

## \* EASEMENT \*

THIS AGREEMENT made and entered into this ~~XXX~~ 16 day of March, 1964, by and between BRISCOE JUSTICE and wife, AGNES JUSTICE, parties of the first part, and HIGHLAND TELEPHONE COOPERATIVE, INC., party of the second part,

WITNESSETH:

WHEREAS, the parties of the first part own and have title to certain real property located in the Tenth Civil District of Morgan County, Tennessee, containing 1,592 acres more or less as shown by deeds recorded in Deed Book J, Volume 5, pages 167-169, and Deed Book M, Volume 5, pages 32-34 in the Register's Office for Morgan County, Tennessee. Other deeds in the chain of title are of record in Deed Book B, Volume 4, pages 183-185 and 192-194; Deed Book C, Volume 4, page 329; Deed Book U, Volume 4, page 340; Deed Book O, Volume 4, page 329; Deed Book Y, Volume 3, page 168; and Deed Book W, Volume 2, pages 1 to 8, all in the Register's Office for Morgan County, Tennessee. Reference is made to all of said deeds for a specific description of the property owned by parties of the first part, the same as if copied in full herein. Suffice to say at the present time that the tract of land or part thereof involved in this proceeding is bounded on the south by the south line of Entry 1986, and partly on the west by the east line of Entry 1866, and

WHEREAS, the party of the second part has constructed a micro-wave tower approximately 2,580 feet north of the south line of Entry 1986 which is the north line of the Metropolitan Casualty Insurance Company property, and said tower is approximately 4,320 feet east of the east line of Entry 1866, which line is the east boundary of the Metropolitan Casualty Insurance Company property, and has cleared a strip of land near said tower and is using a road on said property for ingress and egress (a site map is attached hereto for further reference), and

WHEREAS, the party of the second part desires an easement to construct and maintain said micro-wave tower, the right to clear and keep clear the aforesaid strip of land around said tower, and an easement to use the aforesaid road for the purpose of ingress and egress to said tower.

NOW, THEREFORE, for and in consideration of the sum of \$750.00 in hand paid by party of the second part to parties of the first part, the receipt of which is hereby acknowledged, the parties of the first part do hereby grant, bargain, sell and convey unto party of the second part the right to construct and maintain said micro-wave tower on said property, the right to clear and keep clear a strip of land around said tower (100 feet by 300 feet on either side of said tower) and the right to use for the purpose of ingress and egress the road leading to said tower; as shown on site map attached hereto and made a part hereof by reference.

TO HAVE AND TO HOLD the aforesaid easement unto the party of the second part in perpetuity.

And said First Parties, for themselves and for their heirs, executors and administrators do hereby covenant with said second party, its successors and assigns, that they are lawfully seized in fee simple of the premises above conveyed and have full power, authority and right to convey the same, and that said premises are free from all incumbrances and that they will forever warrant and defend the said premises and the title thereto against the lawful claims of all persons whomsoever.

IN WITNESS WHEREOF, the parties of the first part do hereby affix their signatures on this the 16 day of March, 1964.

Briscoe Justice  
Briscoe Justice

Agnes Justice  
Agnes Justice

*Briscoe  
Justice  
et ux  
to  
Highland  
Telephone  
Cooperative  
Inc.*



STATE OF FLORIDA

COUNTY OF POLK

Personally appeared before me, Margaret W. Phillips, a Notary Public in and for said County and State, BRISCOE JUSTICE AND AGNES JUSTICE, the within named bargainors, with whom I am personally acquainted, and who acknowledged that they executed the within instrument for the purposes therein contained.

Witness my hand and official seal at office, in this County, this 17 day of March, 1964.

(SEAL)

Margaret W. Phillips  
Notary Public

My Commission Expires:

Notary Public, State of Florida at Large  
My Commission Expires April 21, 1966  
Bonded by American Casualty Fire & Casualty Co.

STATION: OAKDALE PASSIVE DATE: October 20, 1961

SITE MAP

GROUND ELEVATION ABOVE MEAN SEA LEVEL: 1555 FT.

