

PREPARED BY:
TOWN OF REE HEIGHTS
PO BOX 182
REE HEIGHTS, SD 57371-0182
PHONE: (605) 943-5559

CORPORATE RIGHT-OF-WAY EASEMENT
70-028

KNOW ALL MEN BY THESE PRESENTS –

In consideration of One Dollar (\$1.00) and other good and valuable consideration paid by the Town of Ree Heights, a South Dakota municipal corporation, hereinafter referred to as GRANTEE, to

Hand County, a Public Corporation of the State of South Dakota

hereinafter referred to as GRANTOR, the receipt and sufficiency of which is hereby acknowledged by the GRANTOR, the GRANTOR, for GRANTOR'S heirs, successors and assigns does hereby grant, bargain, sell, transfer, and convey unto the GRANTEE and its successors and assigns a perpetual easement over, across, and through the land of the GRANTOR, situated in Hand County, South Dakota, with the right to erect, construct, install and lay, and thereafter perpetually use, operate, inspect, repair, maintain, replace, and remove water pipes, connections, valves and all other devices used in connection with the operation of a water system, said land being described as follows:

Lot 20, Block 9, Love's Resub to Valentine's Addition; and
Lots 21-22, Block 9, Corporation Addition; all in the Town
Of Ree Heights

together with right of ingress and egress over adjacent land of the GRANTOR, his heirs, successors and assigns for the purposes of this easement. The easement shall be Thirty (30) feet in width, the center line of which is described as follows: Fifteen (15) feet on each side of the center line of the pipeline as constructed and insofar as possible, the center line shall be Fifteen (15) feet inside of the fence line which fence line is the boundary of the property of the GRANTOR.

The consideration hereinabove recited shall constitute payment in full for any damages to the land of the GRANTOR, his heirs, successors, and assigns by reason of the installation, operation, and maintenance of the structures or improvements referred to herein including, but not limited to loss of income. The GRANTEE covenants to maintain the easement in good repair so that no unreasonable damage will result from its use to the adjacent land of the GRANTOR, his heirs, successors and assigns.

The parties acknowledge and agree that it is the future intention of the Grantee to assign its rights hereunder to Mid-Dakota Rural Water System, Inc., a South Dakota not-for-profit corporation.

The grant and other provisions of this easement shall constitute a covenant running with the land for the benefit of the GRANTEE, its successors and assigns.

IN WITNESS WHEREOF, the GRANTOR has executed this instrument this _____ day of _____, 20__.

_____ Hand County _____

(Type Corporate Name)

_____ (Sign Corporate Name)

(Corporate Seal)

By _____ Its _____

By _____ Its _____