

STATE OF INDIANA) **PERPETUAL DRAINAGE EASEMENT**
) **SS:**
COUNTY OF JOHNSON)

In exchange for valuable consideration, the receipt and legal sufficiency of which is now acknowledged, Peggy A. Parton, Trustee of The Winford E. Parton and Peggy A. Parton Revocable Living Trust dated the 19th day of February, 2007, 451 First Street, Franklin, IN 46131, ("Grantor"), grants, conveys and warrants to the City of Franklin, Indiana ("Grantee"), its successors and assigns, a perpetual drainage easement with the right to erect, construct, install, use, operate, inspect, repair, maintain, replace and remove, drainage line(s) and appurtenances thereto, which is or are part of, or that will become part of, the Grantee's drainage system over, across, and through the Grantor's land described and graphically shown as follows:

As Strip 20' in width by parallel lines lying North of and adjacent to the North right-of-way of the railroad and being a strip 20' in width off of the Southerly side of Lot 14 and part of Lots 21 and 22 in addition No. 3 by Gideon Drake as said Lots and description in Instrument Number 2007-005608 in the Recorder's Office of Johnson County, Indiana and attached hereto.

The Grantor reserves the right to use and fully enjoy said permanent easement for all purposes not inconsistent with Grantee's necessary and convenient uses thereof; provided, however, that no structure shall be erected or permitted on the permanent easement.

The grant and other provisions of this easement are a covenant running with the land for the benefit of Grantee, its trustees, successors, and assigns.

The undersigned person certifies under oath that Winford E. Parton, a Co-Trustee of the Winford E. Parton and Peggy A. Parton Revocable Living Trust dated the 19th day of February, 2007, departed this life on the 1st day of July, 2011, at which time Peggy A. Parton became the sole surviving Trustee pursuant to the terms and conditions of the Trust and makes this conveyance pursuant to the express authority provided for in said Trust.

Agreed this ____ day of _____, ____.

Grantor:

By: _____

Peggy A. Parton, Trustee

The Winford E. Parton and Peggy A. Parton Revocable Living Trust

dated the 19th day of February, 2007

Before me, the undersigned, a Notary Public in and for said County and State, this day of _____, _____, personally appeared Peggy A. Parton, as Trustee, who acknowledged the execution of the foregoing easement on behalf of the Grantor, and who, having been duly sworn, stated the representations therein contained are true.

My Commission Expires: _____

Signature Notary Public

County of Residence: _____

Printed Name

After recording, please return: City of Franklin, Indiana, Attn: Office of the Clerk-Treasurer, 70 East Monroe Street, Franklin, IN 46131

"I affirm, under the penalties of perjury, that I have taken reasonable care to redact each Social Security number in this document unless required by law." Robert H. Schafstall

This instrument was prepared by Robert H. Schafstall, Cutsinger and Schafstall, Attorney at Law, 98 North Jackson Street, Franklin, Indiana, 46131.