GRANT OF EASEMENT FOR SEWER PURPOSES

This Easement, dated the 2 day of Macch, 2022 is made by and between Shalimar Gardens Homeowners' Association, A Missouri Corporation, hereinafter referred to as GRANTOR, and Boone County Regional Sewer District, a political subdivision of the State of Missouri, hereinafter called the GRANTEE (Grantee's mailing address is 1314 North Seventh Street, Columbia, MO 65201) and sometimes called the "DISTRICT", and to its successors and assigns. In consideration of the payment by the Grantee to the Grantor of the sum of ten dollars and other valuable consideration, the sufficiency and receipt of which is acknowledged by the Grantor, the Grantor hereby grants and conveys to the Grantee, its successors and assigns, a temporary construction easement and permanent easement for sanitary sewer purposes and right to enter upon the lands of the GRANTOR described herein and situated in the County of Boone, State of Missouri, and more particularly described as follows, to-wit:

Permanent Sanitary Sewer Easement:

A TRACT OF LAND IN THE NORTHEAST QUARTER OF SECTION 25, TOWNSHIP 49 NORTH, RANGE 13 WEST, BOONE COUNTY, MISSOURI, DESCRIBED AS FOLLOWS:

COMMENCING AT THE SW CORNER OF LOT 32 SHALIMAR GARDENS BLOCK 1 AS RECORDED IN BOOK 11, PAGE 126; THENCE S0°32'00"E, 10.00 FEET; THENCE S89°28'00"W, 105.00 FEET; THENCE N00°32'00"W, 40.00 FEET; THENCE S89°28'00"W, 11.65 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING S89°28'00"W, 30.45 FEET; THENCE N28°27'10"E, 14.14 FEET; THENCE S62°51'50"E, 26.64 FEET TO THE POINT OF BEGINNING.

Said permanent easement being the right to construct, operate, replace, repair and maintain sewers and pipes, and necessary support facilities, under or across said easement, and a right to access thereto over the above-described tract of land along any reasonable route designated in writing by the owner thereof and accepted by the District; or in the absence of such reasonable designation and acceptance, a reasonable right of access as designated by the District, its agents, officers or employees.

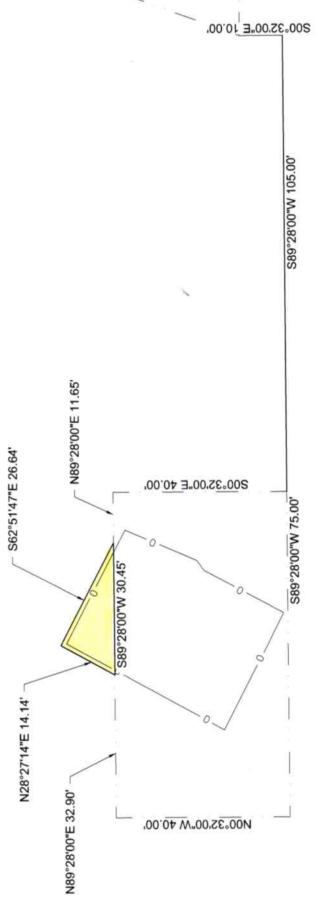
This grant includes the right of the District, its officers, contractors, agents, servants, and employees and the officers, contractors, agents, servants and employees of other political subdivisions and public corporations of the state of Missouri, to enter upon said real estate at any time for the purpose of exercising any of the rights herein granted; also the right to remove any tree, brush, structure or obstruction of any kind or character whatsoever which, in the sole judgment of the Grantee, its successors and assigns, may endanger the safety of or interfere with the operation and maintenance of said District facilities; also the right to use the premises of the GRANTOR adjoining said easement or either side thereof to pile earth, place or move machinery, place or store materials and any other act necessary for the purpose of exercising any of the rights granted herein, providing however, said adjoining premises will be restored to original condition by the District upon completion of any repairs, construction or maintenance.

The Grantor covenants that, subject to liens and encumbrances of record at the date of this easement, he/she is the owner of the above-described land and has the right and authority to make and execute this Grant of Easement.

IN WITNESS WHEREOF, the said Grantor, has caused this easement to be signed by its duly authorized corporate official on the day and year first above stated.

halimar Gardens Homeowners' Association
Dy Ena
ouglas Emerson, President
TTEST: <u>Alice P. Weiss</u> , Secretary
TATE OF MISSOURI)) SS.
OUNTY OF BOONE)
n this 2nd day of , 2022, before me personally appeared Douglas Emerson to e known, who, being by me duly sworn, did say that he is president of Shalimar Gardens Comeowners' Association , a Missouri corporation, and he acknowledged that he executed said ocument on behalf of said corporation for the purposes therein stated.
TESTIMONY WHEREOF, I have hereunto set my hand and seal at my office in Columbia, Missouri e day and year last above written.
Mise Lays, NOTARY PUBLIC
,NOTART PUBLIC
ALISA HAYS My Commission Expires May 31, 2024 Roone County

Commission #20810840



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January 4, 2022

Shalimar Gardens Homeowners' Association c/o Alice P. Weiss 4961 N. Jasmine Way Columbia MO 65202

R. Easement for new pump station fence

Alice.

I appreciate you taking my call today.

As we discussed, upon completion of the Sewer District's recent pump station rehab project, the District found that a small portion of the new fence around the pump station protrudes beyond the boundary of the District's property and onto property owned by the Shalimar HOA.

The Sewer District strives to be as unobtrusive as possible in the neighborhoods we serve. In addition, we try to pull our fences in as tight as we can around our facilities. Unfortunately, despite our best efforts this one snuck through. The Sewer District is hoping that your HOA will grant the enclosed easement and allow us to leave the fence where it is.

In the enclosed envelope, please find the easement which the Sewer District is seeking from the Shalimar HOA along with a drawing from the Design Engineer showing the size and shape of the proposed easement, which I have highlighted in yellow.

If your HOA is in agreement with this proposed easement, please have the easement document signed by your HOA President and attested by you, then return it to me in the enclosed envelope and I will then get it recorded. The President's signature on this easement must be notarized. I am a notary and am available to witness and notarize his signature if that would be more convenient.

Please do not hesitate to contact me if you have any questions.

Thank You,

Boone County Regional Sewer District

Andy/Lister

Project manager

573-441-0210

Cell 573-881-9921

alister@bcrsd.com