

STATE OF MISSISSIPPI	Indexing Instructions:
COUNTY OF <u>DESOTO</u>	<u>The NW¼ of Sec. 36,</u>
Map/Plat/Instrument:	<u>T 1S, R 8W</u>
WR No. 32009031044	
CEA No. C6PC349020	

RIGHT-OF-WAY INSTRUMENT
ENTERGY MISSISSIPPI, INC.

KNOW ALL MEN BY THESE PRESENTS THAT: **BOISE SPECTRUM LLC**, an Idaho limited liability company, and **MRH VENTURE CAPITAL LLC**, an Idaho limited liability company, whose collective address is 8645 W. Franklin Road, Boise, Idaho, 83709, acting individually, and for, and on behalf of, their heirs, successors, assigns and any other person claiming the ownership to the property hereinafter described (collectively, the "Grantor"), for and in consideration of One Dollar, in hand paid, and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, does hereby grant, assign, convey unto and warrant and defend **ENTERGY MISSISSIPPI, INC.**, a Mississippi corporation, and its successors and assigns (collectively, the "Grantee"), a right-of-way, servitude and easement ten (10) feet in width for the location, construction, reconstruction, improvements, repairs, operation, inspection, patrol, replacement and maintenance of electric power and communication facilities, or the removal thereof, now or in the future, including, but not necessarily limited to, poles, cross arms, insulators, wires, cables, conduits, hardware, transformers, switches, guy wires, anchors and other equipment, structures, material and appurtenances, now or hereafter used, useful or desired in connection therewith by Grantee over, across, under or on that land of Grantor, specifically in the ten foot easement area located as depicted on **Exhibit A** attached hereto, in the County of Desoto, State of Mississippi, which is a portion of a larger parcel of land owned by Grantor described as follows, to-wit:

Lot 8 of Southaven Towne Center Subdivision in Section 36, Township 1 South, Range 8 West, City of Southaven, Desoto County, Mississippi, as shown upon the Subdivision Plat entitled "Revision One, Lots 1 thru 14 and 16 thru 17, Southaven Towne Center, Zoned C4", prepared by Southern States Survey, Inc., dated February 11, 2005, recorded in Plat Book 91, pages 6 and 7, in the Office of the Chancery Court Clerk, Desoto County, Mississippi,

together with the right of ingress and egress on existing roads to and from said right-of-way across the adjoining land of the Grantor and the right to attach wires and cables of any other party to Grantee's facilities.

Unless otherwise herein specifically provided, the center line of the electric power and communication lines initially constructed on this right-of-way shall be the center line of said right-of-way.

Grantee shall have the full and continuing right to clear and keep clear vegetation within or growing into said right-of-way which Grantee considers a hazard to any of its electric power or communications facilities or a hazard to the rendering of adequate and dependable service to Grantor or any of Grantee's customers, by use of a variety of methods used in the vegetation management industry.

Grantor shall not construct or permit the construction of any structure, obstruction or other hazard within the said right-of-way, including but not limited to, house, barn, garage, shed, pond, pool or well, excepting only Grantor's asphalt, concrete or fence(s) and Grantee's facilities. Grantor shall not construct or permit the construction of any buildings or other structures on land adjoining said right-of-way in violation of the minimum clearances from the lines and facilities of Grantee, as provided in the National Electrical Safety Code.

IN WITNESS WHEREOF, Grantor has executed this Right-of-Way Instrument on this 23RD day of August, 2005.

GRANTOR:

GRANTOR:

BOISE SPECTRUM LLC

MRH VENTURE CAPITAL LLC

By: 
Its: Authorized Representative

By: 
Its: Authorized Representative

ACKNOWLEDGMENT

STATE OF IDAHO
COUNTY OF ADA

Personally appeared before me, the undersigned authority in and for the said county and state, on this 23RD day of August, 2005, within my jurisdiction, the within named Jeffery L. Hess, who acknowledged that he is the authorized representative of Boise Spectrum LLC and MRH Venture Capital LLC, both Idaho limited liability companies, and that for and on behalf of the said companies, and as their act and deed he executed the above and foregoing instrument, after first having been duly authorized by said companies so to do.


NOTARY PUBLIC for Idaho

My commission expires:

5-26-2010



Prepared By: Entergy Mississippi, Inc., P.O. Box 1640, Jackson, MS 39215, Telephone (601) 969-2311
Name: Steven W. Parman Telephone: (662) 342-7581

WR Name/Desc: Install UG facilities Sportsman Warehouse		WR# 320090310414
LOC OFFICE 3028	County/Parish Desoto	Date: 8/9/05
TAX DIST. 362327	Section 36 Township 1 S Range 8 W	CE# 349020
WR TYPE Revenue	Right-of-Way <input checked="" type="radio"/> Yes <input type="radio"/> No	Customer Service Entrance Size
Acct# 49588940	Map	Phase ABC
Phone# 901-458-7544	Right of-Use	Page 1 of 1
Contact Person Esobey Stillman	Type Construction <input checked="" type="radio"/> Urban <input type="radio"/> Rural	Designer BSSA
Contractor: Brent Wilder 501-971-4251		Scale: 1" = 163.89'

EXHIBIT "A"

