

Name _____

Rev. 05/2024

Address _____

**BUTLER COUNTY WATER SYSTEM, INC.
P O BOX 10180, BOWLING GREEN, KY 42102
WATER LINE EASEMENT**

THIS EASEMENT made and entered into on this _____ day of _____, 20____, by and between _____, the Grantors, hereinafter referred to as "Owner(s)," party(ies) of the first part; and the **BUTLER COUNTY WATER SYSTEM, INC.** of Butler County, Kentucky, the Grantee, hereinafter referred to as "Association," party of the second part.

WITNESSETH: WHEREAS, the Association is now constructing a water line which will pass through and be located on Owner(s) land; and

WHEREAS, the Owner(s) desire(s) to assist the Association by furnishing an exclusive easement and right of way through and upon said property in view of the benefits to be derived from the construction, maintenance, and operation of the water line and appurtenants;

NOW, THEREFORE, the Owner(s), for and in consideration of the mutual benefits to be derived by the parties hereto, and other good and valuable consideration, the receipt of which is hereby acknowledged, do hereby give, grant, bargain, and convey unto the Association, its successors and assigns a permanent, exclusive easement and right of way for the water line and its appurtenances upon and under a strip of land located in Butler County, Kentucky, as shown on the attachment, as filed in the office of the Butler County Water System, Inc., 523 U.S. 31-W Bypass, Bowling Green, Kentucky, the strip being _____ feet in length, more or less, and being ten (10) feet wide, and lying five (5) feet on each side of the water line, being more particularly described in the drawings attached hereto and made a part hereof. The Owner further covenants and agrees not to purposely remove the dirt cover over the top of said water line to a level less than twenty-four inches. The Owner further covenants and agrees not to build or place any structure on or in proximity to the water line without the express, written consent of the Association and in no event shall the Owner erect a structure which impedes the ability of the Association to access said water line.

The Owner(s) further give, grant, and convey unto the Association, its successor, agents, or assigns, a temporary construction easement and right of way for the installation of the water line, and said strip being _____ feet in length, more or less, and thirty (30) feet wide, and lying fifteen (15) feet to the right and fifteen (15) feet to the left of the center line, which was more particularly described as aforesaid. Said temporary easement will dissolve upon completion of construction and restoration.

Permanent easements of the widths and nature described above are also hereby granted to the Association for service line installations and other appurtenances from the water main to the road right of way. The right of way and easement herein conveyed is a portion of the property conveyed to the Owner(s) by _____, by Deed dated the ____ day of _____, _____, and of record in Deed Book _____, Page _____, in the Office of the Butler County Clerk.

The Association, its successors and assign, shall have the right of ingress, egress, and regress to and from the above described easement and right of way, and shall have the right to install, maintain, remove, and repair the water lines and appurtenant facilities to the water line including service lines on the opposite side of the road. The Association is also granted permanent access to its easement and right of way by use of other portions of the Owner(s) property to minimize impact to Owner(s) improvements (e.g. the Association may use existing gates and/or lanes, etc.).

The Contractor will be required to backfill cuts or ditches which will be reseeded and any damage done to driveways, fences, sidewalks, or any other improvements on the property will be replaced and/or repaired at the expense of the Contractor. Reimbursement will be made for crops damaged during the initial construction of the water line.

IN TESTIMONY WHEREOF witness the hands of the Owner(s) on this the day and date first written above.

Grantor _____

Grantor _____

COMMONWEALTH OF KENTUCKY
COUNTY OF BUTLER

I, the undersigned, a Notary Public in and for the Commonwealth and County aforesaid, do hereby certify that the foregoing Easement from _____ to the Butler County Water System, Inc. in Butler County, Kentucky, was this day produced before me in Butler County, Kentucky, by _____ and acknowledged by (him, them) to be (his, their) free act and deed.

Witness my hand on this _____ day of _____, 20_____.

Notary Public, Kentucky
State at Large

My Commission Expires:_____

Notary ID#:_____