

FOR WATERWORKS CONSTRUCTION
FOR THE TOWN OF NEW CASTLE, KENTUCKY

We, Dorothy O. Allison and G. R. Allison, her husband, of New Castle, Kentucky, being the owners of the property hereafter described, for and in consideration of \$1.00 (One Dollar) cash in hand paid, and other valuable consideration, consisting in part of the special rate for water hereinafter set forth, do hereby give and grant to the Town of New Castle, Kentucky, a perpetual easement across said property for the purpose of constructing and maintaining a water main, including appurtenances and connections.

The property over which this easement is granted is the same property described in Deed of Transfer date December 13, 1909, from Mary L. Oldham, etc. to Dorothy P. Oldham and recorded in Deed Book No. 4, page 128 in the office of the County Clerk of Henry County, Kentucky, and is located on the West side of the Eminence and New Castle Highway, approximately one-fourth mile from New Castle, Kentucky.

A part of the consideration for the granting of this easement is that the Town of New Castle, Kentucky, shall, upon the request of the undersigned tap the water main and install a service connection and meter, so as to make water available on the property of the undersigned, it being understood that if such connection is installed that charges for the use of such water shall be at the rate of twenty-five cents (25¢) for each one thousand (1,000) gallons of water used by the undersigned, the quantity thereof to be determined by the meter so installed by the Town of New Castle, Kentucky. Provided, further, however, that the undersigned covenants and agrees not to furnish water to any other party from said connection, and in the event that the undersigned shall furnish water from said connection to or for the use of any other person, then the rates set forth herein shall immediately terminate, and the undersigned shall be charged and shall pay the same rates for the use of water as shall be in effect in the Town of New Castle, Kentucky, at such time, including any minimum charges prescribed by the rate schedule in effect in the Town of New Castle. As long as the special rate of twenty-five cents (25¢) per thousand gallons is in force, no minimum charge shall be made to the undersigned but the undersigned shall promptly pay to the Town of New Castle the charges for water actually used at said rate, as determined by meter readings once every three months. In the event the undersigned shall not pay said charges when determined and due, the Town of New Castle shall have the right to discontinue such water service and shall have at all times the right of ingress and egress to the above described property for such purpose and for the purpose of reading said meters.

In granting this easement it is understood that the Town of New Castle Kentucky, or its authorized agent, shall have the right to enter upon the property to such an extent as may be necessary and to use as much of said property on either side of the line of easement as shall be required for constructing and maintaining the water main, appurtenances and connections thereto, the location of said main being shown on the official drawings prepared by the Engineer J. S. Watkins, Lexington Kentucky, for the Town of New Castle, said drawings being dated March 7, 1938, and entitled, "Water Works, New Castle, Kentucky."

It is mutually understood that in granting this easement that the Town of New Castle, shall lay the water main to a depth so that the top of the pipe will be approximately 2' 6" below the surface of the ground. It is further understood that the Town of New Castle or its authorized agents shall have access to the property for repairing or maintaining the line, and that all damages done to the property across which the water main shall be constructed shall be repaired by the Town of New Castle.

The service connection meter and meter box and at least twenty-five (25) feet of service line for the connection shall be furnished and installed by the Town of New Castle, at its expense, if said installation is requested by the undersigned.

Dorothy O. Allison

G. R. Allison

STATE OF KENTUCKY : SS
COUNTY OF BARREN

I, L. E. Reynolds, a Notary Public in and for Barren County, Kentucky, do hereby certify that each of the following persons personally appeared before me in said State and County on the dates noted opposite their respective names and acknowledged the foregoing instrument of writing to be their act and deed for all the intents and purposes therein mentioned.:

<u>Date</u>	<u>Name</u>
May 19th 1938	Dorothy O. Allison
May 19th 1938	G. R. Allison

IN TESTIMONY WHEREOF, I have hereto set my hand and seal of office this May 19, 1938.

81-458

L. E. Reynolds
Notary Public Barren Co. Ky.
My Commission expires, April 6th, 1941

STATE OF KENTUCKY)