

Prepared By
Randall Community Water District
445 Main Street – PO Box 37
Lake Andes, SD 57356
605-487-7823

**Randall Community Water District
RIGHT-OF-WAY EASEMENT**

Know All Men By These Presents:

In consideration of the Mutual benefits to be derived by the laying of the water lines to

hereinafter referred to as GRANTOR(S) by RANDALL COMMUNITY WATER DISTRICT, a public entity formed under SDCL 46A-9 as amended, hereinafter referred to as GRANTEE, the receipt of which is hereby acknowledged, the GRANTOR(S) 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(S), situated in _____ County, State of South Dakota, said land being described as follows:

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

The easement shall be thirty (30) feet in width, the center line of which is described as follows: Fifteen (15) feet on either side of the center line of the pipeline as constructed, and insofar as practical the center line shall be fifteen (15) feet inside of the fence line which fence line is the boundary of the property of the GRANTOR(S).

The consideration hereinabove recited shall constitute payment in full for any damages to the land of the GRANTORS(S), 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(S), his successors and assigns.

If crop damage occurs during the maintenance and repair of the water line or any of its appurtenances, the GRANTEE will reimburse the GRANTOR(S) for reasonable damages for loss of crop.

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 GRANTOR(S) have executed this instrument this _____ day of _____, 201__.

name)
STATE OF SOUTH DAKOTA)
COUNTY OF _____)
title

On this _____ day of _____, 201__, before me, _____ the undersigned officer, personally appeared _____, of the state, county or city as the case may be of _____, known to me or satisfactorily proven to be the person described in the foregoing instrument, as acknowledged that he executed the same in the capacity therein stated and for the purposes therein contained. In witness whereof I hereunto set my hand and official seal.

Notary Public My commission expires: _____