MAP SHEET: CAMP AUSTIN CONTOUR INTERVAL: 20 FT.

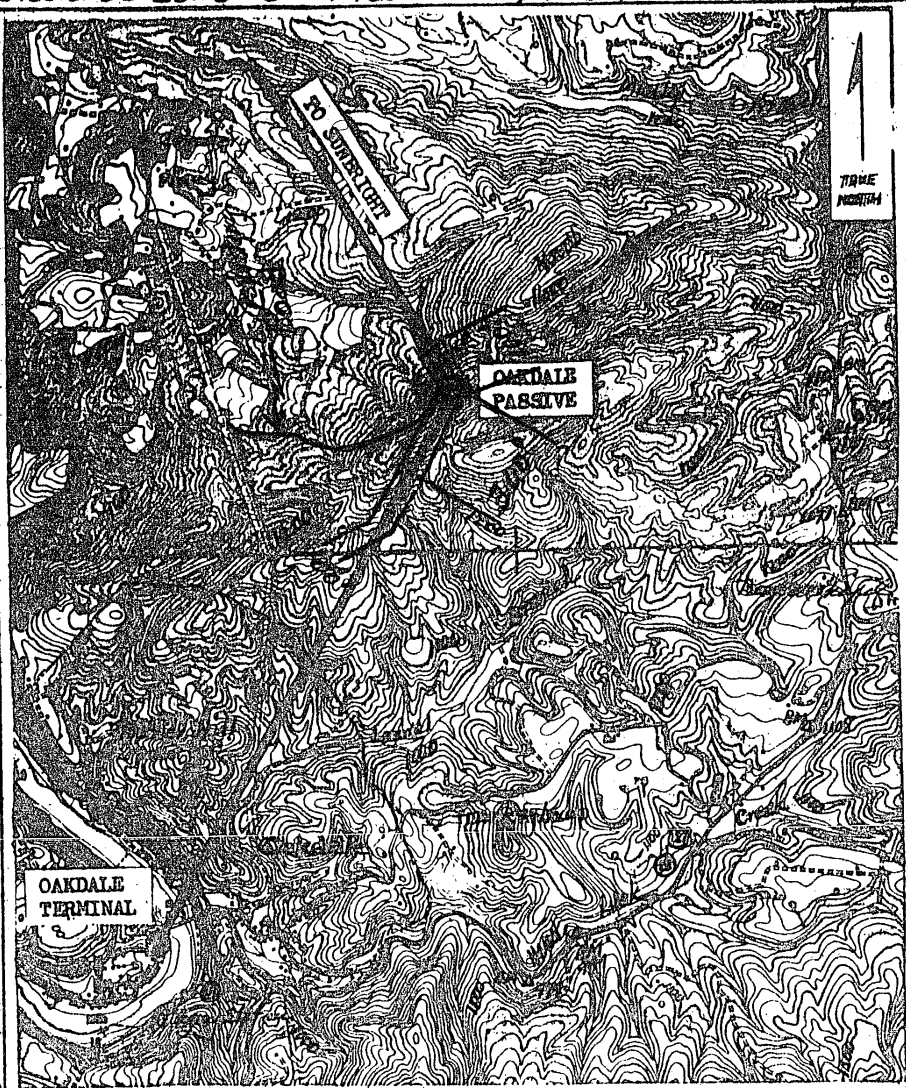
SCALE: 1:24,000

LATITUDE: 30° 00' 23"

LONGITUDE: 84° 32' 10"

Clearance Zone - 300' x 100' S W & 100' x 100' N W

*Clearance Distances Measured from Center of Tower*



GENERAL ELECTRIC

State of Tennessee } Received for record April 2nd 1964  
Morgan County } at 9:10 A.M. Entered in note book J  
page "J" and recorded in deed book T-5 Vol.  
pages 53-54

Witness my hand this April 3rd 1964  
CH Saffell  
Register