RECORDED APRIL 2, 2001 BK 422 PG 178 NO 371577 AUDREY KOLTISKA, COUNTY CLERK

## **EASEMENT**

For Ten Dollars (\$10.00) and other good and valuable consideration, Steve Harvey and Gayle Harvey, husband and wife, of Shory doed County, State of Lygary to whom reference is made hereinafter as "Grantors," do hereby grant unto Theodore Tomlinson, also known as Theodore D. Tomlinson, and Jean L. Tomlinson, also known as Jeannine L. Tomlinson, husband and wife, to whom reference is made hereinafter as "Grantees," and to their successors in interest, the hereinafter described easement.

Grantors are the owners, as tenants by the entireties, of real property, situate in the County of Sheridan, State of Wyoming, described as follows:

## PARCEL 1

A tract of land situated in Block 4 of Suburban Gardens, being Subdivision Number One of the Holdrege Ranch, according to the recorded plat of said Subdivision, in Sheridan County, Wyoming, said tract of land being more particularly described as follows: Beginning at the Southeast corner of the SE½SW½ of Section 10, in Township 56 North, Range 84 West of the 6th P.M.; thence South 88° 55' W. 550 feet to a point, thence N. 14° 27' W. 529.9 feet to a point, thence N. 88° 59' E. 771.5 feet to a point, thence S. 37° 42' E. 27.2 feet to a point, thence S. 5° 46' E. 406.9 feet to a point, thence S. 58° 27' W. 171.4 feet to the point of beginning. Said tract of land situated in the SE½SW¼ and SW¼SE¼ of Section 10, Township 56 North, Range 84 West of the 6th P.M.

## PARCEL II

A tract of land situate in the NE<sup>1</sup>/4NW<sup>1</sup>/4 of Section 15, T. 56 N., R. 84 West of the 6th P.M., County of Sheridan, State of Wyoming, and being a part of Block 3 of Suburban Gardens, being Subdivision No. 1 of the Holdrege Ranch and being more particularly described as follows:

Beginning at the Northwest corner of said Block 3; thence East along the North line of said Block 3, a distance of 335 feet; thence Southeasterly a distance of 145 feet; thence Westerly a distance of 233.9 feet to a point; thence N. 53° 26' W., a distance of 129.86 feet to a point on the Westerly line of said Block 3; thence Northwesterly along the Westerly line of said Block 3 a distance of 119 feet to the point of beginning.

## PARCEL III

That portion of Block 3 of Suburban Gardens, being Subdivision No. 1 of the Holdrege Ranch, Sheridan County, Wyoming, being described by metes and bounds as follows:

Beginning at the north quarter corner of Section 15, T. 56 N., R. 84 W. of the 6th P.M., Wyoming;

Thence S. 88° 54' W. along the North boundary of said Section 15 a distance of 205 feet, more or less to the Northeast corner of a tract of land described as follows: "Beginning at the Northwest corner of Block Three of Suburban Gardens, being Subdivision No. 1 of the Holdrege Ranch, thence East 335 feet, thence Southeasterly a distance of 145 feet, thence Westerly a distance of 335 feet to a point on the

EASEMENT

Westerly line of said Block 3; thence Northwesterly along the Westerly line of said Block 3 a distance of 220 feet to the point of beginning."

Thence southeasterly along the easterly boundary of said tract a distance of 145 feet to the southeasterly corner of said tract; thence westerly along the South boundary of said tract a distance of 270 feet, more or less, to a point on the Northeasterly right of way boundary of presently existing Interstate Highway #90; Thence S. 53° 26' E. along said Northeasterly right of way boundary a distance of 350 feet more or less, to the center of Big Goose Creek;

Thence Northeasterly along the center of said Big Goose Creek a distance of 485 feet, more or less, to a point on the North boundary of Section 15;

Thence S. 88° 54' W. a distance of 85 feet, more or less, to the point of beginning.

The Grantees own interests in property that adjoin Grantors' property, said property more particularly described as follows:

All of Block 4 of Suburban Gardens, being Subdivision No. One of the Holdrege Ranch in Sheridan County, Wyoming.

EXCEPT the following described tract of land, to-wit:

Beginning at the Southeast corner of SE¼SW¼ of Section 10, in Township 56 North, Range 84 West of the 6th P.M., thence South 88°55' W. 550 feet to a point, thence N. 14°27' W. 529.9 feet to a point, thence N. 88°59' E. 771.5 feet to a point, thence S. 37°42' E. 27.2 feet to a point, thence S. 5°46' E. 406.9 feet to a point, thence S. 58°27' W. 171.4 feet to the point of beginning.

This grant is made and given to Grantees, and to their heirs, administrators, executors, assigns and successors in interest, for ingress and egress to and from their above described property, over the property of the Grantors.

NOW THEREFORE, in consideration of the above and foregoing, and other good and valuable consideration, the receipt and sufficiency whereof is hereby acknowledged, the Grantors, of the State of hereby grant to Grantees, and their successors in interest, an easement, for ingress and egress to and from their above described property, over the property of the Grantors, said easement being more full described as follows:

Beginning at the Southeast Corner of the SE¼SW¼ of said Section 10 (Township 56 North, Range 84 West), thence South 88°55' West 550 feet to a point, thence North 14°27' West 19.3 feet to a point, thence North 88°55' East 566.4 feet to a point thence North 58°34' East 173.1 feet to a point, thence South 5°46' East 18 feet to a point, thence South 58°27' West 171.4 feet to the point of beginning.

This easement is granted to enable Grantees and their heirs, successors in interest, and assigns, to have access to their lands as described above, for all lawful purposes connected with the use and enjoyment of the premises as single family residential homes located thereon, but for no other purposes.

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This easement herein contained shall be construed as running with the lands, for the private use and benefit of the Grantees, their heirs, successors in interest and assigns forever. This easement shall bind the Grantors' above-described land, the Grantors and their heirs, successors and assigns forever. Grantees shall be responsible for the maintenance of the easement property, this maintenance shall include, *inter alia*, plowing snow, and repairing potholes.

DATED this \_\_\_\_\_\_ day of April, 2001.

Steve Harvey

Theodore Tomlinson, also known as Theodore D. Tomlinson Jesu of Tomlinen)

also known as Jeannine L. Tomlinson

STATE OF Wysming ) : SS COUNTY OF Sher, (wil)

WITNESS my hand and official seal.

NOTARY PUBLIC

My Commission Expires: 18/25/2001

STATE OF WYOMING ) : SS

COUNTY OF SHERIDAN )

The foregoing <u>EASEMENT</u> was acknowledged before me by Theodore Tomlinson, also known as Theodore D. Tomlinson, and Jean L. Tomlinson, also known as Jeannine L. Tomlinson, this \_\_\_\_\_\_ day of April, 2000.

WITNESS my hand and official seal.

NOTARY PUBLIC

My Commission Expires: 12/2 8/200

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