Prepared By: City of Cookeville 45 E Broad Street Cookeville, TN 38501

DEED FOR UTILITY EASEMENT

This Easement Deed, is made by and between the CITY OF COOKEVILLE, TENNESSEE, a municipal corporation organized and existing under the laws of the State of Tennessee, hereinafter referred to as the CITY, and Johnnie Lennell Sullivan and wife, Azalea Sullivan, hereinafter referred to as the GRANTORS.

WITNESSETH:

WHEREAS, the GRANTORS own a certain lot, parcel, or tract of land lying and being in the EIGHTH Civil District of Putnam County, Tennessee, being the same property conveyed to them by a deed of record in Book 399, Page 223, in the Register's Office of Putnam County, Tennessee; and

WHEREAS, the CITY operates and maintains a Water Treatment and Distribution System and desires to acquire from the GRANTORS the easement or easements hereinafter described over and through the portion of said lot, parcel, or tract as is hereinafter more specifically described.

NOW, THEREFORE, said GRANTORS, for and in consideration the sum of ONE AND 00/100 DOLLAR (\$1.00), in hand paid and receipt of which is hereby acknowledged, and other good and valuable consideration, does hereby give, grant and convey unto the CITY the easements (s) hereinafter described and which, unless otherwise hereinafter expressly limited or restricted, shall be a perpetual right and easement(s) to construct and maintain across, upon and through the property hereinafter specifically described, a water line and other ordinary incidents to a water distribution system, with the right to go upon said lands whenever the same is reasonably necessary for inspecting, maintaining, repairing, replacing, renovating, and constructing said water facilities and GRANTORS, their heirs and assigns, shall not construct and make any permanent improvements or erect any buildings upon said easements which shall interfere with the access of the CITY to the same; provided, however the CITY shall remove all surplus earth, make level the surface of the ground, and restore the surface as nearly as practical to its original condition.

The easement (s) herein granted to the CITY shall exist upon and through the following described parts of said real property owned by the GRANTORS:

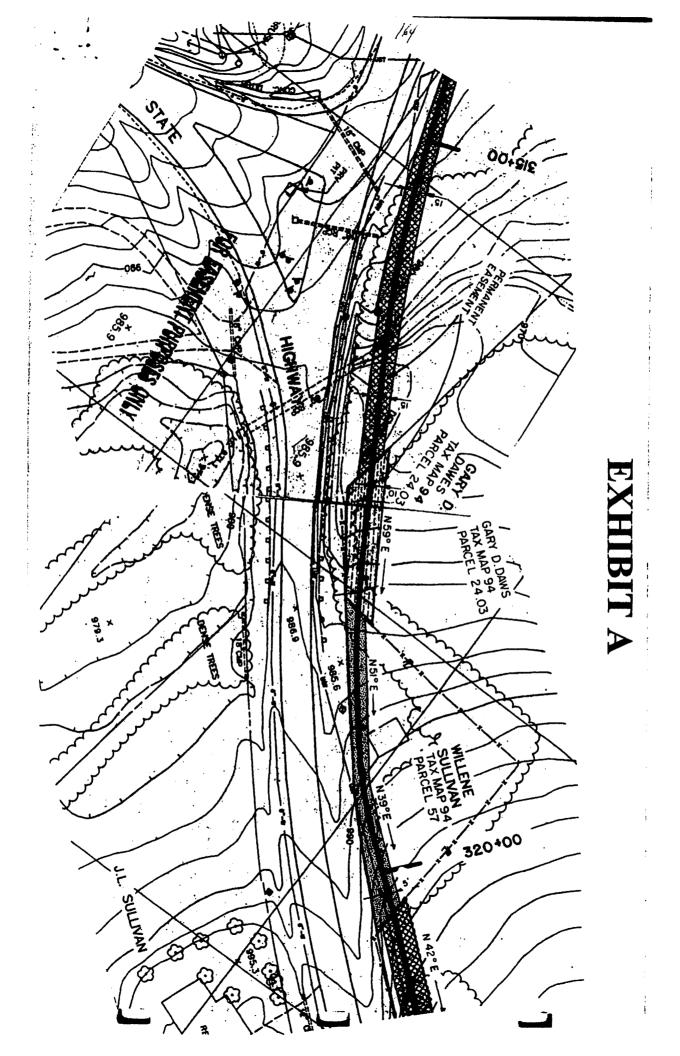
EASEMENT DESCRIPTION

Johnnie Lennell Sullivan and wife, Azalea Sullivan Tax Map 94, Parcel 57

PERMANENT EASEMENT

Beginning at approximate station 318 + 22 of 30-inch finished water survey baseline, said point being located on the boundary of lands owned by subject owner and Gary D. Dawes; thence N59° E, 21 feet; thence N51° E, 95 feet; thence N39° E, 91 feet to the boundary of lands owned by subject owner and Gary D. Dawes. Said strip of land shall extend 5 feet on the left side and to the western right-of-way of State Highway 135 on the right side of said centerline, as shown on exhibit "A", containing 0.06 acres, more or less.

201390



Deed for Water Easement Johnnie Lennell Sullivan and wife, Azalea Sullivan Page 2

This easement description is not intended to be a boundary survey and is taken from the topographic survey performed for project design.

WITNESS my hand, this 26+h day of January, 1999.

GRANTORS:

Johnnie Lennell Jullion Azalea Sullivan

Johnnie Lennell Sullivan

Azalea Sullivan

STATE OF TENNESSEE) COUNTY OF PUTNAM)

Personally appeared before me, the undersigned authority, a Notary Public in and for said state and county, Johnnie Lennell Sullivan and wife, Azalea Sullivan, the within named bargainors with whom I am personally acquainted, and who acknowledged that they executed the within instrument for the purposes therein contained.

Witness my hand and official seal at Cookeville, TN this the 26 + h description of 1999.

Dear Beeck

Notary Public

My Commission Expires: 11/25/02

State of Tennessee Pulnern County

The foregoing instrument and certificate were noted to

and recorded in ZUD Book #03 Page /63

State Tax Peld & ____For__

Recording Fee 14: 40 Total 14: 40 Receipt No. 363

165