

Parcel No. 2076-2400.0-00003.00 (BPC-11)

Prepared by:
Butler, Snow, O'Mara, Stevens & Cannada, PLLC
Attn: Kelly P. Bridgforth
6075 Poplar Avenue, Suite 500
Memphis, TN 38119
(901) 680-7200

To the Chancery Clerk of DeSoto County, Mississippi:
The real property described herein is situated in the Northwest Quarter (NW-1/4) of Section 24, Township 2 South, Range 7 West of DeSoto County, Mississippi.

PERMANENT UTILITY EASEMENT AND
TEMPORARY CONSTRUCTION EASEMENTS

WILLIAM EDWARD WILLIAMS GRANTOR
TO
DESOTO COUNTY REGIONAL UTILITY AUTHORITY GRANTEE

In consideration of Ten Dollars (\$10.00) and other good and valuable consideration, **WILLIAM EDWARD WILLIAMS** (the "Grantor"), 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 Northwest Quarter (NW-1/4) of Section 24, Township 2 South, Range 7 West, and being a strip of land fifty (50) feet in width and more particularly described on Exhibit "A."

The Grantor further grants to Grantee two thirty (30) foot wide temporary construction easements and rights-of-way in, on, over and across the land running adjacent to and parallel to the above-described fifty (50) foot wide permanent utility easement, as more specifically described on the attached Exhibit "A."

Upon completion of the construction within the above described permanent utility easement, 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.

Any subsequent easement holder other than Grantee with respect to the easement described above shall not cross or share the above described easement until such time as such subsequent easement holder has notified Grantee, in advance, of such desire to cross or share

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Butler, Snow

such easement and shall have entered into a Consent and Non-Disturbance Agreement on terms and conditions acceptable to Grantee.

The Grantor acknowledges the existence of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, Public Law 91-646, and acknowledges that he is aware of his 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 he has the right to receive just compensation for the real property herein described based on an appraisal of said property.

This instrument is executed for the purpose of replacing the Permanent Utility Easement and Temporary Construction Easement Agreement dated September 6, 2005, from Grantee to Grantor and recorded in Book 509 at Page 138, in the Chancery Clerk's Office, DeSoto County, Mississippi.

WITNESS MY SIGNATURE on the date set forth below.

William Edward Williams
 William Edward Williams

DATE: 9-26-05

The Address and Telephone
Number of the Grantor:

3351 Pleasant Hill
Olive Branch, MS 38654
(662) 895-5363
N/A

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, William Edward Williams, who acknowledged that he signed and delivered the above and foregoing instrument on the day and year therein mentioned.

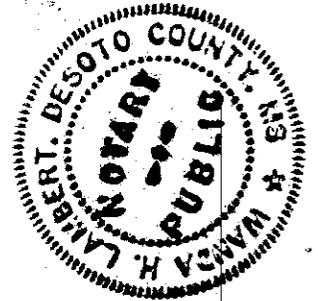
Given under my hand and official seal of office, this the 26 day of October, 2005.

NOTARY PUBLIC

My Commission Expires:

MISSISSIPPI STATEWIDE NOTARY PUBLIC
MY COMMISSION EXPIRES APRIL 24, 2009
BONDED THRU STEGALL NOTARY SERVICE

[AFFIX NOTARIAL SEAL]



REVISED OCTOBER 4, 2005
LEGAL DESCRIPTION

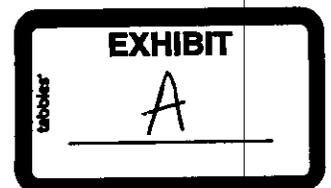
PARCEL NUMBER BPC-11 - UTILITY EASEMENT
TAX PARCEL NUMBER: 2076-2400.0-00002.00

BEING A LEGAL DESCRIPTION OF THE CENTERLINE OF A PROPOSED FIFTY (50) FOOT WIDE PERMANENT UTILITY EASEMENT ACROSS PART OF THE WILLIAM EDWARD WILLIAMS PROPERTY RECORDED IN WARRANTY DEED AT BOOK 122 – PAGE 099 AT THE OFFICE OF THE CHANCERY CLERK OF DESOTO COUNTY, MISSISSIPPI, SAID PROPOSED EASEMENT TO BE KNOWN FOR THE PURPOSES OF THIS DESCRIPTION AS "PARCEL NUMBER BPC-11", BEING SITUATED IN DESOTO COUNTY, MISSISSIPPI AND SAID PARCEL NUMBER BPC-11 BEING DESCRIBED AS:

