

476
RIGHT OF WAY EASEMENT

RECORDED DECEMBER 6, 1989 BK 331 PG 476 NO 46308 RONALD L. DAILEY, COUNTY CLERK

Know All Men By These Presents:

That for and in consideration of the sum of Ten Dollars (\$10.00) O.V.C. XXXX, the receipt of which is hereby acknowledged and confessed, David C. Fowler and Carolyn R. Fowler, Trustees of the Fowler Trust of the County of Sheridan and State of Wyoming, hereinafter called the grantor, hereby grants to THE STATE HIGHWAY COMMISSION OF WYOMING, its assigns or successors, hereinafter called the grantee, the right to lay out, construct, inspect, operate and maintain a road for the use of the public over and across the following described lands located in the County of Sheridan and State of Wyoming, to-wit: All that portion of SE1/4 Sec. 8, S1/2SW1/4 Sec. 9, Resurvey T. 53 N., R. 81 W., 6th P.M., Wyoming.

The right of way hereby granted being more particularly described as follows:

All that portion of the SE1/4 Section 8, S1/2SW1/4 Section 9 all of Resurvey T. 53 N., R. 81 W. of the 6th P.M., Wyoming, lying between parallel right-of-way lines 100 feet apart, being 50 feet on each side when measured at right angles or radially to the following described survey line of highway, said parallel right-of-way lines begin on the north boundary of said SE1/4 and S1/2SW1/4 and end on the east boundary of said S1/2SW1/4:

Commencing at a point which bears S.1°09'50.04"E. a distance of 1,329.85 feet from the west quarter corner of said Section 9 and which bears N.1°09'50.04"W. a distance of 1,401.80 feet from the southwest corner of said Section 9 (both monumented by brass caps dated 1917), said point also being located on a circular curve concave to the northeast the radius of which is 2,864.79 feet and at which point a line tangent to said curve bears N.76°32'50.54"W.;

thence northwesterly along said curve through a central angle of 0°51'38.16" a distance of 43.03 feet to the True Point of Beginning;

thence southeasterly along said curve through a central angle of 11°49'04.8" a distance of 590.9 feet to the point of ending of said curve;

thence S.87°30'17.4"E. a distance of 2,115 feet, more or less, to the point of ending.

EXCEPTING and EXCLUDING the NW1/4SW1/4 of said Section 9.

The above described parcel of land contains 5.6 acres, more or less.

NOTE: All bearings and distances in this description are based on the Wyoming State Plane Coordinate System, East Central Zone, modified to Wyoming Highway Department Coordinate System by an adjustment factor of 1.000200.

Grantor also grants the right of ingress and egress to and from the said land for any and all purposes necessary and incident to the exercise by the grantee, and the public, of the rights granted by this conveyance.

Grantee agrees to construct culverts of suitable size across such ditches and laterals of grantor as necessary for proper operation of his irrigation system.

Grantors hereto do hereby waive and release all rights under and by virtue of the homestead exemption laws of the State of Wyoming insofar as affected by this conveyance.

Grantor will not use, or permit to be used, the conveyed property for any purpose whatsoever; that exclusive use is hereby granted to the grantee.

The grant herein contained is an easement and shall be perpetual so long as the main traveled portion of said land is used for the aforementioned purposes, and whether or not actually fenced or used in its entirety for the aforementioned purposes.

IN WITNESS WHEREOF, the parties have hereunto set.....hand.....this day of

....., A.D., 19....., by

Witnessed by *David C. Fowler*

..... *Carolyn R. Fowler*

..... *Trustees of the "Fowler Trust"*

Grantors

ACKNOWLEDGEMENT

STATE OF Wyoming }
COUNTY OF Sheridan } ss.

The foregoing instrument was acknowledged before me this 13th day of July, 1989, by DAVID C. FOWLER AND CAROLYN R. FOWLER, "Trustees of the Fowler Trust"

Witness my hand and official seal.

My commission expires

Dec 14 1991

Ronald E. Archuleta
NOTARY PUBLIC