

Parcel #2086-1400.0-00005.00

Prepared by:
Smith, Phillips, Mitchell
Scott & Nowak, LLP
P.O. Box 346
Hernando, MS 38632
(662) 429-5041

TEMPORARY CONSTRUCTION EASEMENT

In consideration of Ten Dollars and No/100 (\$10.00) and other good and valuable consideration, We, LABY LOUIS ROSENBLUM, AND WIFE, MARY EVELYN ROSENBLUM grant to DESOTO COUNTY, MISSISSIPPI a temporary construction easement over the land in DeSoto County, Mississippi described as part of the Southeast Quarter of the Southwest Quarter of Section 14, Township 2 South, Range 8 West, and more particularly described as follows:

A TRACT OF LAND SITUATED IN THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 14, TOWNSHIP 2, RANGE 8 WEST, DESOTO COUNTY, MISSISSIPPI AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

TEMPORARY CONSTRUCTION EASEMENT:

COMMENCE AT A SET PK NAIL AT THE SOUTHWEST CORNER OF SECTION 14, TOWNSHIP 2, RANGE 8 WEST, SAID POINT OF COMMENCEMENT LYING IN ROBERTSON ROAD (PUBLIC, PAVED ROAD) 50.5 FEET NORTH OF THE PRESENT PHYSICAL CENTERLINE OF STAR LANDING ROAD (PUBLIC, PAVED ROAD – WIDTH VARIES); THENCE NORTH 89 DEGREES 15 MINUTES 36 SECONDS EAST ALONG THE SOUTH LINE OF SAID SECTION 14 A DISTANCE OF 2784.57 FEET; THENCE NORTH 00 DEGREES 00 MINUTES 00 SECONDS EAST – 87.55 FEET TO A POINT LYING IN THE PROPOSED NORTHERLY RIGHT OF WAY LINE OF STAR LANDING ROAD (PUBLIC, PAVED ROAD – WIDTH VARIES AS WIDENED), BEING THE TRUE POINT OF BEGINNING OF THIS DESCRIPTION;; THENCE NORTH 01 DEGREES 50 MINUTES 44 SECONDS EAST (LEAVING SAID NORTHERLY RIGHT OF WAY LINE) - 74.08 FEET TO A POINT OF CURVE TO THE LEFT HAVING A RADIUS OF 2,734.93 FEET; THENCE NORTHWESTWARDLY ALONG SAID CURVE AN ARC DISTANCE OF 339.28 FEET (DELTA ANGLE OF 07 DEGREES 06 MINUTES 28 SECONDS - CHORD BEARING OF NORTH 25 DEGREES 45 MINUTES 14 SECONDS WEST, CHORD DISTANCE OF 339.06 FEET); THENCE NORTH 29 DEGREES 18 MINUTES 28 SECONDS WEST - 164.89 FEET TO A POINT LYING ON A NON TANGENT CURVE TO THE LEFT HAVING A RADIUS OF 60.00 FEET, SAID POINT LYING IN THE PROPOSED EASTERLY RIGHT OF WAY LINE OF A PROPOSED PUBLIC CUL DE SAC; THENCE NORTHWARDLY ALONG SAID CURVE AND ALONG SAID EASTERLY RIGHT OF WAY LINE OF CUL DE SAC AN ARC DISTANCE OF 109.38 FEET (DELTA ANGLE OF 104 DEGREES 27 MINUTES 12 SECONDS - CHORD BEARING OF NORTH 03 DEGREES 06 MINUTES 12 SECONDS EAST, CHORD DISTANCE OF 94.85 FEET) TO THE EASTERLY DEED LINE OF THE KENNETH BROOKS FORD AND WIFE, LYNN BILLINGSLEY FORD PROPERTY (BOOK 255 – PAGE 575); THENCE NORTH 40 DEGREES 52 MINUTES 36 SECONDS EAST ALONG SAID EASTERLY LINE OF FORD PROPERTY - 31.00 FEET TO THE PRESENT WESTERLY LINE OF THE CANADIAN NATIONAL – ILLINOIS CENTRAL (CNIC) RAILROAD RIGHT OF WAY [100 FEET WIDE] (BOOK 097 – PAGE 582); THENCE SOUTH 29 DEGREES 18 MINUTES 28 SECONDS EAST ALONG SAID WESTERLY LINE OF RAILROAD - 258.10 FEET TO A POINT OF CURVE TO THE RIGHT HAVING A RADIUS OF 2,814.48 FEET; THENCE SOUTHEASTWARDLY ALONG SAID CURVE AND ALONG SAID WESTERLY LINE OF RAILROAD AN ARC DISTANCE OF 462.56 FEET (DELTA ANGLE OF 09 DEGREES 25 MINUTES 00 SECONDS - CHORD BEARING OF SOUTH 24 DEGREES 35 MINUTES 59 SECONDS EAST, CHORD DISTANCE OF 462.04 FEET) TO THE SAID NORTHERLY RIGHT OF WAY LINE OF STAR LANDING ROAD; THENCE NORTH 88 DEGREES 09 MINUTES 16 SECONDS WEST ALONG SAID PROPOSED NORTHERLY RIGHT OF WAY LINE - 118.51 FEET TO THE POINT OF BEGINNING. CONTAINING 52,864 SQUARE FEET OR 1.214 ACRES, MORE OR LESS. BEARINGS ARE RELATIVE TO MISSISSIPPI STATE PLANE GRID NORTH (WEST ZONE -NAD 83). ALL MATTERS OF PUBLIC RECORD ARE OF RECORD AT THE CHANCERY CLERK’S OFFICE, DESOTO COUNTY, MISSISSIPPI.

