8/30/04

The Address and Telephone
Number of the Grantors:

1890 Mt. Pleasant Road
Hernando, MS 38632
(662) 429-7026

The Address and Telephone
Number of the Grantee:

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

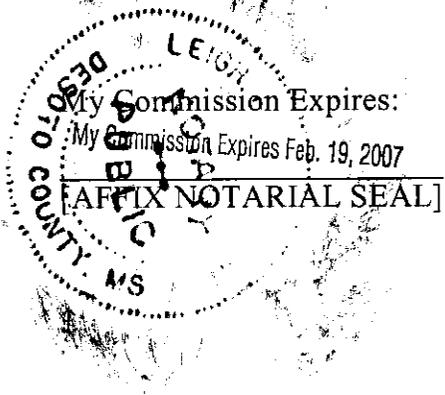
STATE OF MS

COUNTY OF DeSoto

This day personally appeared before me, the undersigned authority in and for said County and State, the within named, ROBERT CRAWFORD, who acknowledged that he is the Chairman of the Board of Directors of Hernando United Methodist Church and that for and on behalf of said entity, and as its act and deed he executed the above and foregoing instrument after first having been duly authorized by said entity so to do.

Given under my hand and official seal of office, this the 30 day of August, 2004.

Leigh Ann Johnson
NOTARY PUBLIC



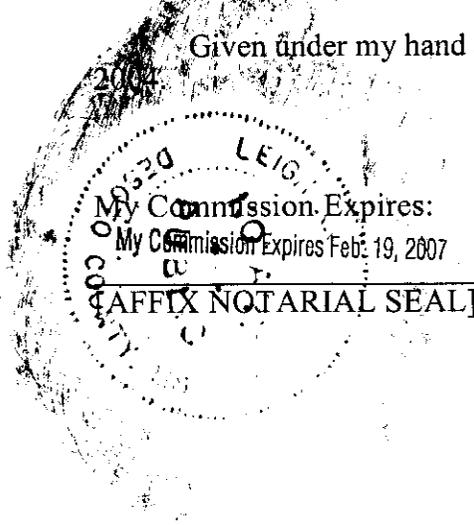
STATE OF MS

COUNTY OF DeSoto

This day personally appeared before me, the undersigned authority in and for said County and State, the within named, GENE NORWOOD, who acknowledged that he is the Vice Chairman of the Board of Directors of Hernando United Methodist Church and that for and on behalf of said entity, and as its act and deed he executed the above and foregoing instrument after first having been duly authorized by said entity so to do.

Given under my hand and official seal of office, this the 30 day of August, 2004.

Leigh Ann Johnson
NOTARY PUBLIC



**A PROPOSED TWENTY (20) FOOT WIDE PERMANENT UTILITY
EASEMENT "A"**

COMMENCING for reference at a found angle iron marking the Southwest corner of Lot 23 of Phase 1, Lakes of Cedar Grove Subdivision, as recorded in Plat Book 55, Page 37 within the Chancery Clerk's Office of DeSoto County, Mississippi and being on the East right-of-way line of U. S. Interstate Highway No. 55, as it exists this date (October, 2003);

THENCE run South, 170.60 feet;

THENCE run West, 290.92 feet to a point on the East line of the aforementioned "Church" tract, same being the POINT OF BEGINNING of the herein described centerline;

THENCE leaving said East line, run South 70° 42' 07" West, 9.15 feet;

THENCE run North 65° 47' 08" West, 88.85 feet;

THENCE run North 88° 17' 08" West, 583.13 feet to a point on a West line of aforesaid "Church" tract and the East line of a tract of land conveyed to Nancy Muriel Yelsik as described in deed book 124, page 605 within the Chancery Clerks Office of Desoto County, Mississippi, same being the POINT OF TERMINUS of the herein described centerline, containing 0.312 Acres (13,624 Square Feet), more or less.

**A PROPOSED TWENTY (20) FOOT WIDE PERMANENT UTILITY
EASEMENT "B"**

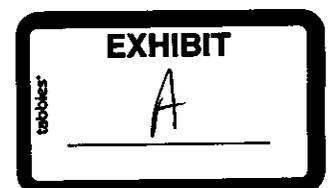
COMMENCING for reference at a found angle iron marking the Southwest corner of Lot 23 of Phase 1, Lakes of Cedar Grove Subdivision, as recorded in Plat Book 55, Page 37 within the Chancery Clerk's Office of DeSoto County, Mississippi and being on the East right-of-way line of U. S. Interstate Highway No. 55, as it exists this date (October, 2003);

THENCE run West, 1,357.84 feet;

THENCE run South, 321.28 feet to a point on a North line of the above referenced "Church" tract, same being the POINT OF BEGINNING of the herein described centerline;

THENCE leaving said North line, run South 15° 02' 52" West, 41.49 feet;

THENCE run North 86° 41' 29" West, 24.69 feet to a point on the West line of aforesaid "Church" tract, same being the POINT OF TERMINUS of the herein described centerline, containing 0.030 Acres (1,323 Square Feet), more or less.



