

Parcel No. 2077-2500.0-00018.00 (BPC - 17)

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 Southwest Quarter (SW-1/4) of Section 25, Township 2 South, Range 7 West of DeSoto County, Mississippi.

**PERMANENT UTILITY EASEMENT AND
TEMPORARY CONSTRUCTION EASEMENT**

**BETTYE B. WHITTEN JENKINS, LIFE TENANT,
EXECUTRIX AND TESTAMENTARY TRUSTEE
OF THE LAST WILL AND TESTAMENT OF
DAVID B. BRIDGFORTH**

GRANTOR

TO

DESOTO COUNTY REGIONAL UTILITY AUTHORITY

GRANTEE

In consideration of Ten Dollars (\$10.00) and other good and valuable consideration, **BETTYE B. WHITTEN JENKINS, LIFE TENANT, EXECUTRIX AND TESTAMENTARY TRUSTEE OF THE LAST WILL AND TESTAMENT OF DAVID B. BRIDGFORTH** (the "Grantor"), grants to **DESOTO COUNTY REGIONAL UTILITY AUTHORITY** ("Grantee"), a body politic, a perpetual and assignable utility easement and right-of-way in, on, over and across the land herein described; 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 Southwest Quarter (SW-1/4), Township 2 South, Range 7 West of DeSoto County, Mississippi, more particularly described in Exhibit "A" attached hereto.

The Grantor further grants to Grantee a thirty (30) foot wide temporary construction easements and rights-of-way, as more specifically described on the attached Exhibit "A."

Upon completion of the construction within the above described permanent utility easements, the above-described temporary construction easement shall terminate. Also upon completion of construction, Grantee shall restore the property to substantially the same grade and condition as existed prior to the commencement of construction, including but not limited to planting and installing erosion control.

The Grantor acknowledges the existence of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, Public Law 91-646, and acknowledge that it is aware of its rights under said Act, including but not limited to:

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- 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 it has the right to receive just compensation for the real property herein described based on an appraisal of said property. Grantor hereby waives its right to just compensation and donates the parcel of property herein described to DeSoto County Regional Utility Authority.

WITNESS MY SIGNATURE on the date set forth below.

The Address and Telephone
Number of the Grantor:

3689 Bridgforth Road
Olive Branch, MS 38654
(662)895-4441

The Address and Telephone
Number of the Grantee:

DeSoto County Courthouse
Hernando, MS 38632
(662) 429-5011

Betty B. Whitten Jenkins

Betty B. Whitten Jenkins, Life Tenant, Executrix and Testamentary Trustee of the Last Will and Testament of David B. Bridgforth

DATE: January 2 2007

STATE OF Mississippi

COUNTY OF Desoto

Personally appeared before me, the undersigned authority in and for the said county and state, on this 2 day of January, 2007, within my jurisdiction, the within named Betty B. Whitten Jenkins, who acknowledged that she is Life Tenant, Executrix and Testamentary Trustee of the Last Will and Testament of David B. Bridgforth, and that in such capacity executed the above and foregoing instrument, after first having been duly authorized so to do.

B. W. Bridgforth
NOTARY PUBLIC

My Commission Expires: 4/6/2010
[AFFIX NOTARY SEAL]



NOVEMBER 06, 2006

LEGAL DESCRIPTION

PARCEL NUMBER BPC-17

TAX UTILITY EASEMENT: 2077-2500.0-00018.00

BEING A LEGAL DESCRIPTION OF THE CENTERLINE OF A PROPOSED FIFTY (50) FOOT WIDE PERMANENT UTILITY EASEMENT ACROSS PART OF THE BETTYE B. WHITTEN (JENKINS) PROPERTY RECORDED IN WARRANTY DEED AT BOOK 47 – PAGE 357 AT THE OFFICE OF THE CHANCERY CLERK OF DESOTO COUNTY, MISSISSIPPI, SAID PROPOSED EASEMENT TO BE KNOWN FOR THE PURPOSES OF THIS DESCRIPTION AS "UTILITY EASEMENT BPC-17", BEING SITUATED IN DESOTO COUNTY, MISSISSIPPI AND SAID UTILITY EASEMENT BPC-17 BEING DESCRIBED AS:

