

75506  
WATERMAIN EASEMENT

This instrument made this 14th day of August, 1985, by and between Madison School District #318, of the City of Grand Rapids, County of Itasca, State of Minnesota, party of the first part; and the City of Grand Rapids, a municipal corporation, of the State of Minnesota, party of the second part.

WITNESSETH

That the party of the first part, being the owner of the premises hereinafter described, for and in consideration of the sum of \$1.00 (one dollar) and other valuable consideration, to them in hand paid, the receipt whereof is here by acknowledged, do hereby grant, convey and warrant unto the said party of the second part, it's successors and assigns, a permanent right-of-way and easement to construct, maintain and repair watermain facilities as a part of the general plan of Water Distribution System Improvements 1985-6 on the real property in the County of Itasca, State of Minnesota, described as follows:

A 40' wide strip of land lying 20' on either side of a line beginning at a point on the East right of way of 8th Avenue North West, 35' South of the extended centerline of 7th Street North West; Thence North 90 East a distance of 72'; Thence North 45 East a distance of 64.7'; Thence North 90 East a distance of 152' to a point in the West right of way line of 7th Avenue North West and there terminating; all lying in Houghton's Second Addition to the City of Grand Rapids, County of Itasca, State of Minnesota.

Together with all rights of access to said facilities including the right to excavate and disrupt the surface of said easement during construction.

The party of the second part agrees to restore the premises to original condition prior to construction, following completion of the aforementioned construction. Provided, however, that second party shall hold first party harmless for damage to any improvements to the surface not existing prior to initial construction of said facilities.

The easement hereby created and granted shall continue for so long as said described premises shall be used for the purpose herein provided.

IN WITNESS WHEREOF, the party of the first part hereunto set his hand and seal the day and year first above written.

IN PRESENCE OF:

Gerald W. Schreck  
Chairman, Board of Education #318

James E. Sauter  
Superintendent of Schools -- #318

Subscribed and sworn to before me this 19th day of August, 1985.

This instrument drafted by:

Glen D. Hodgson

NOTARY PUBLIC:

Kathleen Wagner

KATHLEEN J. WAGNER  
NOTARY PUBLIC  
ITASCA COUNTY, MINN  
My Commission Expires May 4, 1989

8-19-85

OFFICE OF COUNTY RECORDER  
STATE OF MINNESOTA )  
County of Itasca ) ss.

I hereby certify that the within instrument

was filed in this office for recording on

Document No. 75506

OCT 4 1985 at 9:42 AM

Date

DOUGLAS L. BURTON

County Recorder

James E. Sauter