

UTILITY EASEMENT

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

**LESLIE E. HOOPER and TAMMY L. HOOPER**

do hereby grant unto the City of Southaven, Mississippi, a Mississippi Municipal Corporation, a perpetual sewer easement with the right to install, construct, lay and thereafter use, maintain, and inspect sewer line within this easement hereto, on, over and across the following described property in Desoto County, Mississippi, to wit:

A 20 foot permanent utility easement centered along the sanitary sewer main along the West half of Parcel 9, Tax Map 274, 7.2, more or less, acre tract located in the Southwest Quarter and the Southeast Quarter of the Northwest Quarter of Section 17, Township 2 South, Range 7 West, Desoto County, Mississippi. See Exhibit "D".

This easement covers the sewer main referred to on the plans and specification for the Castle Ridge Sewer Outfall which is on file with said City and reference to same is hereby made and made of. The consideration recited herein shall constitute payment in full for the use of the easement area. The City of Southaven will guarantee that no unreasonable damage will result from the construction of the sewer main on the grantors property. This agreement together with the provisions of this grant shall constitute a covenant running with the land for the benefit of the grantee, its successor, and assigns. The grantors covenants that the owner of the above described lands and that the said lands are free and clear of all encumbrances and liens except as listed below:

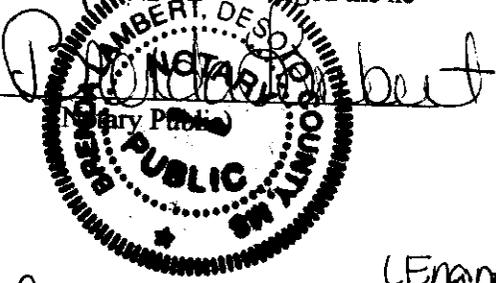
Witness our signatures this the 4th day of January, 2006

BY: [Signature] BY: \_\_\_\_\_  
BY: [Signature]

STATE OF Mississippi COUNTY OF Desoto

This day personally appeared before me, the undersigned authority in and for said County and State, on the 4th day of January, 2006 within my jurisdiction, the within named Leslie E Hooper Tammy L Hooper acknowledged the he executed the above and foregoing instrument

My Commission Expires: \_\_\_\_\_  
MISSISSIPPI STATEWIDE NOTARY PUBLIC  
MY COMMISSION EXPIRES APRIL 18, 2009  
BONDED THRU STEGALL NOTARY SERVICE



Grantee: Leslie + Tammy Hooper  
3925 Dawson Road  
Southaven, MS 38671  
(662) 429-7842

Grantee: City of Southaven (Engineering)  
8710 Northwest Dr.  
Southaven, MS 38671  
(662) 393-2991

**LEGAL DESCRIPTION OF A 20 FOOT WIDE PERMANENT SEWER EASEMENT BEING LOCATED IN THE SOUTHWEST QUARTER AND THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER OF SECTION 17, TOWNSHIP 2 SOUTH, RANGE 7 WEST, CITY OF SOUTHAVEN, DESOTO COUNTY, MISSISSIPPI AND BEING FURTHER DESCRIBED AS FOLLOWS:**

SAID EASEMENT BEING 10 FEET ON EITHER SIDE OF AN 8" SEWER MAIN AS SHOWN PER ATTACHED EXHIBIT "D", CASTLE RIDGE SEWER OUTFALL BY SMITH ENGINEERS, DATED 10/05.

**LEGAL DESCRIPTION OF A 10 FOOT WIDE TEMPORARY CONSTRUCTION EASEMENT BEING LOCATED IN THE SOUTHWEST QUARTER AND THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER OF SECTION 17, TOWNSHIP 2 SOUTH, RANGE 7 WEST, CITY OF SOUTHAVEN, DESOTO COUNTY, MISSISSIPPI AND BEING FURTHER DESCRIBED AS FOLLOWS:**

SAID EASEMENT BEING 10 FEET ON EITHER SIDE OF THE 20 FOOT PERMANENT SEWER EASEMENT AS SHOWN PER ATTACHED EXHIBIT "D", CASTLE RIDGE SEWER OUTFALL BY SMITH ENGINEERS, DATED 10/05.

*EXHBT-D-LGL  
11/09/05 SLR*

Castle Ridge

Leslie E. Hooper, et ux

Leslie E. Hooper, et ux

prop. smh

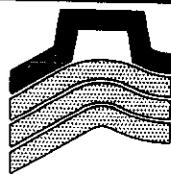
20' permanent sewer easement

prop. smh

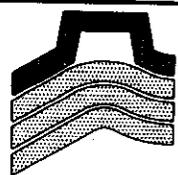
10' temp. const. esmt. required on both sides of the perm. esmt.

Manley E. McCarter, et ux  
 Lot 28  
 Stargate II

### Exhibit "D"



**SMITH**  
**ENGINEERS**  
 a division of Pickering Firm, Inc.



891 RASCO ROAD  
 SOUTHAVEN, MISSISSIPPI 38671

(662) 393 - 3348  
 FAX (662) 393 - 0714