A TRACT OF LAND SITUATED IN THE SOUTHWEST QUARTER OF SECTION 25, 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 SOUTHEAST CORNER OF SAID SECTION 25, SAID SOUTHEAST CORNER AS EVIDENCED BY A FOUND AXLE, SAID SOUTHEAST CORNER BEING THE SOUTHEAST CORNER OF THE LARRY E. NEWSOM AND WIFE, LINDA NEWSOM PROPERTY RECORDED IN WARRANTY DEED AT BOOK 82 – PAGE 176; THENCE NORTH 00 DEGREES 00 MINUTES 00 SECONDS WEST – 801.66 FEET; THENCE NORTH 90 DEGREES 00 MINUTES 00 SECONDS WEST – 2543.78 FEET TO THE INTERSECTION OF THE CENTERLINE-MAIN LINE OF A 50 FOOT WIDE UTILITY EASEMENT AND THE CENTERLINE OF A LATERAL LINE OF SAID UTILITY EASEMENT; THENCE SOUTH 89 DEGREES 58 MINUTES 01 SECONDS WEST ALONG SAID CENTERLINE OF LATERAL LINE – 141.18 FEET TO THE INTERSECTION OF SAID LATERAL LINE WITH THE WESTERLY DEED LINE OF SAID LARRY E. NEWSOM AND WIFE, LINDA NEWSOM PROPERTY, SAID INTERSECTION BEING THE TRUE POINT OF BEGINNING OF THIS DESCRIPTION; THENCE ALONG THE CENTERLINE OF SAID PROPOSED BPC-17 THE FOLLOWING BEARING AND DISTANCE: SOUTH 89 DEGREES 58 MINUTES 01 SECONDS WEST (LEAVING SAID WESTERLY DEED LINE OF NEWSOM) – 74.82 FEET TO THE POINT TERMINATION, SAID POINT OF TERMINATION LYING IN THE APPROXIMATE WESTERLY TOP OF BANK OF BEAN PATCH CREEK.

UTILITY EASEMENT TWO BPC-17 CONTAINING 0.086 ACRES OR 3,741 SQUARE FEET MORE OR LESS, SUBJECT TO RIGHT OF WAY IN ANY PUBLIC ROADS AND PUBLIC AND/OR PRIVATE EASEMENTS.

Exhibit "A"

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 SOUTHERLY LINE, ADJACENT TO AND PARALLEL TO THE WESTERLY LINE, AND ADJACENT TO AND PARALLEL TO THE NORTHERLY LINE OF SAID UTILITY EASEMENT BPC-17, SAID EASEMENT "A" CONTAINING 0.179 ACRES OR 7,789 SQUARE FEET MORE OR LESS.

ALL OF THE ABOVE DESCRIBED PARCELS ARE VACANT LAND.