A TRACT OF LAND SITUATED IN THE NORTHWEST QUARTER OF SECTION 24, TOWNSHIP 2 SOUTH, 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 QUARTER CORNER OF SAID SECTION 24, SAID QUARTER CORNER AS EVIDENCED BY A 72 INCH ELM TREE AT A FENCE CORNER; THENCE SOUTH 89 DEGREES 27 MINUTES 38 SECONDS WEST ALONG THE SOUTH LINE OF SAID NORTHWEST QUARTER OF SECTION 24 A DISTANCE OF 2235.18 FEET; THENCE NORTH 00 DEGREES 00 MINUTES 00 SECONDS EAST (LEAVING SAID SOUTH LINE) 411.02 FEET TO THE TRUE POINT OF BEGINNING OF THIS DESCRIPTION, SAID POINT OF BEGINNING LYING IN THE WESTERLY RIGHT OF WAY LINE OF PLEASANT HILL ROAD [PUBLIC, PAVED ROAD – 53 FEET TO CENTERLINE PER BOOK 321 – PAGE 487]; THENCE ALONG THE CENTERLINE OF SAID PROPOSED UTILITY EASEMENT THE FOLLOWING BEARINGS AND DISTANCES: NORTH 66 DEGREES 14 MINUTES 43 SECONDS WEST - 12.01 FEET TO AN ANGLE POINT; THENCE NORTH 25 DEGREES 49 MINUTES 22 SECONDS WEST - 820.21 FEET TO AN ANGLE POINT; THENCE NORTH 32 DEGREES 58 MINUTES 50 SECONDS WEST – 165.36 FEET TO THE POINT OF TERMINATION, SAID POINT LYING IN THE EASTERLY DEED LINE OF THE BRIDGETOWN COMMUNITY ASSOCIATION PROPERTY (WARRANTY DEED AT BOOK 193 – PAGE 175).

PARCEL BPC-11 CONTAINING 1.145 ACRES OR 49,879 SQUARE FEET MORE OR LESS, SUBJECT TO RIGHT OF WAY IN ANY PUBLIC ROADS AND PUBLIC AND/OR PRIVATE EASEMENTS.



PAGE TWO

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 WESTERLY LINE OF SAID PARCEL BPC-11, SAID EASEMENT "A" CONTAINING 0.662 ACRES OR 28,845 SQUARE FEET MORE OR LESS.

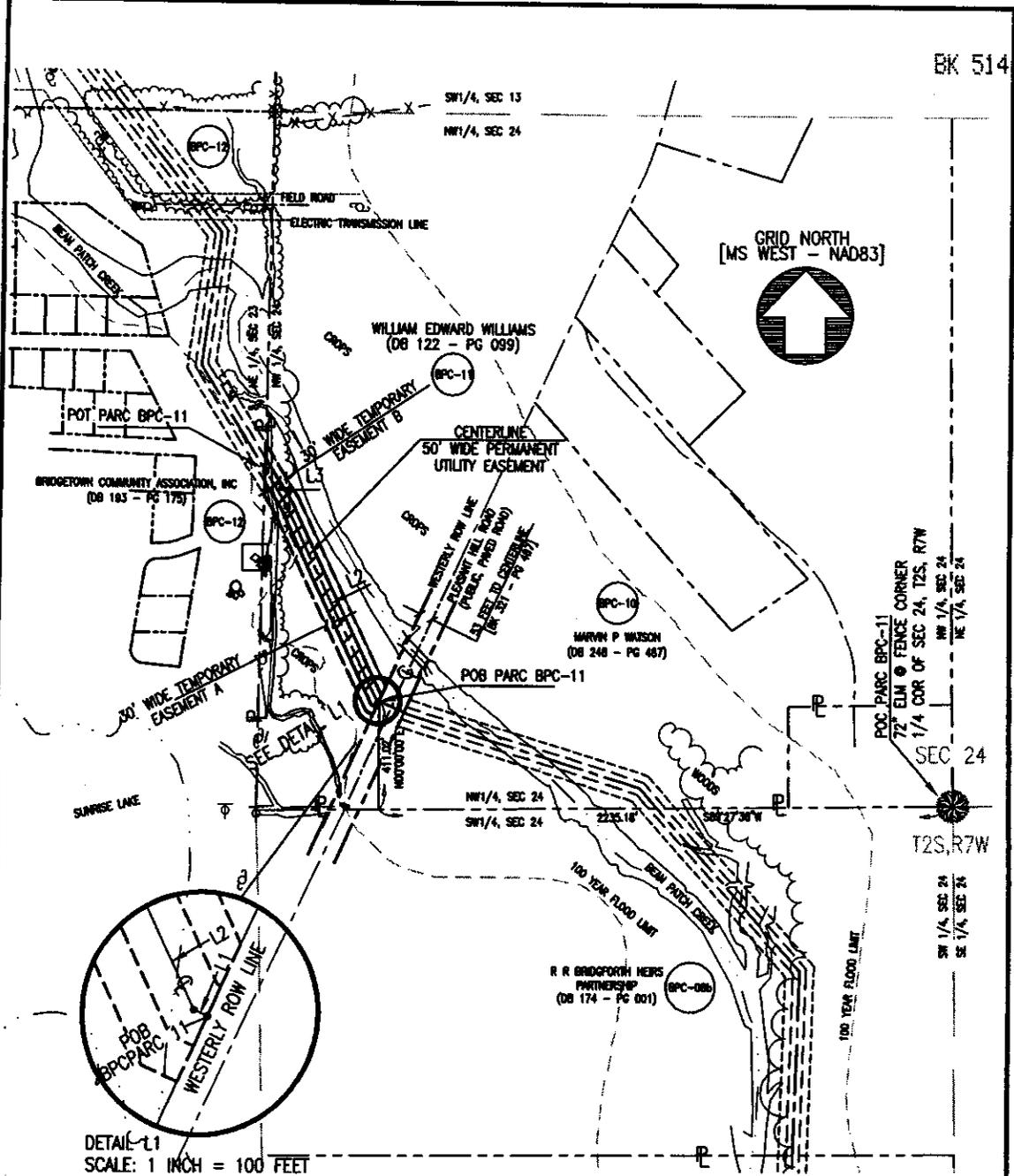
ALSO, A THIRTY (30) FOOT WIDE EASEMENT, TO BE KNOWN FOR THE PURPOSES OF THIS DESCRIPTION AS TEMPORARY CONSTRUCTION EASEMENT "B", TO BE SITUATED ADJACENT TO AND PARALLEL TO THE EASTERLY LINE OF SAID PARCEL BPC-11, SAID EASEMENT "B" CONTAINING 0.711 ACRES OR 30,989 SQUARE FEET MORE OR LESS.

