

Prepared By: City of Cookeville  
45 E Broad Street  
Cookeville, TN 38501

### DEED FOR UTILITY EASEMENT

This Easement Deed, is made by and between the **CITY OF COOKEVILLE, TENNESSEE**, a municipal corporation organized and existing under the laws of the State of Tennessee, hereinafter referred to as the **CITY**, Paul David Burgess and wife, Anna Lois Burgess, hereinafter referred to as the **GRANTORS**.

#### WITNESSETH:

**WHEREAS**, the **GRANTORS** owns a certain lot, parcel, or tract of land lying and being in the **EIGHTH** Civil District of Putnam County, Tennessee, being the same property conveyed to them by a deed of record in Book 241, Page 81, in the Register's Office of Putnam County, Tennessee; and

**WHEREAS**, the **CITY** operates and maintains a Water Treatment and Distribution System and desires to acquire from the **GRANTORS** the easement or easements hereinafter described over and through the portion of said lot, parcel, or tract as is hereinafter more specifically described.

**NOW, THEREFORE**, said **GRANTORS**, for and in consideration the sum of **ONE AND 00/100 DOLLAR (\$1.00)**, in hand paid and receipt of which is hereby acknowledged, and other good and valuable consideration, does hereby give, grant and convey unto the **CITY** the easements (s) hereinafter described and which, unless otherwise hereinafter expressly limited or restricted, shall be a perpetual right and easement(s) to construct and maintain across, upon and through the property hereinafter specifically described, a water line and other ordinary incidents to a water distribution system, with the right to go upon said lands whenever the same is reasonably necessary for inspecting, maintaining, repairing, replacing, renovating, and constructing said water facilities and **GRANTOR**, their heirs and assigns, shall not construct and make any permanent improvements or erect any buildings upon said easements which shall interfere with the access of the **CITY** to the same; provided, however the **CITY** shall remove all surplus earth, make level the surface of the ground, and restore the surface as nearly as practical to its original condition.

The easement (s) herein granted to the **CITY** shall exist upon and through the following described parts of said real property owned by the **GRANTORS**:

#### EASEMENT DESCRIPTION

Paul David Burgess and wife, Anna Lois Burgess  
Tax Map 94, Parcel 53

#### PERMANENT EASEMENT

Beginning at subject owner's northwest property corner, said point being located on the boundary of lands owned by subject owner, Robert Lee Allison, and the southern right-of-way of Thomas Twin Oak Road; thence east along said right-of-way line 190 feet. Said strip of land shall extend to the south of and shall generally run along said right of way with a width of 10 feet, as shown in exhibit "A", containing .04 acres, more or less.

#### TEMPORARY EASEMENT

In addition, a temporary construction easement extending 10 feet on the south side of permanent easement shall exist for a period of 365 days after the contract for construction of proposed line is executed or until the City of Cookeville accepts the construction.

This easement description is not intended to be a boundary survey and is taken from the topographic survey performed for project design.

