

UTILITY EASEMENT

For and in consideration of One Dollar (\$1.00) cash in hand and other good and valuable consideration, the receipt of which is hereby acknowledged, I/ We

KENDALL FAMILY TRUST, 1981

do hereby grant unto the City of Hernando, Mississippi., a Mississippi Municipal Corporation, a perpetual non-inclusive, shared easement with the right to install, construct, lay and thereafter use, maintain and inspect a sewer line and new lift station installed as per this easement hereto, on, over and across the following described property in DeSoto County, Mississippi, to wit:

A 10 foot wide easement for a proposed sewer line to be installed by a contractor in conjunction with the Hernando\Nesbit Sewer Project. This easement will extend southward from the existing lift station and an existing sewer line in order to abandon the existing lift station at the Country Haven Mobile Home Park to a new lift station to be installed by the City of Hernando. In addition, sewer lines will extend southeastward and southwestward from the new lift station to the south line of Section 25. A 20 foot by 20 foot area will be required for the location of the new lift station which will be constructed 95 feet more or less, south of the existing lift station. All improvements are location in the southwest quarter of Section 25; Township 2 South; Range 8 West.. DeSoto County, Mississippi.

Together with the right of ingress and egress over the grantors adjacent property during the construction phase of the project from the County Haven Mobile Home Park as shown by a recorded easement dated July , 2003. The consideration recited herein shall constitute payment in full for the use of the easement area for the sewer line and the new lift station location. This agreement together with the provisions of this grant shall constitute a covenant running with the land for the benefit of the grantee and grantor. Nothing in this agreement prevents or precludes easement Grantor from placing an improved road on top of the Easement, or crossing the Easement with other utilities.

Witness my signature on this the 8th day of December, 2005.

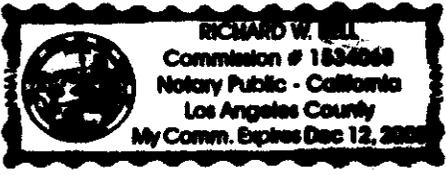
Kendall Family Trust, 1981

Dwight M. Kendall 2 Dona S. Kendall
Dwight M. Kendall, Trustee Dona S. Kendall, Trustee

State of California
County of Los Angeles
On 12/8/05 before me, Richard W. Bell, Notary Public
Date Name and Title of Officer (e.g., "Jane Doe, Notary Public")

Personally appeared Dwight M. Kendall and Dona S. Kendall
Name(s) of Signer(s)

- personally known to me
- proved to me on the basis of satisfactory evidence



To be the person(s) whose name(s) is(are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.
Richard W. Bell
Signature of Notary Public

Prepared By: Joseph F. Lauderdale
662-429-2780

Stockton

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GRANTORS' ADDRESS:

DWIGHT M. KENDALL & DONA S. KENDALL
c/o RICHARD W. BELL, COMPTROLLER FOR KENDALL FAMILY TRUST
CONTINENTAL INVESTMENT CO.
500 EAST OLIVE AVENUE
SUITE #720
BURBANK, CA 91501
RES. TEL.: N/A
BUS. TEL.: 818-567-0939

GRANTEE' ADDRESS:

CITY OF HERNANDO
475 WEST COMMERCE ST.
HERNANDO, MS 38632
RES. TEL.: N/A
BUS. TEL.: 662-429-9092

PREPARED BY: JOSEPH F. LAUDERDALE, P.E.L.S.

231 WEST CENTER ST.
HERNANDO, MS 38632
RES. TEL. : N/A
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