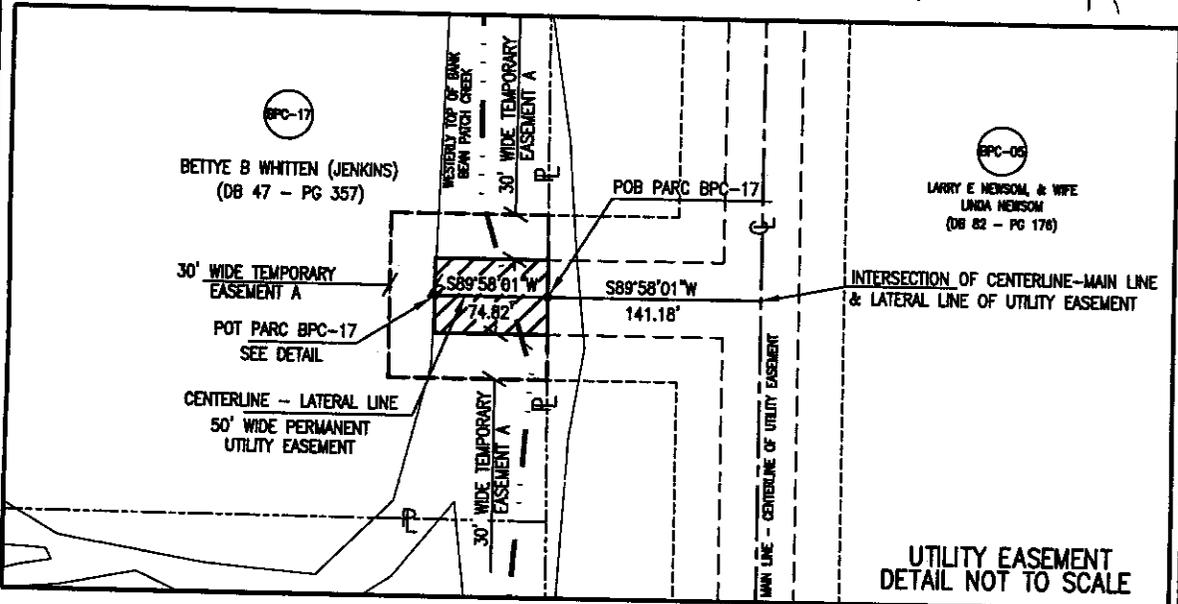
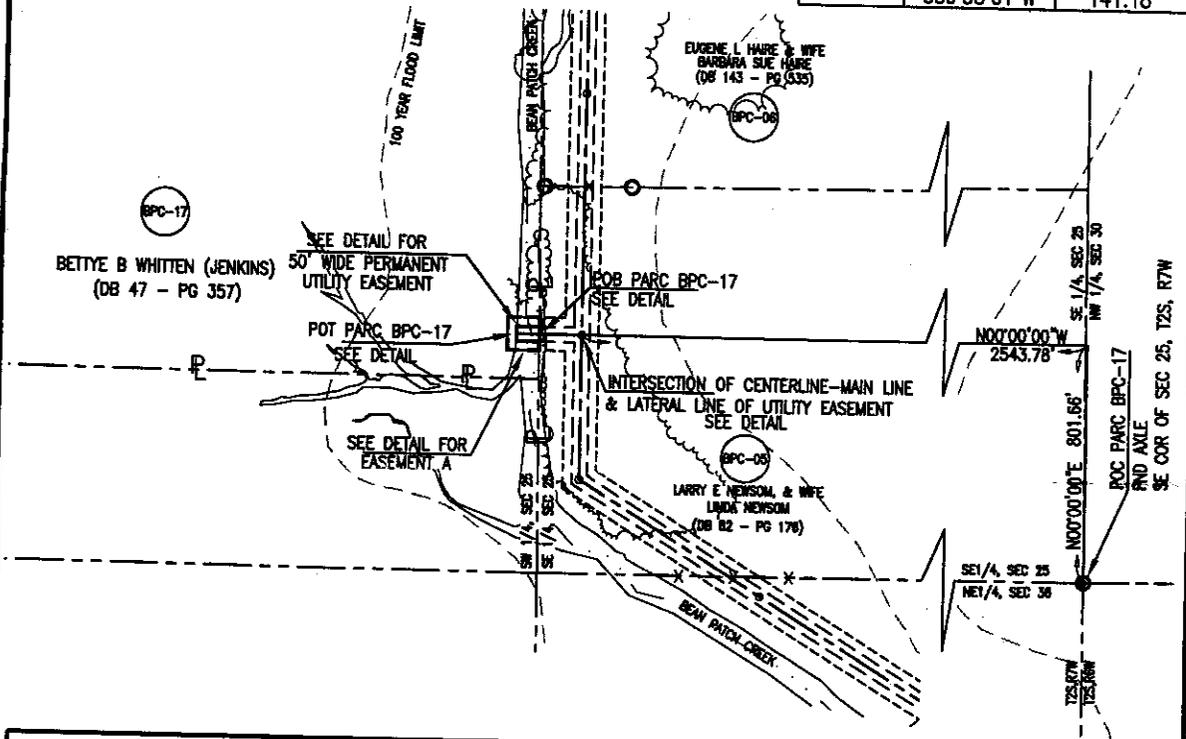
BY GRAPHIC DETERMINATION, UTILITY EASEMENT BPC-17 LIES WITHIN THE LIMITS OF THE SPECIAL FLOOD HAZARD AREAS INUNDATED BY 100 YEAR FLOOD, PER FIRM/FEMA MAP NUMBER 28033C0110 D, MAP REVISED MAY 3, 1990.

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	N57°50'22"W	593.08'
L2	N00°01'59"W	977.03'
L3	S89°58'01"W	141.18'



PERMANENT 50 FOOT WIDE UTILITY EASEMENT REQUIRED- 0.086 ACRES (3,741 SQ FT)
 PROPOSED 30 FOOT WIDE TEMPORARY CONSTRUCTION EASEMENT "A" REQUIRED: 0.179 ACRES (7,789 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 BRUNDTATED BY 100 YEAR FLOOD, PER FIRM/FEMA MAP NUMBER 2803300110 D, EFFECTIVE DATE OF MAY 3, 1990.

THIS EXHIBIT MEETS THE MINIMUM REQUIREMENTS FOR A CLASS B MISSISSIPPI SURVEYS.

BEARINGS AND COORDINATES SHOWN ON THIS PLAT 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-17
 TAX ID: 2077-2500.0-00018.00

BETTYE B WHITTEN (JENKINS)		
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 SW 1/4 OF SECTION 25, TOWNSHIP 2 SOUTH, RANGE 7 WEST, DESOTO COUNTY, MISSISSIPPI		
EAI/WEI, LLC Consulting Engineers 460 BRIARWOOD DR. SUITE 515 - JACKSON, MISSISSIPPI 39206 - (601)956-3663		
DRAWN BY: jra	DATE: 11/06/08	SHEET NUMBER 1 OF 1
REVIEWED BY: WHW	SCALE: 1" = 500'	