

CORDRY SWEETWATER CONSERVANCY DISTRICT  
8377 Cordry Drive Nineveh, IN 46164

**FILED**

JUL 15 2004

CAUSE No. 4213  
Resolution No. 2004-6

*Benita Fox*  
CLERK BROWN CIRCUIT COURT

WHEREAS, Mr. and Mrs. Walter Clary, 7185 Center Lake Road, requested the Board of Directors grant them a perpetual easement for Conservancy property that adjoins their property at the above identified address and that the Conservancy Board of Directors did grant such an easement at their October 9, 2003 regularly scheduled monthly meeting and directed legal counsel to prepare such an easement.

THEREFORE, BE IT RESOLVED that the Cordry Sweetwater Conservancy District Board of Directors grants an easement to the Clary's by virtue of the instrument attached hereto and authorizes the execution of this easement by the Board Chairman and Secretary.

APPROVED this 8th day of July 2004 at Nineveh, Indiana.

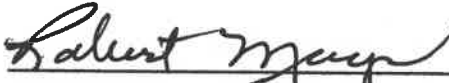


Tim Dearth, Chairman



Vernon McGaha, Vice-Chairman

\_\_\_\_\_  
Horace Hays, Secretary



Robert Mays, Board Member

  
Paul Brinker, Board Member



Larry Harder, Board Member

  
Norman Noe, Board Member

SUBSCRIBED AND SWORN TO before me, a Notary Public, this 8<sup>th</sup> day of July 2004.



Martha Anderson, Notary Public

MARTHA J ANDERSON  
NOTARY PUBLIC STATE OF INDIANA  
BROWN COUNTY  
MY COMMISSION EXP. JAN. 31, 2010

**PERPETUAL EASEMENT**

KNOW ALL MEN BY THESE PRESENTS:

That the Cordry Sweetwater Conservancy District (Grantor), a conservancy district duly established by the Brown Circuit Court in Cause No. 4213 and existing under the laws of the State of Indiana does hereby grant to Walter and Maurine Clary, (Grantee) husband and wife, of Brown County, in the State of Indiana, for the sum of one dollar (\$1.00) and other valuable consideration, the receipt of which is hereby acknowledged, the following described perpetual easement **located wholly within the boundaries of the Cordry Sweetwater Conservancy District and more particularly in the Princes Cordry Lake Addition, Brown County, State of Indiana:**

A strip of land being fourteen feet (14) wide commencing on the southeast boundary line of Lot No. L-27 of the Princes Cordry Lake Addition (commonly known as 7185 Center Lake Road) where said Lot's existing driveway crosses on to Grantor's property and running in an arc in a southernly direction from said Lot to Center Lake Road constantly maintaining a width of fourteen feet (14). Said strip of land is currently a gravel driveway.

This easement is restricted to providing an additional ingress/egress to 7185 Center Lake Road and Center Lake Road. Further, if the Grantor should experience an emergency involving its Dam, Emergency Spillway, Boat Docks/Ramps, then the Grantor's emergency would take priority over the additional ingress/egress to 7185 Center Lake Road. The Grantor's dominant tenement would continue for the duration of the emergency. These reservations run with the land.

The undersigned persons executing this easement on behalf of Grantor represent and certify that they are duly elected officers of Grantor and have been fully empowered, by proper resolution of the Board of Directors of Grantor, to execute and deliver this easement; that Grantor has full statutory capacity to convey the real estate described herein; and that all necessary action for the making of such conveyance has been taken and done.

IN WITNESS WHEREOF, Grantor has executed this Perpetual Easement this 8<sup>th</sup> day of July, 2004.

(SEAL) ATTEST:

By \_\_\_\_\_  
Signature

Horace Hay  
Horace Hay, Secretary

CORDRY SWEETWATER CONSERVANCY

By Tim Dearth  
Signature

Tim Dearth, Chairman

STATE OF INDIANA     )  
                                  ) SS:  
COUNTY OF BROWN    )

Before me, a Notary Public in and for said County and State, personally appeared Tim Dearth and Horace Hays, the Chairman and Secretary, respectively of the Cordry Sweetwater Conservancy District, who acknowledged execution of the foregoing Perpetual Easement for and on behalf of said Grantor, and who, having been duly sworn, stated that the representations therein contained are true.

Witness my hand and Notarial Seal this 8<sup>th</sup> day of July, 2004.

My commission expires:

MARTHA J ANDERSON  
NOTARY PUBLIC STATE OF INDIANA  
BROWN COUNTY  
MY COMMISSION EXP. JAN. 31, 2010

Signature Martha J. Anderson

Printed Martha J. Anderson, Notary Public

Resident of Brown County, Indiana.

This instrument prepared by Douglas E. Cregor, Attorney at Law.  
Return to Edward F. McCrea, 110 South Walnut Street, Bloomington, Indiana 47402  
Send tax statements to: Walter and Maurine Clary.  
7185 Center Lake Road, Nineveh, Indiana 46164