

RECORDED: 06/24/2004 9:24 EASEMENT

CLERK AND RECORDER BY: Nedra S. Taylor FEE: \$12.00

Ret: Town of Stevensville, PO Box 30, Stevensville, MT 59870

RESCISSION AGREEMENT

THIS AGREEMENT, Made and entered into this 13 day of ^{MAY} ~~April~~, 2004, by and

between the Town of Stevensville, a municipal corporation in Ravalli County, Montana, hereinafter called the first party, and Mark C. Paul, Sandra Paul, Dale A. DuFresne, Kathleen R. DuFresne, of Stevensville, Montana, hereinafter called second parties;

WHEREAS, the first party and Ted Haddix and Ada L. Haddix, the predecessors of the second parties, entered into and agreement on the 15th day of December, 1939, wherein the Town of Stevensville was granted and easement over and across Lot 18, Block 1, ^{Riverview} ~~Riverside~~ Addition to the Town of Stevensville, Ravalli County, Montana, to extend the municipal waterline to a point of discharge of a continuous flow of water; for and in consideration of continuous use of the discharged water as stock water; and,

WHEREAS, the agreement was recorded in Book 83 Deeds at Page 507, records of Ravalli County, Montana; and,

WHEREAS, the first party no longer has a need to discharge water, and the second parties no longer have a use for the stock water, the parties mutually desire to discontinue the discharge of the water.

IT IS NOW THEREFORE UNDERSTOOD AND AGREED, that the parties mutually rescind the said agreement and that the Town of Stevensville, first party, hereby abandons the easement heretofore granted, and the second parties waive all claim to their rights as granted in the said agreement.

IN WITNESS WHEREOF, the parties have set their hands and seals the day and year

first above written.

TOWN OF STEVENSVILLE

ATTEST:

Nancy Towell
Town Clerk

William A. Meisner
Mayor

Mark C. Paul
Mark C. Paul

Dale A. DuFresne
Dale A. DuFresne

Sandra Paul
Sandra Paul

Kathleen R. DuFresne
Kathleen R. DuFresne

STATE OF MONTANA)
: ss.
COUNTY OF RAVALLI)

This instrument was acknowledged before me on the 13 day of ^{MAY} ~~April~~, 2004, by William

Meisner as Mayor of the Town of Stevensville.

Nancy L. Towell
Nancy L. Towell
Notary Public for the State of Montana
Residing at Stevensville
My Commission expires 3/12/2006.



STATE OF MONTANA)
: ss.
COUNTY OF RAVALLI)

This instrument was acknowledged before me the 13 day of

^{MAY} ~~April~~, 2004, by Mark C. Paul, Sandra Paul, Dale A. DuFresne and Kathleen R. DuFresne.

Nancy L. Towell
Notary Public for the State of Montana
Residing at Stevensville
My Commission expires 3/12/2006.



Sandra P. Sawyer

SEWER MAIN EASEMENT

THIS CONVEYANCE, made this 13 day of ^{MAY} April, 2004, by and between MARK C. PAUL, SANDRA PAUL, DALE A. DUFRESNE AND KATHLEEN R. DUFRESNE, of Stevensville, Montana, parties of the first part, hereinafter known as "GRANTORS", and the Town of Stevensville, a municipal corporation organized pursuant to the laws of the State of Montana and party of the second part, hereinafter known as "GRANTEE".

KNOW ALL MEN BY THESE PRESENTS THAT GRANTORS are owners of the property described as Lots 17, 18, 19 and 20, Block 1, Riverview Addition to the Town of Stevensville, Montana; also Parcel 1: Beginning at a point 660 feet South and 650 feet West of the Center of Section 27, T9N, R20 W, MPM (Center of Section marked by original survey stone); thence 280.5 feet North; thence 140 feet West; thence 280.5 feet South; thence 140 feet east to the point of beginning. (Book 140 of Deeds, page 380), and do hereby grant and convey, subject to the conditions and limitations herein set forth, to the GRANTEE an exclusive Permanent Sewer Main Easement, 15 feet in width, along the east line of said lot 17, and the east line of Parcel 1 as described above, to construct, installed maintain, a public sewer main from the existing lift station in Blakeslee Addition to the Town of Stevensville to Riverside Street.

TO HAVE AND TO HOLD, the same unto the said GRANTEE, together with all the rights and privileges incident to the use and enjoyment thereof, including; but not limited to the right to install, construct, operate and maintain, or permit installation, construction, operation and maintenance of public water main and sewer pipeline and appurtenances upon, over, under and across the above described premises, including providing regulatory enforcement.

The grant of Permanent Sewer Main Easement, Lift Station and Water Main is binding upon the heirs, executors, personal representatives, assigns and successors of the parties hereto and shall run with the land.

