

Town Lot Deed Record, No. 37

Dr. G. J. Leuty	#3967	Filed for record the 20 day of October
To		A. D. 1961 at 2:09 o'clock P. M.
Town of Earlham, Iowa	Fee \$2.50 <i>VJS</i>	Mary E. Welty, Recorder

EASEMENT FOR SEWER RIGHT-OF-WAY

KNOW ALL MEN BY THESE PRESENTS: That I, Dr. G. J. Leuty, a single person, of the County of Madison and State of Iowa, in consideration of the sum of One Dollar (\$1.00) and other valuable consideration, in hand paid by the Town of Earlham, Iowa, the receipt of which is hereby acknowledged, do hereby sell, grant, and convey unto the Town of Earlham, in the County of Madison and the State of Iowa, a perpetual easement and right-of-way under, through and across

A ten (10) foot permanent right-of-way easement located in the Southeast Quarter (SE $\frac{1}{4}$) of the Northwest Quarter (NW $\frac{1}{4}$) of Section 6, Township 77 North, Range 28 West of the 5th P. M., Madison County, Iowa, the centerline of which is more particularly described as follows:

Commencing at the Southwest corner of the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of said Section 6; thence North 33 feet and East 155.91 feet to the point of beginning; thence North a distance of approximately 296 feet; thence Northeasterly a distance of approximately 181 feet to a point on the East property line located approximately 7 feet South of the Northeast property corner.

The exact location of the sewer line in the permanent right-of-way to be fixed by the Engineer for the Town of Earlham, Iowa.

in the Town of Earlham, Madison County, Iowa, for the construction of a sewer with the right in said Town to construct and forever maintain a sewer through, under and across said real estate along said line.

The Town of Earlham to have the right to enter in, upon, and onto said property for the purpose of constructing said sewer and for the purpose of replacing, enlarging, reconstructing or repairing said sewer whenever necessary, and to have the right to use as much of the surface of the above described real estate as may be necessary for the purpose of whatsoever. *Recorded as shown on original Easement.*

And we hereby COVENANT with the Town of Earlham, Iowa that we hold said premises by good and perfect title free and clear of Liens and encumbrances and that we have good right and lawful authority to make the conveyance herein made and we WARRANT and DEFEND said premises against the lawful claims of all persons claiming by, through or under us.

As part of the consideration hereof the Town agrees to furnish two connections (Wyes) at mutually agreed points to be designated by grantor, and to connect one of said Wyes to the sewer outlet as now installed six feet North of the center of the foundation in the building now being erected all without cost to the undersigned.

Town Lot Deed Record, No. 37

Acres-Blackmar Co., Burlington. 81263

IN WITNESS WHEREOF, we have hereunto affixed our hands this 20th day of October, 1961.

OWNER

Dr. G. J. Leuty
(Dr. G. J. Leuty)

STATE OF IOWA, MADISON COUNTY, SS

BE IT REMEMBERED, that on this 20th day of October, A.D., 1961, before me, the undersigned, a notary public within and for said County, personally app~~re~~ared Dr. G. J. Leuty, to be known to be the identical person named in and who executed the same as their voluntary act and deed for the ~~purpose~~ therein set forth.

NOTARIAL
SEAL

Marian A. Mark Notary Public
in and for Madison County, Iowa.