

DOCUMENT PREPARED BY: **BDM RURAL WATER SYSTEM, INC.**
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P.O. BOX 49 • BRITTON, SD 57430

RIGHT-OF-WAY EASEMENT

KNOW ALL MEN BY THESE PRESENTS-

In consideration of One Dollar (\$1.00) and other good and valuable consideration paid to

William N. Schmans

hereinafter referred to as GRANTOR, by the BDM Rural Water System, Inc., hereinafter referred to as GRANTEE the receipt of which is hereby acknowledged, the GRANTOR does hereby grant, bargain, sell, transfer, and convey unto the GRANTEE, its successor and assigns, a perpetual easement with the right to erect, construct, install and lay, and thereafter use, operate, inspect, repair, maintain, replace and remove water pipes, connections, valves and all other devices used in connection with the operation

of a rural water system, over, across and through the land of the GRANTOR, situated in ROBERTS County, State of South Dakota, said land being described as follows:

NORTHWEST QUARTER OF THE SOUTHWEST QUARTER (NW/4 SW/4), SECTION TWENTY-EIGHT (28), AND WEST HALF OF THE NORTHWEST QUARTER (W/2 NW/4), SECTION TWENTY-EIGHT (28), BLM T. 126 N., R. 52 WEST S. 4 P.M.

together with the right of ingress and egress over the adjacent lands of the GRANTOR, his successors and assigns for the purposes of this easement.

The easement shall be sixty (60) feet in width, the center line of which is described as follows: Thirty (30) feet on each side of the center line of the pipeline as constructed, and insofar as possible the center line shall be Thirty (30) feet inside the boundary of the property of the GRANTORS.

The consideration hereinabove recited shall constitute payment in full for any damages to the land of the GRANTOR, his successors and assigns, by reason of the installation, operation, and maintenance of the structures or improvements referred to herein. The GRANTEE covenants to maintain the easement in good repair so that no unreasonable damage will result from its use to the adjacent land of the GRANTOR, his successors and assigns.

The grant and other provisions of this easement shall constitute a covenant running with the land for the benefit of the GRANTEE, its successors and assigns.

IN WITNESS WHEREOF, the GRANTORS have executed this instrument this 30th day of MARCH 2000

William N. Schmans (SEAL)

STATE OF SOUTH DAKOTA }
COUNTY OF ROBERTS } SS.

On this the 30th day of MARCH 2000 before me MYLES J. DEVINE
the undersigned officer, personally appeared William N. Schmans

Who to me or satisfactorily proven to be the person whose name is _____ within instrument and acknowledged that he _____ executed the same for the purposes therein contained.



Myles J. Devine
Notary Public, South Dakota

92227
Filed for record this 26th day of April 2000
at 2:10 o'clock P.M. and recorded in Book 106
of Maps page 930
Carol Christianson
Deputy
Fee: 10.00