

ROW761A

Roger L. Harville et ux Ruth A. Harville
102556/202000
031-0-00 T

11/23/09 3:50:41
DK W BK 622 PG 107
DESO TO COUNTY, MS
W.E. DAVIS, CH CLERK

APPROVED
By PDM at 3:45 pm, Oct 30, 2008

Do not record above this line.

TEMPORARY EASEMENT

THE STATE OF MISSISSIPPI

County of Desoto

For and in consideration of SIX THOUSAND THREE HUNDRED ^{NO}/₁₀₀
Dollars (\$ 6,300⁰⁰) the receipt and sufficiency of

which is hereby acknowledged, I/or we, the undersigned hereby grant, sell, convey and warrant unto the Mississippi Transportation Commission for public improvements, grading, sodding, and other construction purposes on Project No. 102556/202000, a temporary easement through, over, on and across the following described land:

The following descriptions are based on the Mississippi State Plane Coordinate System, West Zone, NAD 83/93, grid values, using a combined scale factor of .99997224 and a grid to geodetic azimuth angle of (-) 00 degrees 13 minutes 28 seconds developed at the approximate center of Project No. STP-0029-02(014) [102556/202000]. It is the intent of these descriptions to convey that portion of grantors property between the existing property lines and the proposed right-of-way lines as defined by said project:

INDEXING INSTRUCTIONS: SE ¼ of NE ¼ of Section 31, Township 2 South, Range 5 West, Desoto County, Mississippi.

Commencing at a found 2" iron pipe at the Southwest corner of Section 31, Township 2 South, Range 5 West, Desoto County, Mississippi, said point identified as N 1950568.21 E 2463319.06, on the above referenced coordinate system, run North 55 Degrees 13 Minutes 59 Seconds East a distance of 5347.76 feet to a point located on the proposed north right-of-way line as shown on the acquisition maps of Project Number STP-0029-02(14) [102556/202000], and being 361.05 feet left of proposed Interstate 269 project centerline station 700+24.66, and having a value of N 1953617.71 E 2467712.13 on the above referenced coordinate system, and being referred to hereinafter as the **Point of**

Beginning;

Initials: _____

Mr. Rainey

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- From the **Point of Beginning** run thence North 31 Degrees 19 Minutes 49 Seconds East a distance of 105.93 feet to a point;
 - thence North 59 Degrees 29 Minutes 38 Seconds East a distance of 439.99 feet to a point;
 - thence North 52 Degrees 38 Minutes 37 Seconds East a distance of 132.20 feet to a point located on the grantor's east property line;
 - thence along the grantor's east property line South 01 Degrees 24 Minutes 23 Seconds West a distance of 121.81 feet to a point at the intersection of the grantor's east property line and the proposed north right-of-way line on the above referenced project;
 - thence along the proposed north right-of-way line and along a curve to the left having an arc length of 66.93 feet, a radius of 850.00 feet, a chord bearing of South 61 Degrees 44 Minutes 59 Seconds West, for a distance of 66.91 feet to a point;
 - thence along the proposed north right-of-way line South 59 Degrees 29 Minutes 38 Seconds West a distance of 439.99 feet to a point;
 - thence along the proposed north right-of-way line South 80 Degrees 02 Minutes 17 Seconds West a distance of 99.74 feet, more or less, back to the **Point of Beginning**, containing 50459 square feet, 1.16 acres, more or less, and being situated in the Southeast quarter of the Northeast quarter of Section 31, Township 2 South, Range 5 West, Desoto County, Mississippi.

It is understood and agreed, and it is the intention of the parties hereto, that the grantee shall have the right to use, occupy, improve, grade, sod, ditch, drain and otherwise use for construction purposes the above described land only so long as is necessary to complete the construction of said Project No. 102556/202000, in accordance with the plans and specifications for said project, said plans and specifications however, being subject to change by the Federal Highway Administration. Upon the completion of the said work of construction the said temporary easement shall terminate and all right, title and interest in and to the above described land shall revert to the grantors herein, their heirs, assigns, legal representatives or grantees.

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The grantor herein further warrants that the above described property is no part of his/or her homestead.

It is further understood and agreed that the consideration herein named is in full payment and settlement of any and all claims or demands for damage accrued, accruing, or to accrue to the grantors herein, their heirs, assigns, or legal representatives, for or on account of the construction of the proposed highway, change of grade, water damage, and/or any other damage, right or claim whatsoever.

It is further understood and agreed that this instrument constitutes the entire agreement between the grantor and the grantee, there being no oral agreements or representations of any kind.

Witness our signature S the 23rd day of, November A.D., 20 09

x Ryan L. Hunt

x Ruth A Harville

Grantee, Prepared by and return to:
Mississippi Department of Transportation
Right of Way Division
P. O. Box 1850
Jackson, Mississippi 39215-1850
Phone: 601-359-7512
Account No. 102556/202000

Grantor Address:
12834 JAMESTOWN LANE
BYHALIA, MS 38611
Phone: (662) 544-3373
Business No. N/A

RETURN TO

HOLLAMAN M. RANEY
P.O. BOX 1480

OXFORD MS 38655
(662) 236-4001

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In the case of natural persons acting in their own right:

STATE OF MISSISSIPPI

COUNTY OF LAFAYETTE

Personally appeared before me, the undersigned authority in and for the said county and state,
on this 23rd day of November, 2009, within my jurisdiction, the within named
ROGER L. HARVILLE AND RUTH A. HARVILLE

who acknowledged that ~~(he)(she)~~(they) executed the above and foregoing instrument.

Hollaman M. Raney (NOTARY PUBLIC)

My commission expires:

(SEAL)



Initials: RL, RA