

EASEMENT FOR IRRIGATION LINE AND PUMP

COMES NOW, Robert W. Foley and Mary S. Foley, husband and wife, as tenants by the entirety, as to an undivided one-half interest, and Randy R. Foley, a single person, as to an undivided one-half interest, hereinafter referred to as Grantors for and in consideration of the sum of Ten Dollars (\$10.00) and other good, valuable and legal consideration, in hand paid, the receipt of which is hereby acknowledged, do hereby grant, bargain, sell and convey to Joseph P. Kristy and Theresa Rodgers, Trustees of the Theodore Kristy Trust dated July 2, 1998, hereinafter referred to as Grantees, an easement for an irrigation line and pump, together with the necessary appurtenances thereto, over, through and under the following described lands situate in Sheridan County, Wyoming, to-wit:

A 15 foot wide easement located in Tract 3 of Downer's Addition, Sheridan County, Wyoming, for the purpose of maintaining an irrigation pipeline and pump site on Soldier Creek, said easement lying 7.50 feet on both sides of the following described centerline;

Beginning at a point on the easterly line of said Tract 3, said point being located N0°10'15"W, 90.00 feet from the southeast corner of said Tract 3; thence S81°30'00"W, 25.00 feet more or less, to Soldier Creek, lengthening or shortening the sidelines of said easement to intersection property lines and Soldier Creek.

TOGETHER with the right to ingress and egress to, from and along said above-described land for the purposes aforesaid, which easement and all rights hereunder shall continue in perpetuity unless the Grantee shall discontinue to use the same for the purposes aforesaid and shall abandon said easement.

GRANTORS herein acknowledge said easement is for the benefit of the following described land situate in Sheridan County, Wyoming, to-wit:

The South Eighty (80) Feet of Tract Number Two (2), Downer Addition, a Townsite adjacent to the City of Sheridan, Wyoming, located in Sheridan County, Wyoming, together with all improvements and appurtenances situate thereon of belonging thereto.

And

Commencing Eighty (80) feet North of the South line of Tract number Two (2) of the Downer Addition a Townsite adjacent to the City of Sheridan, Wyoming, thence running North Eighty (80) feet, thence West One hundred twenty five (125) feet to the West end of said Lot, thence South Eighty (80) feet, thence East One hundred twenty five (125) feet to the point of beginning. Being 80 x 125 feet.

GRANTORS here acknowledge said easement constitutes a burden upon the following described lands situate in Sheridan County, Wyoming, to-wit:

Tract 3, except the northerly 65 feet thereof, in Downer Addition to the City of Sheridan, Sheridan County, Wyoming.

GRANTORS reserve the right to use and enjoy the surface of the easement granted hereby except as may be necessary for the purposes herein granted to said Grantees; the Grantors agree not to build, create or construct any obstruction, works or other structure upon said easement, other than driveways, or permit the same to be done by others.

THE TERMS, CONDITIONS AND PROVISIONS hereof shall extend to and be binding upon the heirs, executors, administrators, personal representatives, successors and assigns of the parties hereto.

Dated this 17th day of December, 2002.

Robert W. Foley
Robert W. Foley

Mary S. Foley
Mary S. Foley

Randy R. Foley
Randy R. Foley

State of Wyoming)
)ss
County of Sheridan)

The foregoing instrument was acknowledged before me by Robert W. Foley and Mary S. Foley, this 17th day of December, 2002.

Witness my hand and official seal.



L. Dennis Irwin
Notary Public

My Commission Expires: 13 June 2003

State of Wyoming)
)ss
County of Sheridan)

The foregoing instrument was acknowledged before me by Randy R. Foley, this 17th day of December, 2002.

Witness my hand and official seal.



L. Dennis Irwin
Notary Public

My Commission Expires: 13 June 2003