

RIGHT OF WAY EASEMENT

RECORDED IN
Misc BOOK 39

The undersigned, Malcolm Gresham and _____

his wife, of _____ County, Kentucky, for a good and valuable consideration, the receipt of which is hereby acknowledged, do hereby grant unto PENNYRILE RURAL ELECTRIC COOPERATIVE CORPORATION of Hopkinsville, Kentucky, a Kentucky corporation, its successors and assigns, the right to enter and a right-of-way easement upon the lands of the undersigned, situated in the County of Christian State of Kentucky, and more particularly described as follows:

A tract of land containing 6 acres, more or less;

Bounded on the North by Gresham Farm;

Bounded on the East by Gresham Farm;

Bounded on the South by Gresham Farm;

Bounded on the West by Jerry Gresham;

And being the same property conveyed to Malcolm E Gresham

by Deed from Clarence Gresham et al

, dated the 26 day of MARCH, 1985, and recorded in

Deed Book 437, at Page 542, in the Office of the County Clerk of Christian County, Kentucky, to which reference is hereby specifically made for the description therein contained;

And to construct, reconstruct, rephase, repair, operate, inspect and maintain on the above-described lands and/or in or upon all streets, roads or highways abutting said lands, electric transmission and/or distribution lines or systems, including the right of ingress and egress to and from said right-of-way and also over reasonable routes on said lands to reach said right-of-way; to cut, trim and control the growth by chemical means, machinery or otherwise of trees, shrubbery, or vegetation located within 20 feet of the center line of said lines or systems, or that in the discretion of the Cooperative, interfere with or threaten to endanger the operation and maintenance of said lines or systems; and to license, permit or otherwise agree to the joint use of occupancy of the lines or systems by any other person, association or corporation, for electrification or telephone purposes. The Cooperative may extend guy wires, anchors and other required equipment, necessary to the design of the system, a reasonable distance beyond the right-of-way width set forth herein.

The undersigned agree that all poles, wires and other facilities including any main service entrance equipment, installed on the above-described lands at the Cooperative's expense shall remain the property of the Cooperative, removable at the option of the Cooperative, upon termination of service to or on said lands.

Grantee agrees to pay Grantor any reasonable damages sustained by Grantor which are caused by Grantee in going upon said lands and right-of-way, provided claim for such damage, if any, is filed with Grantee in writing within sixty (60) days after such damages occur. Grantee shall not be liable to pay any damages for cutting, trimming or otherwise controlling trees, shrubbery or

vegetation.

The undersigned covenant that they are the sole owners of the above-described lands in fee simple.

SPECIAL PROVISIONS:

Approx 6 Acres Located on Left of Old
Penetator Rd approx 1 mile from McLeod
Hill Church -

382

IN WITNESS WHEREOF, the undersigned have set their hands and seals this the 2 day of August, 1990.

This Instrument Was Prepared By:

JOHN M. DIXON, JR.
Attorney at Law
608 South Main Street
P. O. Box 648
Hopkinsville, Ky. 42241

By:

STATE OF KENTUCKY

COUNTY OF Christian

SCT.

I, the undersigned, a Notary Public in and for the County and State aforesaid, do hereby certify for record that the foregoing instrument was this day produced to me in said County and State and acknowledged before me by the within-named

to be his free act and deed.

This 2 day of August, 1990.

My commission expires:

My Commission Expires August 9, 1994
State at Large

NOTARY PUBLIC

STATE OF KENTUCKY, CHRISTIAN COUNTY - - - SCT.

I, Elwanda D. Kennedy, Christian County Clerk, do certify that the foregoing R/W Easement from MALCOLM GRESHAM to Pennyrile Rural Electric Cooperative Corp. was this day produced to me in my office, with the foregoing certificate of acknowledgement thereon endorsed.

Whereupon the same was, this day at 4:30 o'clock PM filed, ordered to record, indexed and with the foregoing and this certificate has been duly recorded in my office. This September 30, 1991.

Elwanda D. Kennedy, Clerk