EASEMENT FOR SANITARY SEWER

This instrument made this 4 day of October, 1965, by Daniel E. McElligott and Betty A. McElligott, Owners (hereinafter referred to as Grantors) of the following described property:

The South Four Hundred Seventy-six (476) feet of Block Four (4), Ryan, Delaware County, Iowa.

WHEREAS, the Town of Ryan, Iowa proposes to construct sanitary sewers and manholes upon and under a portion of the above real property owned by the Grantor(s), and

WHEREAS, the Grantor(s) have agreed to give to the Town of Ryan, Iowa a perpetual and continual easement for the purpose of constructing, reconstruction, and maintaining said sanitary sewers and manholes upon a portion of the real property of the Grantor, for consideration of one dollar ($1.00) and other valuable considerations duly paid and acknowledged.

WHEREAS, the Grantee agrees to permit the Grantors full rights and privileges of connection to the Grantees said sewer for the above described real property within the corporate limits of the Town of Ryan, Iowa, subject to and in accordance with Town ordinances and regulations governing the installation of sanitary sewers.

THEREFORE, for the above consideration, the Grantors hereby grant unto the Town of Ryan, Iowa, and its assigns a perpetual and continual easement for the purpose of constructing, recon-

City of Ryan
P.O. Box 10
Ryan, IA 52330

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RECORDER
16.00

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structing, and maintaining the sanitary sewers and manholes upon and under the following portions of the above described property: That portion of the above described property which is included in the following described easement:

> A permanent easement twenty (20) feet wide, being ten (10) feet wide on each side of that portion of the following described line extending through said property, and a temporary easement fifty-five (55) feet wide for construction purposes, being thirty-five (35) feet wide on the north and west sides and twenty (20) feet wide on the south and east sides of the said following described line: Commencing at a point at the intersection of the centerline of Howard Street with the centerline of the alley between Main Street and Grover Street; thence in a westerly direction along the centerline of the aforesaid alley between Main Street and Grover Street a distance of one hundred eight-feet (108ft.); thence southerly and parallel to the west right of way line of Howard Street to the centerline of Main Street extended, all in the Town of Ryan in Delaware County Iowa.

The grantors further agree to erect no buildings, obstructions or other improvements upon or under the property covered by this easement which would interfere with the construction, reconstruction or maintenance of said sanitary sewers and manholes without first obtaining permission from the Town of Ryan, Iowa.

The easement and the rights herein described shall be binding upon the Grantors, and their heirs, legal representatives, successors in interest and assigns.

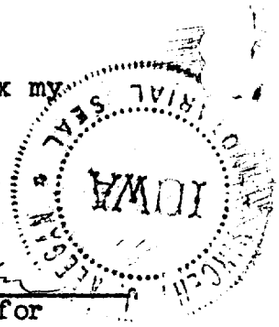
Words and phrases herein, including acknowledgments hereof, shall be construed as in the singular or plural number, and as masculine, feminine or neuter gender, according to the context.

D. E. McElligott

B.A. McElligott

On this 4th day of October, 1965, before me, a Notary Public in and for the County of Delaware, State of Iowa, personally appeared Daniel E. McElligott and Betty A. McElligott to me known to be the persons named in and who executed the foregoing instrument and acknowledged that they have executed the same as their voluntary act and deed.

IN WITNESS WHEREOF I hereunto sign my name and affix my notarial seal the day and year last above written.



Vincent J. Keegan
Notary Public in and for
Delaware County, Iowa.
Vincent J. Keegan

Accepted by the Town of Ryan, Iowa
by Resolution No. 101, dated
the 4 day of October, 1965.