

line to Fisk Heights

#35
EASEMENT

1963

This instrument made and entered into by and between Ralph T. Coley and wife, Bettye H. Coley, of Phoenix, Arizona, formerly of Roane County, Tennessee, parties of the first part, and The City of Harriman, Tennessee, a municipal corporation, of Roane County, Tennessee, party of the second part,

WITNESSETH:

That for and in consideration of two (2) 4 inch sewer taps and two (2) 1/2 or 3/4 inch water taps which the party of the second part agrees to furnish to the parties of the first part at this property without charge to said parties of the first part, the parties of the first part do hereby give, grant and convey unto the said party of the second part the perpetual right and easement to construct, maintain and operate a sewer line under, across and upon the following described property, and do hereby release said party of the second part, its agents, employees, successors and assigns, from any and all liability for damages, or claims for damages resulting or which may result from the construction, maintenance and operation of said line, and for any and all incidental damages resulting or which may result to the remainder of the property of the parties of the first part due to or as result of the construction, maintenance and/or operation of said lines, and said party of the second part is specifically granted the right to go upon said property from time to time for the purpose of checking, maintaining and repairing said line to be constructed thereon. The property on which said easement is granted is described as follows:

Situated in the First Civil District of Roane County, Tennessee, and in what is known as Fisk Addition (now Lakeview Heights Addition) and more particularly described as follows:

Being 40 feet in width, lying 20 feet on each side of the center line as shown by map or plat entitled Lakeview Heights

546

238

123

Sewer Line Easement, filed of record in the Office of the Register for Roane County, Tennessee, in Plat Book 4, page 78, said center line being more particularly described as follows:

Beginning at Station 48 + 53 as shown on said map, same being at a fence marking the property line of Bill Daniels; thence North 0 deg. 52 min. West 130 feet to Station 49 + 83; thence North 62 deg. 10 min. East 584 feet to Station 55 + 67; thence North 83 deg. 40 min. East 126 feet to Station 56 + 38 at Harriman Housing Authority property line, and being a part of the same property conveyed to Ralph T. Coley and wife, Bettye H. Coley, by warranty deed dated January 26, 1954, executed by Albert Matney and wife, Lucille Matney, and recorded on February 3, 1954, in Deed Book M-7, page 120, Office of the Register for Roane County, Tennessee.

To Have and To Hold said right and easement to it, the said party of the second part, its successors in title and assigns, together with the hereditaments and appurtenances thereunto appertaining, it being understood and agreed that the right and easement hereby granted is appurtenant to and runs with the land aforescribed and shall be binding on said parties of the first part, their heirs and assigns, forever.

In Witness Whereof, said parties of the first part have hereunto set their signatures on this the 28th day of January, 1963.

Ralph T. Coley
Ralph T. Coley

Bettye H. Coley
Bettye H. Coley

STATE OF ARIZONA

COUNTY OF Maricopa

Personally appeared before me, Shirley L. Clements, a Notary Public of said County and State, the within named bargainors, Ralph T. Coley and wife, Bettye H. Coley, with whom I am personally acquainted, and who acknowledged that they executed the within instrument for the purposes therein contained. 547

Witness my hand and official seal at office this 28th day of January, 1963.

Shirley L. Clements
Notary Public

My Commission Expires: 10-24-64

