

STATE OF MISSISSIPPI

COUNTY OF DeSoto



8416-C-MS  
(01-2006)

Preparer's name and address:  
(Return document to the BellSouth  
address on back)

BellSouth Telecommunications  
3855 Outland Road  
Memphis, TN 38118  
Furr and Associates, Inc. 901-362-0697

**EASEMENT**

For and in consideration of four thousand five hundred dollars (\$ 4,500.00 ) and other good and valuable consideration, the adequacy and receipt of which is hereby acknowledged, the undersigned owner (s) of the premises described below, hereinafter referred to as Grantor, do(es) hereby grant to BELLSOUTH TELECOMMUNICATIONS, INS. A Georgia Corporation, its licensees, agents, agents, successors, assigns, and allied and associated companies, hereinafter referred to as Grantee, an easement to construct, operate, maintain, add, and/or remove such systems of communications, facilities, stand by generators and associated fuel supply systems as a means of providing uninterrupted service during commercial power outages, or related services as the Grantee may from time to time require upon, over, and under a portion of the lands described in Deed Book 527, Page 117, DeSoto County, Mississippi Records, and, to the fullest extent the grantor has the power to grant, upon, over, along, and under the roads, streets, or highways adjoining or through said property. This said easement is more particularly described as follows:

All that tract or parcel of land lying in Section 11, Township 2 South, Range 8 West, Chickasaw Meridian DeSoto County, State of Mississippi, consisting of a (strip) (parcel) of land on part of Lot 1, Turman Farms Subdivision as recorded in Plat Book 98, Page 14 in the DeSoto County Chancery Clerk's Office. Said Lot 1 is owned by Turman Farms Apartments, LLC, a Mississippi limited liability company. For legal description and plat of easement see attached survey designated as Exhibit "A" prepared by Parker, Estes, Associates, Inc. (901) 360-9805

The following rights are also granted: the right consistent with law to allow any other person, firm, or corporation to attach wires or lay cable or conduit or other appurtenances upon, over, and under said easement for communications or electric power transmission or distribution; ingress to and egress from said easement at all times; the right, but not the obligation, to clear the easement and keep it cleared of all trees, undergrowth, or other obstructions; the right, but not the obligation, to trim and cut and keep trimmed and cut all dead, weak, leaning, or dangerous trees or limbs outside the easement which might interfere with or fall upon the lines or systems of communication or power transmission or distribution; the right to relocate said facilities, systems of communications, or related services on said lands to conform to any future highway relocation, widening, or improvements, the right to test and maintain generators and associated equipment; and the right to allow any other person, firm, or corporation to provide for fuel/energy distribution to equipment placed on this site.

To have and to hold the above granted easement unto BellSouth Telecommunications, Inc. its licensees, agents, successors, assigns, and allied and associated companies forever and in perpetuity.

Grantor warrants that grantor is the true owner of record of the above described land on which the aforesaid easement is granted.

Preparer

4



RF-8425  
(02-2006)  
Manager-Managed LLC

SPECIAL STIPULATIONS OR COMMENTS:

The following special stipulation(s) shall control in the event of conflict with any of the foregoing easement (servitude):

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

In witness whereof, the following undersigned has/have caused this instrument to be executed on the 22~~nd~~ day of

August, 2006.  
Signed, sealed and delivered in the presence of:

[Signature]  
Witness

Turman Farms Apartments, LLC  
Grantor:

\_\_\_\_\_  
\_\_\_\_\_

Witness

By: [Signature]  
: Clyde L. Patton, Jr.  
Title: Chief Manager

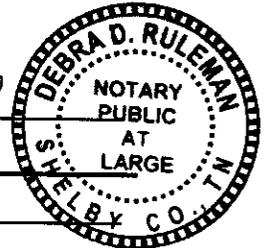
STATE OF Tennessee

COUNTY (PARISH) OF Shelby

Personally appeared before me, the undersigned authority in and for the said county (parish) and state, on this 22nd day of August, 2006 within my jurisdiction, the within named Clyde L. Patton, Jr., who acknowledged to me that (he) is Chief manager of Turman Farms Apartments, LLC a Mississippi limited liability company, and that for and on behalf of said limited liability company, and as the act and deed of said limited liability company, (he) executed the above and foregoing instrument, after first been duly authorized by said limited liability company so to do.