E2089500

ON

8.9

x 973.8  
ELLEN CHRISTINE NABORS

x 941.7  
940

x 943.6

CONC  
x DITCH

960

I.E. 952.8

BOAT

DOCK

x 953.9

GPS 728

x 953.2

x 950.76

950

x 947.5

960

97

ROBERT LEE ALLISON

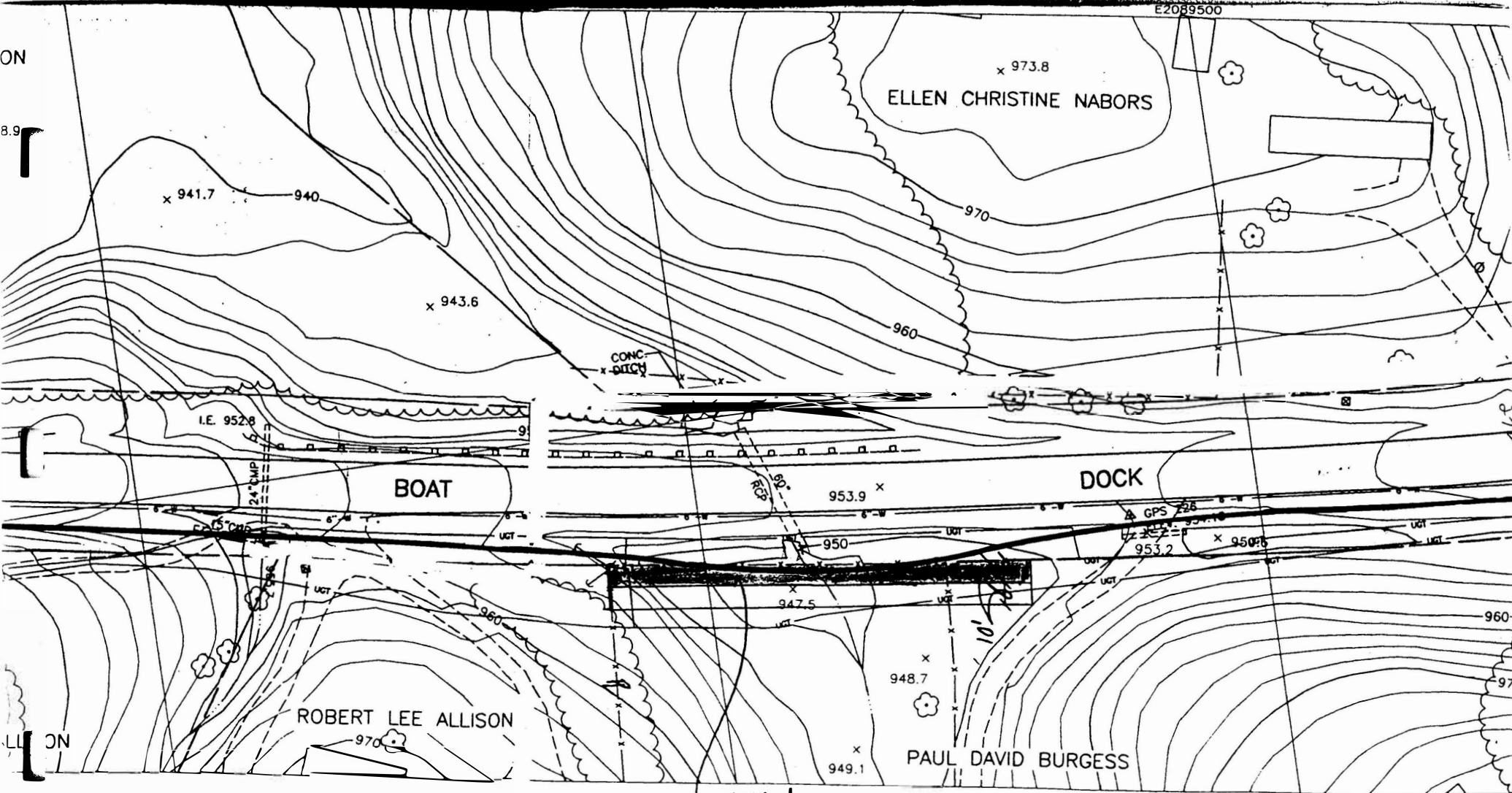
x 948.7

x 949.1

PAUL DAVID BURGESS

0.04 ACRES  
PERMANENT EASEMENT

LL ON



GRANTORS:

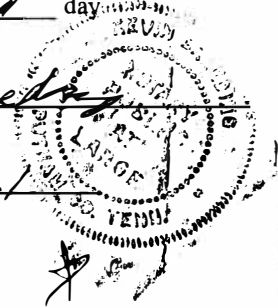
Paul David Burgess      Anna Lois Burgess  
Paul David Burgess      Anna Lois Burgess

STATE OF TENNESSEE)  
COUNTY OF PUTNAM)

Personally appeared before me, the undersigned authority, a Notary Public in and for said state and county, Paul David Burgess and wife, Anna Lois Burgess, the within named bargainors with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who acknowledged that they executed the within instrument for the purposes therein contained.

Witness my hand and official seal at Cookeville, TN this the 2nd day of March, 1999.

Lois Burgess  
Notary Public  
My Commission Expires: 10/02/01



State of Tennessee Putnam County  
The foregoing instrument and certificate were noted in  
Note Book 22 Page 90 at 1:52 O'clock PM 3 10 99  
and recorded in WD Book 404 Page 271  
State Tax Paid \$ \_\_\_\_\_ For \_\_\_\_\_  
Recording Fee 14.00 Total 14.00 Receipt No 5312  
Opal Turner Reg.