The above description, whether correctly described or not, contains the property of the area of general construction and work being done for the improvements at the railroad at the Starlanding Road Underpass, as abuts Grantors’ property.

We fully understand that we have the right to receive just compensation for the real property herein described based on an appraisal of said property. We further understand that we have the right to request that a fair market value appraisal of the property be made and we have received a

copy of that appraisal.

The above temporary construction easement shall expire and become null and void upon the completion of the project or within two (2) years, whichever occurs first.

DeSoto County will not be required to rebuild any fences.

WITNESS OUR SIGNATURES, on the dates as set forth below.

Laby Louis Rosenblum
LABY LOUIS ROSENBLUM
Dated: 5-29-08

Mary Evelyn Rosenblum
MARY EVELYN ROSENBLUM
Dated: 5-29-08

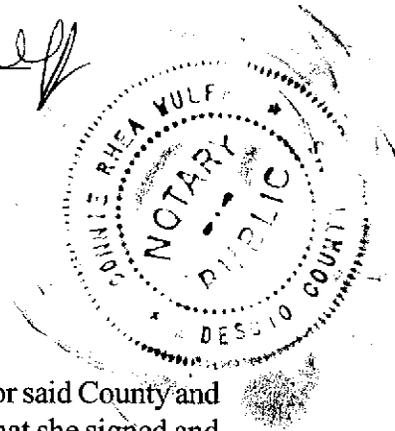
STATE OF MISSISSIPPI
COUNTY OF DESOTO

This day personally appeared before me, the undersigned authority in and for said County and State, the within named, LABY LOUIS ROSENBLUM, who acknowledged that he signed and delivered the above and foregoing instrument on the day and year therein mentioned, as his free and voluntary act and deed and for the purposes therein expressed.

Given under my hand and official seal of office, this the 29th day of May, 2008.

Connie Rhea Wulff
NOTARY PUBLIC

My Commission Expires:
June 17, 2011



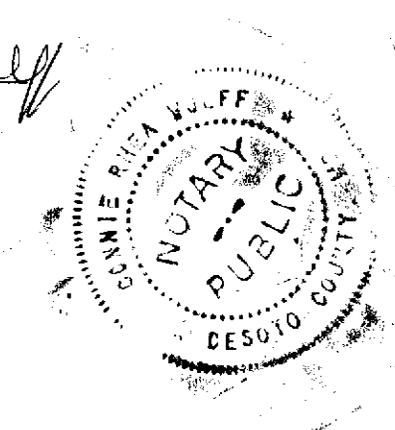
STATE OF MISSISSIPPI
COUNTY OF DESOTO

This day personally appeared before me, the undersigned authority in and for said County and State, the within named, MARY EVELYN ROSENBLUM, who acknowledged that she signed and delivered the above and foregoing instrument on the day and year therein mentioned, as her free and voluntary act and deed and for the purposes therein expressed.

Given under my hand and official seal of office, this the 29th day of May, 2008.

Connie Rhea Wulff
NOTARY PUBLIC

My Commission Expires:
June 17, 2011



GRANTORS ADDRESS: 1516 Starlanding Road, Nesbit, MS 38651
GRANTORS PHONE NUMBER: Business - N/A
Home - 662-429-7380

GRANTEES ADDRESS: 365 Loshier Street, Hernando, MS 38632
GRANTEES PHONE NUMBER: Business - (662) 429-5011