[Signature]  
Notary Public

My Commission Expires: 8-22-07



Personally Known  OR Produced Identification  Type Identification Produced: \_\_\_\_\_

Grantor's Address:  
Turman Farms Apartments, LLC  
7960 Wolf River Blvd.  
Germantown, TN 38138  
901-754-2211

Grantee's Address:  
BellSouth Telecommunications, Inc  
3855 Outland Road  
Memphis, TN 38118  
901-362-0697

BellSouth District Memphis	BellSouth Authority Number 68T07012N PMTOOL 18334	BellSouth RWID
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Use this Form with Form 8416

ARKER, ESTES & ASSOCIATES, INC.



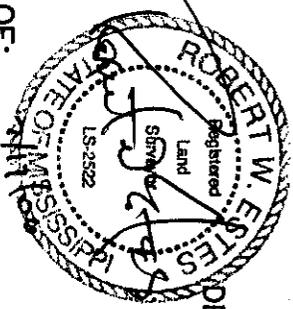
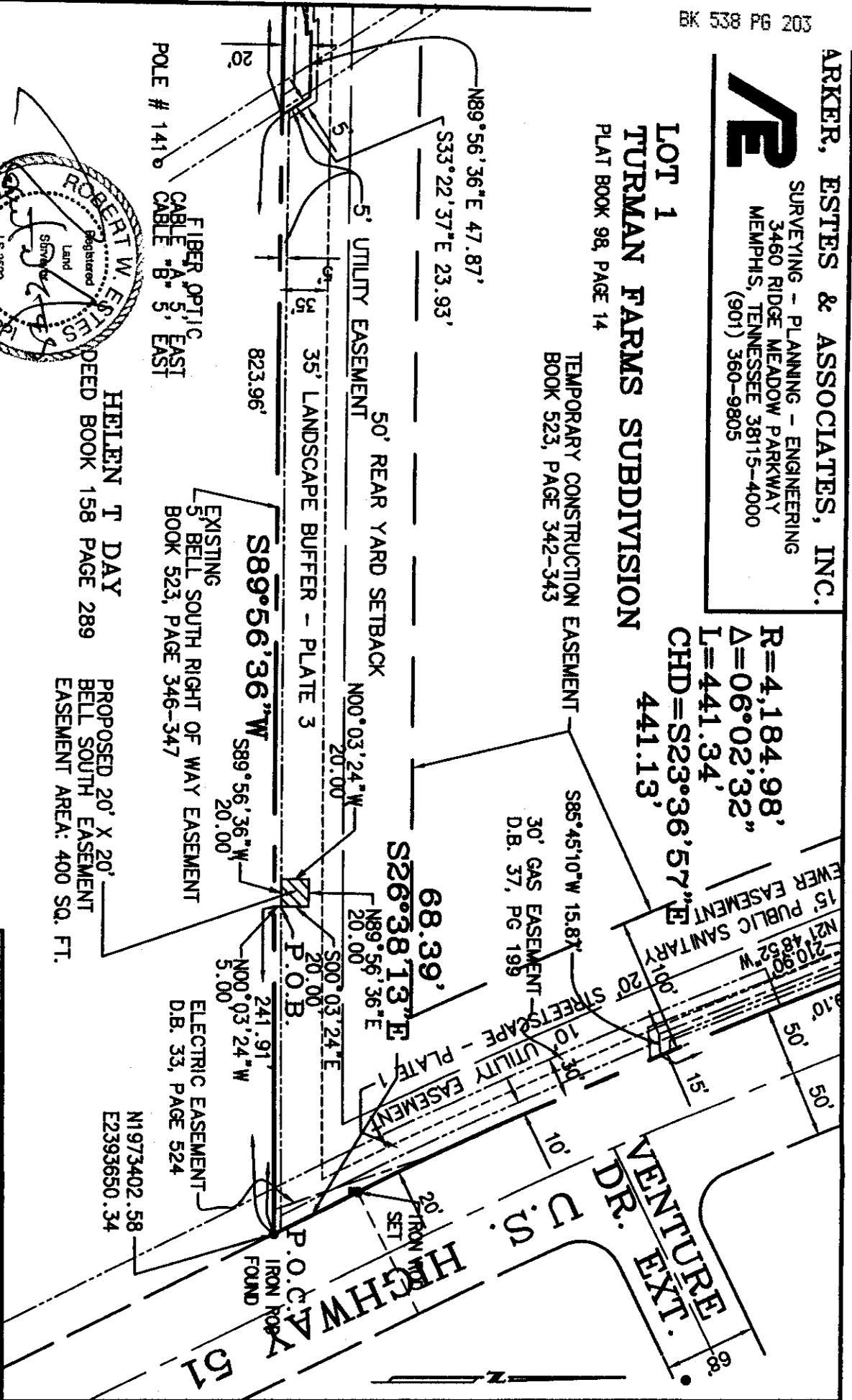
SURVEYING - PLANNING - ENGINEERING  
3460 RIDGE MEADOW PARKWAY  
MEMPHIS, TENNESSEE 38115-4000  
(901) 360-9805

