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WATER LINE EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

That Raymond W. Gonyea , a single person

of the County of Randolph, and the State of Missouri, hereinafter designated as Grantor, for and in consideration of the sum of $1.00 and other valuable considerations paid and delivered by the Thomas Hill Public Water Supply District No. 1 of Randolph County, Missouri, (hereinafter referred to as the District), organized under the laws of the State of Missouri; the receipt of which is hereby acknowledged, hereby Grants, Bargains, Sells and Conveys to said District the perpetual easement and right to enter upon the lands of Grantor, situated in the County of Randolph, in the State of Missouri, described as follows: A tract of land part of the N½ of the SE¼ of Section 15, Township 52, Range 14, lying adjacent to and on the south side of the public road. Also, part of the SW¼ of the SW¼ of Section 14, Township 52, Range 14, lying adjacent to and on the west side of the public road.

and to erect, construct, install, lay, operate, survey, inspect, maintain, repair, rebuild, replace, remove and patrol on or over or under said lands, and in and upon all streets, roads or highways abutting said lands, pipes or tiles for the transmission of water, and all appliances necessary in connection therewith, together with the perpetual right to go in and upon said land for said purposes. The water line easement hereby granted shall be twenty (20) feet in width, the center line thereof to be located across said land as installed. In addition to the water line easement hereby granted, the Grantor also grants to the District a temporary easement or license to go onto any portion of the within described real estate for the purposes of erecting, constructing and installing and laying the pipes or tiles for the transmission of water, said temporary easement or license to be valid only during the initial construction period.

To have and to hold said easement and rights unto said District forever.

It is understood and agreed that the consideration herein stated shall be the full consideration due to Grantor from said District for going upon said lands and laying of said water pipe line, and that said District shall not be liable for such damages to crops as may incur in the original construction of said water line.

Title to said water pipe line shall be and remain in said District.

Grantor covenants to and with said District that subject to existing easements, if any, for public highways or roads, railroads, laterals, ditches, pipe lines, and electrical transmission or distribution lines and telephone lines covering the land herein described, Grantor is lawfully seized and possessed of said lands, has a good and lawful right and power to sell and convey them, and that they are free and clear of all liens and encumbrances, except as herein stated, and that Grantor will forever Warrant and Defend the title to said easement and the quiet possession thereof against the lawful claims and demands of all persons whomsoever.

And in the event of a prior lien upon said lands, the Grantor agrees to secure a sub-ordination or release from the holder of such lien, so that this easement shall be first or prior to such lien. That the lien recorded in Book_____ at Page_____, of the Records of the Recorder of Deeds for _____ County, Missouri, is the only lien thereon.

Grantor further agrees that all checks or warrants that may be paid under the provisions of this easement, may be made payable to the Grantor and the holder of such lien. That the lien holder shall execute waiver on the second sheet hereof, which is made a part hereof.

IN WITNESS WHEREOF, We have signed our names this 6 day of January, A.D., 1981.

Raymond W. Gonyea

Raymond W. Gonyea

_____

113. Gonyea
105 N. Broadway
Space 11
Pittsburg, CA

Area H-14-4

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WAIVER

The undersigned, holder of the lien described herein, by these presents, hereby sub-ordinates his said lien to the rights of the holder of the easement granted by this easement, and consents to the granting of the easement herein described.

Dated at _____, Missouri, this _____ day of _____, 19___.

_____

STATE OF MISSOURI
COUNTY OF _____ } SS.

On This _____ day of _____, 19___, before me personally appeared _____, to me personally known, who, being by me duly sworn, did say that he is a _____ President of _____, a corporation of the State of Missouri, and that the seal affixed to the foregoing instrument is the corporate seal of said Corporation, and that said instrument was signed and sealed in behalf of said Corporation by authority of its Board of Directors, and said _____ acknowledged said instruments to be the free act and deed of said corporation.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal at my office in _____, the day and year first above written.

_____
NOTARY PUBLIC

My Commission Expires: _____

STATE OF MISSOURI
COUNTY OF Randolph } SS.

On This 6 day of January, 1981, before me, a Notary Public in and for the County of Randolph, in the State of Missouri, personally appeared Raymond W Haynes, to me known to be the person(s) described in and who executed the foregoing instrument, and acknowledged he executed the same as his free act and deed.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal, at my office in Moberly, Missouri, the day and year first above written.

Ruth D. Machetta
NOTARY PUBLIC Ruth D. Machetta

RUTH D. MACHETTA NOTARY PUBLIC STATE OF MISSOURI

My Commission Expires: 12-11-84

RECORDER OF DEEDS SEAL

STATE OF MO. RANDOLPH CO.
AT HUNTSVILLE

MAR 23 1981

HOUR 4 PM MIN 36 PM.
BOOK 521 PAGE 354
CHARLES M. CROSSWHITE, Recorder
Debbie Linville Deputy