City of Manchester

DELAWARE COUNTY IOWA
FILED
2002 NO 29 AM 10: 21
BOOK 2002
DELORIS M. PETERSON
DELAWARE CO RECORDER
11.00

Preparer: James T. Peters, P.O. Box 774, Independence, IA 50644 (319)334-9992

EASEMENT

WHEREAS, Randall P. Reeves and Debra A. Reeves, hereinafter referred to as "Reeves", are owners of the following-described real estate:

Lot 18, Nelson's Subdivision to Manchester, Iowa, according to plat recorded in Book 4 Plats, Pages 2-5, in the Office of the Delaware County Recorder; and

WHEREAS, the City of Manchester, Iowa, hereinafter referred to as "City", requests the grant of an easement as set forth below.

IN CONSIDERATION of the sum of One Thousand Dollars ($1,000.00) and other valuable consideration, receipt of which is hereby acknowledged, the parties state, covenant and agree as follows:

1. Reeves hereby grant to City an easement for utility purposes, permitting the construction, maintenance, repair, and replacement of utilities located in the following-described premises:

   The North 15 feet of Lot 18, Nelson's Subdivision to Manchester, Iowa, according to plat recorded in Book 4 Plats, Pages 2-5, in the Office of the Delaware County Recorder.

   This easement shall be permanent and shall inure to the benefit of the City, its successors and assigns, and shall run with the land.

2. Reeves further grant to City a ten-foot wide temporary construction easement for purposes of constructing a sanitary sewer service line within the above-described permanent easement. Said construction easement shall be located as follows:

   The South 10 feet of the North 25 feet of Lot 18, Nelson's Subdivision to Manchester, Iowa, according to plat recorded in Book 4 Plats, Pages 2-5, in the Office of the Delaware County Recorder.

3. City shall replace a service line connection for property located at 121 Walker Drive, Manchester, Iowa.

4. The City shall relocate three trees within the easement area to another portion of the lot owned by Reeves through use of a professional tree mover.

5. In the event exercise of the City's rights removes or damages chain link fence located on the subject property, the City shall be responsible for repair or reinstallation of such fencing.

Randall P. Reeves

Debra A. Reeves

STATE OF IOWA, COUNTY OF DELAWARE, SS:

On this 4th day of November, 2002, before me, the undersigned, a Notary Public in and for said State, personally appeared Randall P. Reeves and Debra A. Reeves, to me known to be the persons named in and who executed the foregoing instrument, and acknowledged that they executed the same as their voluntary act and deed.

JULIE A. SWANSON
Commission Number 224151
My Comm. Exp. 8-23-05

Notary Public in and for the State of Iowa

CITY OF MANCHESTER, IOWA

BY: Milt L. Kramer
Milt L. Kramer, Mayor

BY:
Erin Rempe, City Clerk

STATE OF IOWA, COUNTY OF DELAWARE:

On this November 20, 2002, before me, the undersigned, a Notary Public in and for the State of Iowa, personally appeared Milt L. Kramer and Erin Rempe, to me personally known, did say that they are the Mayor and City Clerk, respectively, of the City of Manchester, Iowa; a municipal corporation; that the seal affixed to the foregoing instrument is the corporate seal of the corporation, and that the instrument was signed and sealed on behalf of the corporation, by authority of its City Council, as contained in Resolution No. 163-2002 passed by Resolution of the City Council under Roll Call No. 3-M of the City Council on the 18th day of November, 2002, and Milt L. Kramer and Erin Rempe acknowledged the execution of the instrument to be their voluntary act and deed and the voluntary act and deed of the corporation, by it voluntarily executed.

Notary Public in and for said State.

JULIE A. SWANSON
Commission Number 224151
My Comm. Exp. 8-23-05