

Cross Reference Pursuant to Ind. Code § 32-23-2-5: _____
[Must reference the original recorded plat or, if not platted, the most recent deed of record]

UTILITY EASEMENT

In consideration for its services to rural residents of Decatur, Ripley, Jennings, Bartholomew, Franklin, and Rush Counties, for constructing and maintaining an electric distribution system, and for other good and valuable consideration, the receipt of which is hereby acknowledged, the undersigned Grantor does hereby grant unto Decatur County Rural Electric Membership Corporation, whose principal office is in Greensburg, Indiana, and to its successors or assignees (“Grantee”), a permanent and perpetual utility easement thirty (30) feet in width in, along, on, over, through, across and under the property of the undersigned Grantor, situated in _____ County, Indiana and more particularly described as follows (the “Premises”):

A tract of land located in _____ and/or Section _____, Township _____, Range _____; as recorded per Deed Record Book _____, Page _____, and/or Instrument # _____, in the Office of the Recorder of _____ County, Indiana.

Parcel Number: _____

Grantee shall have the right to survey, install, locate, place, construct, erect, bury, reconstruct, upgrade, relocate, remove, inspect, patrol, repair, maintain, operate and use at any and all times poles, towers, supporting structures, conductors, cross-arms, wires, cables, transformers, anchors, guys, grounding systems, and all other appurtenant equipment and fixtures attached thereto and all necessary or useful facilities and equipment, whether above or below ground, for generating, transforming, transmitting, and distributing electric energy, providing telecommunications, video, information, data or internet services, or providing any other utility services (all of the foregoing being hereinafter collectively referred to as the “Facilities”) in, along, on, over, through, across and under the Premises .

Grantee shall have the right of ingress and egress to, over and from Grantor’s property adjoining the Premises for the purpose of exercising and enjoying any and all rights conveyed to Grantee hereunder. Grantee shall also have the right to make such excavations of land and bury such facilities and equipment as may be reasonably necessary for the purpose of exercising and enjoying any and all rights conveyed to Grantee hereunder.

Grantee shall have the right to cut, trim, control, remove or eliminate by chemical means any trees, overhanging branches, brush and vegetation, and at its option to remove from the Premises or the property of the Grantor adjoining the Premises within fifteen (15) feet on either side of Grantee’s lines, poles, or facilities, obstacles or obstructions, including trees, which may endanger the safety or interfere with the installation, use, or enjoyment of all of Grantee’s facilities.

Grantee shall have the right to assign, lease, license, or transfer, in whole or in part, this Utility Easement and all rights conveyed to Grantee hereunder. Grantee shall have the right to license, permit, or otherwise agree to the joint use or occupancy of the facilities installed in, along, on, over, through, across and under the Premises

Grantor shall have the right to use the Premises in any way not inconsistent with the easement hereby granted; provided however, the Grantor, including successors and assigns, shall not cause any building, structure or other obstruction to be constructed and placed upon any portion of the Premises.

The undersigned Grantor covenants that Grantor is the owner of the above described property and Premises and that they are free and clear of encumbrances and liens of what-so-ever character except those held by the following person(s):
IN WITNESS WHEREOF, the said Grantors have executed this instrument this

_____ day of _____, 20_____

(Signature)

(Signature)

(Grantor)

(Grantor)

_____ (Title)

_____ (Title)

State of Indiana, _____ County, SS:

Before me, the undersigned, a Notary Public in and for said County and State, this _____ day of _____, 20_____, personally appeared _____, Grantors, and acknowledged the execution of the Easement to be their voluntary act and deed.

WITNESS my hand and notarial seal.

(Seal)

Notary Public: _____

Printed Name: _____

County of Residence: _____

My commission expires: _____ My Commission Number: _____

DECATUR COUNTY RURAL ELECTRIC MEMBERSHIP CORPORATION

By: _____

Printed: _____

Title: _____

State of Indiana, _____ County, SS:

Before me, the undersigned, a Notary Public in and for said County and State, this _____ day of _____,
20_____, personally appeared _____, Grantors,
and acknowledged the execution of the Easement to be their voluntary act and deed.

WITNESS my hand and notarial seal.

(Seal)

Notary Public: _____

Printed Name: _____

County of Residence: _____

My commission expires: _____ My Commission Number: _____

This instrument prepared by Decatur County REMC 1430 W. Main St. Greensburg, IN 47240-0046.

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

_____ (Printed Name of Preparer)