

RECORDED MAY 24, 1989 BK 327 PG 175 NO 32828 RONALD L. DAILEY, COUNTY CLERK

WATER LINE EASEMENT PERTAINING TO USE AND MAINTENANCE  
OF SPRING AND CISTERN PROVIDING DOMESTIC WATER

THIS AGREEMENT made and entered into this 23 day of May, A.D. 1989, by and between S. K. JOHNSTON, JR., whose address is Krystal Building, Suite 600, One Union Square, Chattanooga, Tennessee 37402, hereinafter referred to as "Johnston"; and CHARLES L. WHITON and EDITH L. WHITON, husband and wife, of Sheridan County, Wyoming and HERMAN F. WHITON, JR., of Sun Valley, Idaho, hereinafter referred to as "Whitons."

WITNESSETH:

WHEREAS, Johnston is the owner of certain real property located in Sheridan County, Wyoming, formerly owned by Whitons; and

WHEREAS, a spring located on the lands owned by Johnston provides domestic water to the house occupied by Charles L. Whiton and Edith L. Whiton; and

WHEREAS, the said spring and cistern also supply water to the residence located on the lands owned by Johnston; and

WHEREAS, the parties did on December 11, 1985 execute an Agreement pertaining to use and maintenance of spring and cistern providing domestic water, said Agreement having been recorded December 11, 1985, in Book 298, Page 26, as Instrument No. 945902 in the office of the County Clerk of Sheridan County, Wyoming; and

WHEREAS, Johnston has recently acquired additional lands from Whitons, and as a result thereof, it is necessary to extend the waterline easement granted in said Agreement dated December 11, 1985, in order to cross those additional lands recently acquired by Johnston;


NOW, THEREFOR, in consideration of the sum of One and more dollars (\$1.00+), paid by Whitons to Johnston, and the mutual promises and covenants contained herein, the parties agree as follows:

1.

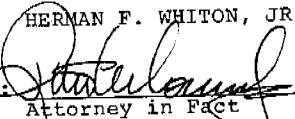
Johnston hereby grants unto Whitons, their successors and assigns an easement described in Exhibit "A" for the purpose of maintaining, repairing and replacing a domestic water line system.

DATED this 23 day of May, A.D. 1989.

  
S. K. JOHNSTON, JR.

  
CHARLES L. WHITON


  
EDITH L. WHITON

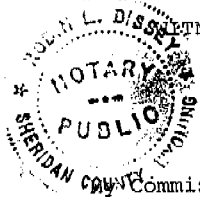
HERMAN F. WHITON, JR.  
By:   
Attorney in Fact

STATE OF WYOMING       )  
                                  ) ss.  
County of Sheridan     )

The foregoing instrument was acknowledged before me this 23 day of May, A.D. 1989 by S. K. Johnston, Jr.

WITNESS my hand and official seal.

  
Notary Public



Commission Expires:

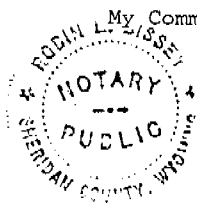
Dec 22, 1992

STATE OF WYOMING       )  
                                  ) ss.  
County of Sheridan    )

The foregoing instrument was acknowledged before me  
this 23 day of May, A.D. 1989 by Charles L. Whiton and  
Edith L. Whiton, husband and wife.

WITNESS my hand and official seal

Robert L. Bissey  
Notary Public



My Commission Expires: Dec 22, 1992

STATE OF WYOMING       )  
                                  ) ss.  
County of Sheridan    )

The foregoing instrument was acknowledged before me  
this 23 day of May, A.D. 1989 by Robert W. Connor, Jr.,  
who acknowledged himself to be attorney in fact for Herman  
F. Whiton, Jr. and acknowledged that he executed the same as  
the act of his principal for the purposes therein contained.

WITNESS my hand and official seal.

Robert L. Bissey  
Notary Public



My Commission Expires: Dec 22, 1992

178

EXHIBIT "A"

TO  
WATER LINE EASEMENT PERTAINING TO USE AND MAINTENANCE  
OF SPRING AND CISTERN PROVIDING DOMESTIC WATER

A domestic water line easement being 15 feet wide lying in the NE $\frac{1}{4}$ SE $\frac{1}{4}$  of said Section 21, Township 54 North, Ranger 84 West, 6th P.M., Sheridan County, Wyoming; the centerline described as follows:

Beginning at a point on the east line of said NE $\frac{1}{4}$ SE $\frac{1}{4}$  and the end of an easement described in Book 298, Page 29, said point being S0°55'31"E, 391.37 feet from the east quarter corner of said Section 21; thence S68°10'00"W, 325.01 feet to a point; thence S87°34'03"W, 99.93 feet to a point; thence N74°26'38"W, 179.74 feet to a point; thence N45°59'30"W, 65.83 feet to a point; thence N63°55'09"W, 88.17 feet to a point; said point being S61°05'33"W, 793.82 feet from said east quarter corner of Section 21.

Basis of Bearings is Wyoming State Plane.

EXHIBIT "B"  
TO  
EASEMENT FOR USE OF PUMP HOUSE AND TO LAST CHANCE  
DITCH AND AGREEMENT PERTAINING TO ELECTRIC METER

A irrigation water line easement being 15 feet wide<sup>9</sup> lying in the West~~SE~~ and East~~SW~~ of said Section 21, Township 54 North, Range 84 West, 6th P.M. Sheridan County, Wyoming; the centerline described as follows:

Beginning at a point, said point being S66°43'31"W, 2548.25 feet from the east quarter corner of said Section 21; thence S73°11'32"W, 114.35 feet to a point; thence S63°47'59"W, 322.99 feet to a point; thence S51°41'54"W, 328.66 feet to a point; thence S80°54'04"W, 9.76 feet to a point; thence S10°46'15"E, 35.21 feet to a point; thence S23°49'11"E, 36.95 feet to a point, said point being S64°00'14"W, 3322.34 feet from said east quarter corner of Section 21.

Basis of Bearings is Wyoming State Plane (East Central Zone)