**A PROPOSED VARIABLE WIDTH TEMPORARY CONSTRUCTION
EASEMENT "A"**

COMMENCING for reference at a found angle iron marking the Southwest corner of Lot 23 of Phase 1, Lakes of Cedar Grove Subdivision, as recorded in Plat Book 55, Page 37 within the Chancery Clerk's Office of DeSoto County, Mississippi and being on the East right-of-way line of U. S. Interstate Highway No. 55, as it exists this date (October, 2003);

THENCE run South, 170.60 feet;

THENCE run West, 290.92 feet to a point on the East line of the aforementioned "Church" tract;

THENCE run South 18° 52' 28" East, 10.00 feet, along said East line to the POINT OF BEGINNING of the herein described proposed variable width temporary construction easement "A";

THENCE run South 18° 52' 28" East, along said East line, 53.25 feet;

THENCE leaving said East line, run South 70° 42' 07" West, 60.00 feet;

THENCE run North 18° 52' 28" West, 70.05 feet;

THENCE run North 65° 47' 08" West, 41.42 feet;

THENCE run North 88° 17' 08" West, 578.03 feet to a point on a West line of aforesaid "Church" tract, same being the above referenced East line of the "Yelsik" tract;

THENCE run North 03° 22' 19" East, along said West line, 20.00 feet to a point on the South line of the above described proposed twenty (20) foot wide permanent utility easement "A";

THENCE run the following courses and distances along said South line:

South 88° 17' 08" East, 581.43 feet;

South 65° 47' 08" East, 90.85 feet;

THENCE continuing along said South line, run North 70° 42' 07" East, 13.14 feet to the POINT OF BEGINNING, containing ~~0.370 Acres~~ (16,505 Square Feet), more or less.

**A PROPOSED VARIABLE WIDTH TEMPORARY CONSTRUCTION
EASEMENT "B"**

COMMENCING for reference at a found angle iron marking the Southwest corner of Lot 23 of Phase 1, Lakes of Cedar Grove Subdivision, as recorded in Plat Book 55, Page 37 within the Chancery Clerk's Office of DeSoto County, Mississippi and being on the East right-of-way line of U. S. Interstate Highway No. 55, as it exists this date (October, 2003);

THENCE run South, 126.20 feet;

THENCE run West, 304.89 feet to a found 3/4 inch iron pin marking the Northeast corner of the above referenced "Church" tract, same being the POINT OF BEGINNING of the herein described proposed variable width temporary construction easement "B";

THENCE run South 18° 52' 28" East along the East line of said "Church" tract, 36.75 feet to the Northeast corner of the above described proposed twenty (20) foot wide permanent utility easement "A";

THENCE leaving said East line and along the North line of the said proposed twenty (20) foot wide permanent utility easement "A", run South 70° 42' 07" West, 5.30 feet;

THENCE continuing along said North line, run North 65° 47' 08" West, 53.38 feet;

THENCE leaving said North line, run North 70° 42' 07" East, 44.29 feet to the POINT OF BEGINNING, containing 0.020 Acres, (941 Square Feet), more or less.

**A PROPOSED VARIABLE WIDTH TEMPORARY CONSTRUCTION
EASEMENT "C"**

COMMENCING for reference at a found angle iron marking the Southwest corner of Lot 23 of Phase 1, Lakes of Cedar Grove Subdivision, as recorded in Plat Book 55, Page 37 within the Chancery Clerk's Office of DeSoto County, Mississippi and being on the East right-of-way line of U. S. Interstate Highway No. 55, as it exists this date (October, 2003);

THENCE run West, 1,357.84 feet;

THENCE run South, 321.28 feet to a point on a North line of the above referenced "Church" tract;

THENCE run North 86° 41' 29" West along said North line, 10.38 feet to a point on the West line of the above described proposed twenty (20) foot wide permanent utility easement "B", same being the POINT OF BEGINNING of the herein described proposed variable width temporary construction easement "C";

THENCE run South 15° 02' 52" West, 31.27 feet along said West line;

THENCE run North 86° 41' 29" West, 14.47 feet along the North line of aforesaid proposed twenty (20) foot wide permanent utility easement "B", to a point on the West line of aforesaid "Church" tract and the East right-of-way line of Mount Pleasant Road as it exist this date (October 2003);

THENCE run North 15° 02' 52" East along said East right-of-way line, 31.27 feet;

THENCE leaving said East right-of-way line, run South 86° 41' 29" East, 14.47 feet to the POINT OF BEGINNING, containing 0.010 Acres, (443 Square Feet), more or less.

BK0482PG0639