EXHIBIT "A" 1 of 2

LOT 1  
TURMAN FARMS SUBDIVISION  
PLAT BOOK 98, PAGE 14

TEMPORARY CONSTRUCTION EASEMENT  
BOOK 523, PAGE 342-343

$R=4,184.98'$   
 $\Delta=06^{\circ}02'32''$   
 $L=441.34'$   
 $CHD=S23^{\circ}36'57''E$   
 $441.13'$



HELEN T DAY  
DEED BOOK 158 PAGE 289

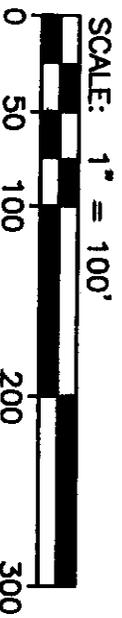
PROPOSED 20' X 20'  
BELL SOUTH EASEMENT  
EASEMENT AREA: 400 SQ. FT.

PROPERTY OF:

TURMAN FARMS APARTMENTS, LLC

WARRANTY DEED BK 527 PG. 117

EASEMENT AREA: 400 SQ. FT.



**BELLSOUTH EASEMENT**

THE HAMILTON AT TURMAN FARMS

HORN LAKE, MISSISSIPPI

DESO TO COUNTY  
SECTION 11, TOWNSHIP 2 SOUTH, RANGE 8 WEST

SURVEY BY: ARKER, ESTES & ASSOC. INC. DATE 7/14/08  
DRAFTSMAN: B.W.E. DATE 7/14/08 SCALE: 1" = 100'

DESCRIPTION OF A PROPOSED **BELLSOUTH EASEMENT** ACROSS THE PROPERTY OF **TURMAN FARMS APARTMENTS, LLC** AS RECORDED IN WARRANTY DEED BOOK 527, PAGE 117 AND RECORDED AS **LOT 1, TURMAN FARMS SUBDIVISION, PLAT BOOK 98, PAGE 14** IN THE DESOTO COUNTY REGISTER'S OFFICE AND BEING LOCATED IN SECTION 11, TOWNSHIP 2 SOUTH, RANGE 8 WEST, IN DESOTO COUNTY MISSISSIPPI, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Commencing at an iron rod found in the westerly line of U. S. Highway 51 (100' R.O.W.), said point being the southeast corner of the Turman Farms Apartments, LLC property, also being the northeast corner of the Helen T. Day property as recorded in Deed Book 158, Page 289; thence South 89 Degrees 56 Minutes 36 Seconds West, a distance of 241.91 feet to a point; thence North 00 Degrees 03 Minutes 24 Seconds West, a distance of 5.00 feet to point in the northerly line of an existing 5 foot wide Bell South Right-of Way Easement recorded in Book 523, Pages 346-347, said point being the POINT OF BEGINNING; thence South 89 Degrees 56 Minutes 36 Seconds West, along said northerly line of the existing 5 foot wide Bell South Right-of Way Easement, a distance of 20.00 feet to a point; thence North 00 Degrees 03 Minutes 24 Seconds West, a distance of 20.00 feet to a point; thence North 89 Degrees 56 Minutes 36 Seconds East, a distance of 20.00 feet; thence South 00 Degrees 03 Minutes 24 Seconds East, a distance of 20.00 feet to the Point of Beginning.

Containing an area of 400 square feet more or less.

This property is not located in a "SPECIAL FLOOD HAZARD AREA" as shown on F.I.R.M. Map No. 28033C0040 E of F.E.M.A. dated June 19, 1997.