THE ABOVE DESCRIBED PARCELS ARE VACANT LAND.

BY GRAPHIC DETERMINATION, PARCEL BPC-11 LIES WITHIN THE LIMITS OF THE SPECIAL FLOOD HAZARD AREAS INUNDATED BY 100 YEAR FLOOD, PER FIRM/FEMA MAP NUMBER 28033C0110 D, MAP REVISED MAY 3, 1990.

ALL MATTERS OF PUBLIC RECORD ARE RECORDED AT THE OFFICE OF THE CHANCERY CLERK OF DESOTO COUNTY, MISSISSIPPI.

BEARINGS ARE RELATIVE TO MISSISSIPPI STATE PLANE GRID NORTH (NAD 83 - WEST ZONE).



ANNOTATED LINE TABLE

LINE	DIRECTION	DISTANCE
L1	N66°14'43"W	12.01'
L2	N25°49'22"W	820.21'
L3	N32°58'50"W	165.36'

PERMANENT 50 FOOT WIDE UTILITY EASEMENT REQUIRED - 1.145 ACRES (49,879 SQ FT)
 PROPOSED 30 FOOT WIDE TEMPORARY CONSTRUCTION EASEMENT "A" REQUIRED: 0.662 ACRES (28,845 SQ FT)
 PROPOSED 30 FOOT WIDE TEMPORARY CONSTRUCTION EASEMENT "B" REQUIRED: 0.711 ACRES (30,989 SQ FT)

- DENOTES PERMANENT UTILITY EASEMENT
- DENOTES TEMPORARY CONSTRUCTION EASEMENT
- DENOTES FOUND PROPERTY CORNER

BY GRAPHIC DETERMINATION, THIS PARCEL LIES WITHIN THE LIMITS OF THE SPECIAL FLOOD HAZARD AREAS FLOODATED BY 100 YEAR FLOOD, PER FIRM/FEMA MAP NUMBER 28033C0010 D, EFFECTIVE DATE OF MAY 3, 1990.

THIS EXHIBIT MEETS THE MINIMUM REQUIREMENTS FOR A MISSISSIPPI CLASS B SURVEY

BEARINGS AND COORDINATES SHOWN ON THIS PLAN ARE RELATIVE TO MISSISSIPPI STATE PLANE COORDINATE SYSTEM (NAD83 - MISSISSIPPI WEST ZONE)

THIS PARCEL IS SUBJECT TO RECORDED, UNRECORDED, OR MIS-INDEXED INSTRUMENTS OR EASEMENTS WHICH MIGHT BE REVEALED BY A CURRENT TITLE EXAMINATION OF SAID PARCEL.

PARCEL NO: BPC-11
 TAX ID: 2076-2400.0-00003.00

WILLIAM EDWARD WILLIAMS		
PROPOSED 50' WIDE UTILITY EASEMENT AND TWO 30' WIDE TEMPORARY CONSTRUCTION EASEMENTS FOR THE		
DESOTO COUNTY REGIONAL UTILITY AUTHORITY		
BEAN PATCH CREEK SANITARY SEWER INTERCEPTOR		
SITUATED IN THE NW 1/4 OF SECTION 24, TOWNSHIP 2 SOUTH, RANGE 7 WEST, DESOTO COUNTY, MISSISSIPPI		
EAI/WEI, LLC Consulting Engineers 480 BRIARWOOD DR. SUITE 515 - JACKSON, MISSISSIPPI 39206 - (601)958-3663		
DRAWN BY: jro	DATE REVISED: OCT 4, 2005	SHEET NUMBER 1 OF 1
REVIEWED BY: WHW	SCALE: 1" = 500'	