IN WITNESS WHEREOF, the parties have hereunto set their hands and seals the day and year first above written.

Mark C. Paul
Kathleen R. Dufresne

Sandra Paul
Tena L. Miller

STATE OF MONTANA)
) : ss.
County of Ravalli)

This instrument was acknowledged before me on the 13 day of ^{MAY} April, 2004, by Mark C. Paul, Sandra Paul, Dale A. DuFresne and Kathleen R. DuFresne.

Nancy L. Lowell
Nancy L. Lowell
Notary Public for the State of Montana
Residing at Stevensville
My Commission expires 3/12/2006

cc: town of Stevensville, Riverside, M1 59870

Marna Taylor CLERK AND RECORDER BY: Administration FEE: \$6.00

Parcel 232200

Return Town of Stevensville PO Box 30 Stevensville MT 59870

GRANT OF EASEMENT

This instrument is executed the 17th day of April 2004, by the undersigned, Grantors, Guy Andersen and Margaret Andersen in the capacity of the duly-appointed, qualified, and acting Guardians and Conservators for Grover S. Tyler and Beatrice H. Tyler, Incapacitated Persons.

Proceedings for the Conservatorship are filed as Cause No. DG-03-134 in the Montana Twenty-first Judicial District Court, County of Ravalli, at Hamilton, Montana, and the undersigned, as conservators, have, for the mutual benefit to the Grantee and the Incapacitated Persons, and their assigns as owners of Lot 10A, Blakeslee Addition to the Town of Stevensville, Ravalli County, Montana granted, and by these presents do hereby grant and convey, subject to the conditions and limitations herein set forth, to the Town of Stevensville, Ravalli County, Montana, Grantee, an exclusive Permanent Sewer Main Easement to construct, install and maintain, a public sewer main, lift station and appurtenances, and also an easement 15 feet in width, for construction, repair and replacement of a water main across the above-described property for connection to the main located on Riverside Street, as the same is now located;

TO HAVE AND TO HOLD, the same unto the said Grantee, together with all the rights and privileges incident to the use and enjoyment thereof, including; but not limited to the right to install, construct, operate and maintain, or permit installation, construction, operation and maintenance of public water main and sewer pipeline and appurtenances upon, over, under and across the above described premises, including providing regulatory enforcement.

The grant of Permanent Sewer Main Easement, Lift Station and Water Main is binding upon the heirs, executors, personal representatives, assigns and successors of the parties hereto and shall run with the land.

IN WITNESS WHEREOF, the parties have hereunto set their hands and seals this 17th day of April, 2004.

Guy S. Andersen
Margaret M. Andersen

STATE OF MONTANA)
County of Ravalli)
: ss.

This instrument was acknowledged before me on the 17th day of April, 2004, by Guy Andersen and Margaret Andersen, as Conservators for Grover S. Tyler and for Beatrice H. Tyler.



Robert B. Brown
Notary Public, Montana

RECORDED: 12/09/2003 1:42 PF

CLERK AND RECORDER BY: Madina R. Joynt Administrative FEE: \$5.00

TOWN OF STEVENSVILLE

Home of Historic
Fort Owen and St. Mary's Mission

P.O. Box 30
Stevensville, MT 59870
406-777-5271

November 20, 2003

Ellison Development, L.L.C.
4171 Eastside HWY
Stevensville, MT 59870

RE: Common Area Water Wells

Dear Mr. and Mrs. Ellison,
The Town of Stevensville has recognized the need for an irrigation water supply for the common areas in the Creekside Meadows subdivision. The Town also agrees to allow water wells to be drilled in the common areas. However, these wells shall be limited to sprinkler type irrigation only. In consideration of allowing development of these water wells, the subdivision developer and/or Homeowner's Association also shall bear the expense of drilling, maintaining, and operating same throughout their useful life.

Return: Town of Stevensville

Respectfully,
R.E. McCormick

Bob McCormick
Town Building Official

The officers of the Ellison Development, L.L.C. have read and agree to these terms with the Town of Stevensville.

Signed: *Arlo Ellison* _____ Date 11/27/03

Arlo Ellison
Jean Ellison _____ Date 11/27/03

Signature of Officials of the Town of Stevensville

William H. Meisner _____ Date 12-2-03
William H. Meisner - Mayor

Nancy Lowell _____ Date 12-2-03
Attest: Nancy Lowell - Town Clerk



Robert B. Brown _____ Date 12-2-03
Robert B. Brown - Town Attorney

Cc: Ravalli County Clerk & Recorder

CLERK AND RECORDER BY: Sandra P. Taylor Sandra L. Miller FEE: \$6.00

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[Signature] [Signature]
[Signature] [Signature]

STATE OF MONTANA)
County of Ravalli)
: ss.

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Ret: Town of Stevensville, PO Box 30, Stevensville, MT 59870