

**Consolidated Utility District of Rutherford County
Utility Easement**

KNOW ALL MEN BY THESE PRESENTS, that we the undersigned, (whether one or more) **Rutherford County, (Whitworth - Buchanan Middle School)** for a good and valuable consideration, the receipt, whereof is hereby acknowledged, do hereby grant unto THE CONSOLIDATED UTILITY DISTRICT OF RUTHERFORD COUNTY, TENNESSEE, a body politic, whose address is Post Office Box 249, Murfreesboro, Tennessee 37133-0249, and to its successors or assigns, an easement in and the perpetual right to enter upon the lands of the undersigned situated in the County of Rutherford, State of Tennessee, located in the 19th Civil District and more particularly described as follows, to-wit:

Bounded as follows:

- On the North by Jones
- On the South by Maples
- On the East by Maples
- On the West by Jones, Manchester Hwy US-41, Smith, Parker

Being the same property conveyed to the undersigned by deed of record in Book 854; Page 3791; Register's Office of Rutherford County, Tennessee. If available, the property is shown on Rutherford County Tax Map 135; Parcel 01000;

and to construct, reconstruct, repair, operate, and maintain on the above-described lands and / or in or upon all streets, roads, or highways abutting said lands, water distribution line(s) or system(s) and appurtenances, to cut, trim, or remove the trees and shrubbery located fifteen (15) feet on each side of the center line of said water line for the purpose of constructing, reconstructing, repairing, or operating said lines. The undersigned further agrees the undersigned shall not grant, convey, transfer or assign to any other third party any easement or other property right or interest on the above described easement area allowing the installation of their water lines, sewer lines, gas lines, electric lines, television cable(s), phone cable(s) or any other communication cables, and/or appurtenances related to the previously mentioned utilities to be located within five (5) feet on each side of the center line of said water line(s) or water system without the prior written consent of The Consolidated Utility District of Rutherford County and this covenant and agreement shall likewise be binding upon the undersigned's successors in interest and assigns.

The undersigned additionally hereby grants, conveys and assigns The Consolidated Utility District of Rutherford County, Tennessee, a continuing easement across the above described property at all times after the installation of the utility line in order to:

- (a) inspect and make such repairs, changes, alterations, improvements, removals from, substitutions and additions to its facilities as Consolidated Utility District may from time to time deem advisable, including, by way of example and not by way of limitation, the right to increase or decrease the number of water line(s) and appurtenances;
- (b) cut, trim, and control the growth by machinery or otherwise of trees and shrubbery located within 15 feet of the center line of said line(s) or system(s), or that may interfere with or threaten to endanger the operation and maintenance of said line(s) or system(s);
- (c) keep the easement clear of all buildings, structures, or other obstructions;
- (d) tap onto or otherwise connect with any point on said line and to lay or to otherwise cause to be installed additional utility lines off of the originally installed line.

It is agreed and understood that the contractor for the Consolidated Utility District of Rutherford County, Tennessee, will be financially responsible for all damages done to the fences and/or other structures at the time of installation of the water line, and will repair or restore any damage accordingly, and the undersigned waives any claims against The Consolidated Utility District of Rutherford County, Tennessee, during the construction of aforesaid improvements.

The undersigned covenant that they are the representative(s) of the owners of the above-described lands and have good right and title to convey the within described easement.

IN WITNESS WHEREOF, the undersigned have set their hand and seals this _____ day of _____ 2015,

(Legal Signature)
TITLE:

(Legal Signature)
TITLE:

STATE OF TENNESSEE
COUNTY OF RUTHERFORD

On this _____ day of _____, 2015, before me personally appeared _____ & _____ to be known to be the person(s) described in and who executed the foregoing instrument and acknowledged that they executed the same as their free act and deed.

WITNESS my hand and official at Murfreesboro, Tennessee the day and year aforesaid.

Notary Public

Date my commission expires



41

8" PVC

5450

Unity Baptist Church

PROPERTY LINE

Proposed Water Line

Existing Water Line

10" DIP

Rutherford County
Whitworth - Buchanan
Middle School

Murfreesboro

Elam-snell
Cemetery

6" PVC

ELAM RD

Proposed Water Line

5996

5916

5838

PROPERTY LINE