

RIGHT-OF-WAY EASEMENT

RURAL WATER DISTRICT NO. 3
SEDGWICK COUNTY, KANSAS

KNOW ALL MEN BY THESE PRESENTS, that Glen W. AND Elizabeth I. Mahan

hereinafter called Grantors, in consideration of One Dollar (\$1.00) and other good and valuable consideration paid by Rural Water District No. 3, Sedgwick County, Kansas, hereinafter called Grantee, the receipt of sufficiency of which is hereby acknowledged, does hereby grant, bargain, sell, transfer, and convey to said Grantee, its successors, and assigns, a perpetual easement with the right to erect, construct, install, and lay and thereafter use, operated, inspect, repair, maintain, replace and remove one or more water lines and appurtenances thereto over and across the following land owned by Grantors in Sedgwick County, State of Kansas

Legal description attached as Exhibit A and incorporated herein by reference.

Together with the right of ingress and egress over Grantor's adjacent lands for the purposes for which the above-mentioned rights are granted. The Easement hereby granted shall be limited and restricted across said land as follows: a strip of land 30' in width adjacent to and parallel to the right(s) of way for any public roads adjacent to Grantor's property described above.

The consideration recited herein shall constitute payment in full for all damages sustained by Grantors by reason of the installation of the structures referred to herein and the Grantee will maintain such easement in a state of good repair and efficiency so that no unreasonable damages will result from its use of Grantors' premises. Grantor agrees that no buildings or other structures shall be constructed or maintained, nor cover removed or added, on this easement that may interfere with the normal operation and maintenance of said lines. This Agreement together with other provisions of this grant shall constitute a covenant running with the land for the benefit of the Grantee, its successors, and assigns. The Grantors covenant that they are the owners of the above-described lands.

IN WITNESS WHEREOF the said Grantors have executed this instrument this 3rd day of Feb., 1997

Glen Mahan
Glen Mahan

(signatures) Elizabeth Mahan
Elizabeth Mahan

STATE OF KANSAS
SEDGWICK COUNTY
FILED FOR RECORD AT
8:00 AM

Larry Consolvey
Deputy

1590411 E 126
LARRY CONSOLVEY
REGISTER OF DEEDS

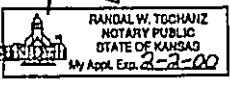
STATE OF KANSAS
COUNTY OF SEDGWICK

BE IT REMEMBERED, that on this 3rd day of FEB., 1997, before me, the undersigned, a Notary Public, in and for the county and state aforesaid, came ELIZABETH MAHAN, who is personally known to me to be the same person who executed the within instrument of writing and such person duly acknowledged the execution of the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my notarial seal the day and year last above written.

Randal W. Tchaniz
Notary Public

My appointment expires:



*ADDITIONAL ACKNOWLEDGEMENTS ON REVERSE

Bonwell, Foster, Barniga + Ellis
Str. 604, 100 N. Main
67202

10.00
dk

For Recording Purposes

CORPORATION ACKNOWLEDGMENT

STATE OF KANSAS

ss:

COUNTY OF _____

BE IT REMEMBERED, that on this _____ day of _____, 1996, before me, the undersigned, a Notary Public, in and for the county and state aforesaid, came _____, President of _____, a corporation duly organized, incorporated and existing under and by virtue of the laws of _____ and _____, Secretary of said corporation, who are personally known to me to be the same persons who executed the within Easement on behalf of said corporation, and such persons duly acknowledged the execution of the same to be the act and deed of said corporation.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my notarial seal the day and year last above written.

My appointment expires: _____

Notary Public

INDIVIDUAL ACKNOWLEDGMENT


STATE OF KANSAS

ss:

COUNTY OF Saline

BE IT REMEMBERED, that on this 27 day of July, 1997, before me, the undersigned, a Notary Public, in and for the county and state aforesaid, came Glen Mahon, who is personally known to me to be the same person who executed the within Easement and such person duly acknowledged the execution of the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my notarial seal the day and year last above written.

My appointment expires: _____

 JERRIE A. GOUGH
 Notary Public - State of Kansas
 My Appl. Expires June 20, 1998

Jessie A. Gough

 Notary Public

INDIVIDUAL ACKNOWLEDGMENT

STATE OF KANSAS

ss:

COUNTY OF _____

BE IT REMEMBERED, that on this _____ day of _____, 1996, before me, the undersigned, a Notary Public, in and for the county and state aforesaid, came _____, who _____ personally known to me to be the same person who executed the within Easement and such person duly acknowledged the execution of the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my notarial seal the day and year last above written.

My appointment expires: _____

Notary Public

EXHIBIT A

A TRACT IN THE NE 1/4 OF THE SE 1/4 OF SECTION 28, TOWNSHIP 28 SOUTH, RANGE 2 EAST OF THE 6TH P.M., SEDGWICK COUNTY, KANSAS, DESCRIBED AS FOLLOWS: THE NE 1/4 OF SAID SE 1/4, EXCEPT A TRACT IN THE NE 1/4 OF THE SE 1/4 OF SECTION 28, TOWNSHIP 28 SOUTH, RANGE 2 EAST OF THE 6TH P.M., SEDGWICK COUNTY, KANSAS, BEGINNING AT THE N.E. CORNER OF THE NE 1/4 OF SAID SE 1/4; THENCE S 00 DEGREES W, ALONG THE EAST LINE OF THE NE 1/4 OF SAID SE 1/4, 662.09 FEET TO THE S.E. CORNER OF THE N 1/2 OF THE NE 1/4 OF SAID SE 1/4; THENCE S 86 DEGREES 27'13" W, 304.78 FEET; THENCE N 89 DEGREES 55'06" W, 1026.60 FEET TO THE S.W. CORNER OF THE N 1/2 OF THE NE 1/4 OF SAID SE 1/4; THENCE N 00 DEGREES 01'05" E, ALONG THE WEST LINE OF THE NE 1/4 OF SAID SE 1/4, 662.58 FEET TO THE N.W. CORNER OF THE NE 1/4 OF SAID SE 1/4; THENCE N 89 DEGREES 16'21" E, ALONG THE NORTH LINE OF THE NE 1/4 OF SAID SE 1/4, 1330.69 FEET TO THE POINT OF BEGINNING, ALL BEING SUBJECT TO ROAD RIGHTS-OF-WAYS OF RECORD