

Prepared by:
Treadway Law Firm
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(662)895-8170

Return To:
Bryan Dye
Olive Branch City Hall
9200 Pigeon Roost
Olive Branch, MS 38654
(662)892-9200

To the Chancery Clerk of Desoto County, Mississippi:
The real property described is situated in the Northwest and Southwest Quarter (NW 1/4 and SW1/4) of Section 20, Township 1 South, Range 5 West of Desoto County, Mississippi

PERMANENT UTILITY EASEMENT

**DESOTO COUNTY SCHOOL BOARD
AS TRUSTEES OF THE DESOTO COUNTY SCHOOL
DISTRICT**

GRANTORS

TO

CITY OF OLIVE BRANCH, a Municipal Corporation

GRANTEE

In consideration of Ten Dollars (\$10.00) and other good and valuable consideration, the DESOTO COUNTY SCHOOL BOARD, AS TRUSTEES OF THE DESOTO COUNTY SCHOOL DISTRICT, grant to the CITY OF OLIVE BRANCH, a Municipal Corporation, a perpetual and assignable easement and right-of-way in, on, over and across the land, for the location, construction, operation, maintenance, alteration, repair and patrol of public utilities; 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 highway, public utilities, railroads and pipelines over the land in DeSoto County, Mississippi described as part of the Northwest and Southwest Quarter (NW 1/4 and SW1/4) of Section 20, Township 1 South, Range 5 West of Desoto County, Mississippi, and more particularly described on Exhibit "A."

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

*Bill & return
to City of OB*

Grantors likewise consent that the Easement may be executed in any number of multiple counterparts with the same effect as if all of the Grantors had signed the same document. All counterparts shall be construed together and shall constitute one agreement.

GRANTORS:

Ann Jolley
ANN JOLLEY
President of Desoto County School Board

Stephen W. Dodd
STEVE W. DODD
Secretary of Desoto County School Board

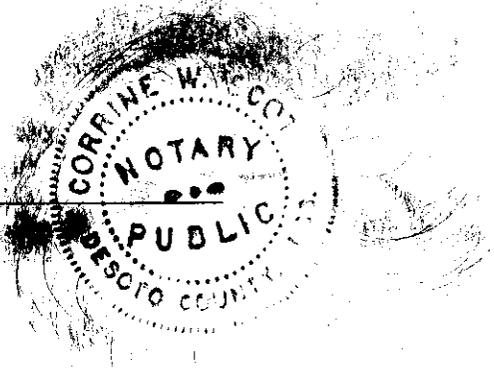
STATE OF MISSISSIPPI
COUNTY OF DESOTO

Personally appeared before me, the undersigned authority in and for said County and State, on this the 5th day of June, 2006, within my jurisdiction, the within named ANN JOLLEY, who acknowledged that she is the President of the Desoto County School Board and that in said representative capacity she executed the above and foregoing instrument, after first having been duly authorized so to do.

Corrine W. Scott
NOTARY PUBLIC

My Commission Expires:

Mar. 9, 2010
[AFFIX NOTARIAL SEAL]



STATE OF MISSISSIPPI
COUNTY OF DESOTO

Personally appeared before me, the undersigned authority in and for said County and State,
on this the 5th day of June, 2006, within my jurisdiction, the
within named **STEVE W. DODD**, who acknowledged that he is the Secretary of the Desoto
County School Board and that in said representative capacity he executed the above and foregoing
instrument, after first having been duly authorized so to do.

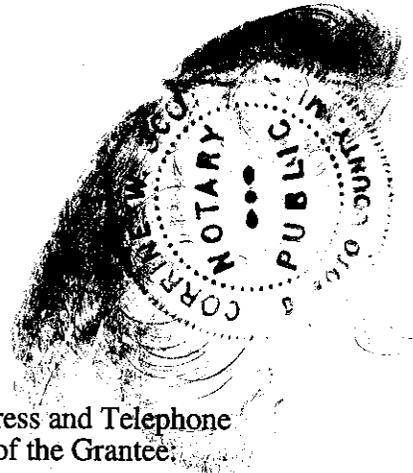
Carrini H. Scott
NOTARY PUBLIC

My Commission Expires:

Mar. 9 2010
[AFFIX NOTARIAL SEAL]

The Address and Telephone
Number of the Grantors:

Desoto County School Board
5 East South Street
Hernando, MS 38632
(662) 429-5271



The Address and Telephone
Number of the Grantee:

Bryan Dye, City Attorney
9200 Pigeon Roost Rd.
Olive Branch, MS 38654
(662) 892-9200

EXHIBIT A

Being a 10.00' wide strip of land for utility easement purposes over a portion of the DeSoto County School Board as Trustee for The DeSoto County School District property as recorded in Deed Book 491, Page 384 at the DeSoto County Register's Office, City of Hernando, DeSoto County, State of Mississippi, said property being within Section 20, Township 1 South, Range 5 West, City of Olive Branch, DeSoto County, State of Mississippi being more particularly described as follows:

COMMENCING at the a point on the west line of Section 20, Township 1 South, Range 5 West, DeSoto County, Mississippi, said point being the southwest corner of the DeSoto County School Board property as recorded in Deed Book 491, Page 384 at the DeSoto County Register's Office, City of Hernando, DeSoto County, State of Mississippi; thence along the West line of Section 20, North 00 degrees 35 minutes 02 seconds West a distance of 34.00' to a point; thence continuing along said West line, North 00 degrees 35 minutes 03 seconds West a distance of 74.72' to a point; thence departing from and perpendicular to said West line, North 89 degrees 24 minutes 58 seconds East a distance of 53.00' to a point of non-tangent curvature; thence in a southeasterly direction along the arc of a curve to the left having a radius of 35.00' (Long Chord = South 23 degrees 17 minutes 18 seconds East, 27.01') an arc distance of 27.73' to the TRUE POINT OF BEGINNING; thence North 89 degrees 35 minutes 51 seconds East a distance of 71.07' to a point of curvature; thence in a northeasterly direction along the arc of a curve to the left having a radius of 250.00' (Long Chord = North 78 degrees 19 minutes 54 seconds East, 97.69') an arc distance of 98.32' to a point; thence North 67 degrees 03 minutes 57 seconds East a distance of 35.87' to a point; thence South 22 degrees 56 minutes 03 seconds East a distance of 10.00' to a point; thence South 67 degrees 03 minutes 57 seconds West a distance of 35.85' to a point of curvature; thence in a southwesterly direction along the arc of a curve to the right having a radius of 260.00' (Long Chord = South 78 degrees 19 minutes 58 seconds West, 101.60') an arc distance of 102.25' to a point; thence South 89 degrees 35 minutes 51 seconds West a distance of 46.57' to a point of curvature; thence in a northwesterly direction along the arc of a curve to the right having a radius of 35.00' (Long Chord = North 68 degrees 11 minutes 34 seconds West, 26.46') an arc distance of 27.13' to said TRUE POINT OF BEGINNING.

Said described 10.00' wide easement for utility purposes containing 1,996 square feet or 0.05 acres, more or less.

EXHIBIT B**10' Utility Easement 'C'**

Being a 10.00' wide strip of land for utility easement purposes over a portion of the DeSoto County School Board as Trustee for The DeSoto County School District property as recorded in Deed Book 491, Page 384 at the DeSoto County Register's Office, City of Hernando, DeSoto County, State of Mississippi, said property being within Section 20, Township 1 South, Range 5 West, City of Olive Branch, DeSoto County, State of Mississippi being more particularly described as follows:

COMMENCING at the a point on the west line of Section 20, Township 1 South, Range 5 West, DeSoto County, Mississippi, said point being the southwest corner of the DeSoto County School Board property as recorded in Deed Book 491, Page 384 at the DeSoto County Register's Office, City of Hernando, DeSoto County, State of Mississippi; thence along the West line of Section 20, North 00 degrees 35 minutes 02 seconds West a distance of 34.00' to a point; thence continuing along said West line, North 00 degrees 35 minutes 03 seconds West a distance of 74.72' to a point; thence departing from and perpendicular to said West line, North 89 degrees 24 minutes 58 seconds East a distance of 53.00' to a point of non-tangent curvature; thence in a southeasterly direction along the arc of a curve to the left having a radius of 35.00' (Long Chord = South 45 degrees 29 minutes 35 seconds East, 49.42') an arc distance of 54.87' to a point; thence along a line being 74' north of and parallel with the south line of said DeSoto County School property, North 89 degrees 35 minutes 51 seconds East a distance of 46.40' to a point of curvature; thence in a northeasterly direction along the arc of a curve to the left having a radius of 260.00' (Long Chord = North 78 degrees 19 minutes 54 seconds East, 101.59') an arc distance of 102.25' to a point; thence North 67 degrees 03 minutes 57 seconds East a distance of 35.85' to a point of curvature; thence in a northeasterly direction along the arc of a curve to the right having a radius of 340.00' (Long Chord = North 79 degrees 53 minutes 25 seconds East, 150.93') an arc distance of 152.20' to a point; thence South 87 degrees 17 minutes 08 seconds East a distance of 205.44' to the TRUE POINT OF BEGINNING; thence North 02 degrees 42 minutes 52 seconds East a distance of 10.00' to a point of non-tangent curvature; thence 10.00' north of and parallel with the north line of Kirk Road the following five (5) calls:

in a northeasterly direction along the arc of a curve to the left having a radius of 450.00' (Long Chord = North 85 degrees 08 minutes 36 seconds East, 118.58') an arc distance of 118.93' to a point of compound curvature; thence in a northeasterly direction along the arc of a curve to the left having a radius of 2600.00' (Long Chord = North 75 degrees 26 minutes 04 seconds East, 193.95') an arc distance of 194.00' to a point; thence North 73 degrees 17 minutes 49 seconds East a distance of 788.09' to a point of curvature; thence in a northeasterly direction along the arc of a curve to the right having a radius of 2700.00' (Long Chord = North 81 degrees 26 minutes 50 seconds East, 765.57') an arc distance of 768.15' to a point; thence North 89 degrees 35 minutes 51 seconds East a distance of 189.76' to a point on the east line of said DeSoto County School Board property;

thence along said east line, South 00 degrees 33 minutes 53 seconds East a distance of 10.00' to a point; thence departing from said east line along the north line of Kirk Road the following five (5) calls:

thence South 89 degrees 35 minutes 51 seconds West a distance of 189.79' to a point of curvature; thence in a southwesterly direction along the arc of a curve to the left having a radius of 2690.00' (Long Chord = South 81 degrees 26 minutes 50 seconds West, 762.73') an arc distance of 765.31' to a point; thence South 73 degrees 17 minutes 49 seconds West a distance of 788.09' to a point of curvature; thence in a southwesterly direction along the arc of a curve to the right having a

radius of 2610.00' (Long Chord = South 75 degrees 26 minutes 04 seconds West, 194.70') an arc distance of 194.74' to a point of compound curvature; thence in a southwesterly direction along the arc of a curve to the right having a radius of 460.00' (Long Chord = South 85 degrees 08 minutes 36 seconds West, 121.22') an arc distance of 121.57' to said TRUE POINT OF BEGINNING.

Said described portion containing 20,592 square feet or 0.47 acres, more or less.