

**DRAINAGE EASEMENT**

THIS DRAINAGE EASEMENT executed this 21<sup>st</sup> day of April, 2016, and delivered to the Board of County Commissioners of Sedgwick County, Kansas (hereinafter, "County") by Spring Acres Estates, LLC, a Kansas limited liability company, (hereinafter referred to as "Owner").

WITNESSETH

That for and in consideration of the sum of One Dollar (\$1.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, Owner hereby grants, bargains, sells, and conveys to the County a permanent easement in, over, across, and upon the following-described premises; to wit:

A tract of land in the Northeast Quarter of Section 11, Township 27 South, Range 4 West of the Sixth Principal Meridian, Sedgwick County, Kansas more particularly described as commencing at the northeast corner of said Northeast Quarter; thence S01°00'03"E along the east line of said Northeast Quarter, 738.08 feet; thence S88°59'57"W, 466.72 feet; thence S64°51'13"W, 70.00 feet; thence S25°08'47"E, 167.86 feet to the point of curvature of a tangent curve to the right; thence southerly along said curve, having a central angle of 24°08'44" and a radius of 365.00 feet, an arc distance of 153.82 feet, (having a chord length of 152.68 feet bearing S13°04'25"E), to the point of tangency of said curve; thence S01°00'03"E, 52.07 feet; thence S88°59'27"W, 220.00 feet for a point of beginning; thence S01°00'03"E, 500.00 feet; thence S88°59'27"W, 500.00 feet; thence N01°00'03"W, 500.00 feet; thence N88°59'27"E, 500.00 feet to the point of beginning.

for the purpose of making and maintaining appropriate drainage channels; and Owner, and Owner's heirs and assigns, agrees that County or its duly authorized agents or representatives may at any time enter upon said premises above-described for the purpose of keeping said channel in proper condition for drainage purposes, and county agrees to perform such work at no cost to the owner.

Furthermore, in return for said consideration, Owner hereby grants the County all rights of removal, use, and ownership to any earth which shall be removed from

said channel for making channel change, and no further compensation shall be due Owner for any such removal of said earth by County.

Spring Acres Estates, LLC

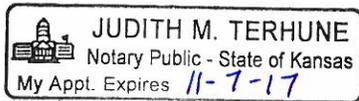
By: Martin G. Kerschen  
Martin G. Kerschen, Member

By: John W. Bergkamp  
John W. Bergkamp, Member

STATE OF KANSAS )  
SEDGWICK COUNTY ) SS:

BE IT REMEMBERED, that on this 21<sup>st</sup> day of April, 2016, before me, the undersigned, a Notary Public, in and for the County and State aforesaid, came Martin G. Kerschen, Member of Spring Acres Estates, LLC, a Kansas Limited Liability Company, personally known to me to be the same person(s) who executed the within instrument of writing and such person(s) duly acknowledged the execution of the same, for and on behalf and as the act and deed of said limited liability company.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal the day and year above written.



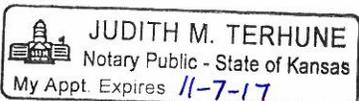
Judith M. Terhune  
Notary Public

(My Appointment Expires: 11-7-17)

STATE OF KANSAS )  
SEDGWICK COUNTY ) SS:

BE IT REMEMBERED, that on this 21<sup>st</sup> day of April, 2016, before me, the undersigned, a Notary Public, in and for the County and State aforesaid, came John W. Bergkamp, Member of Spring Acres Estates, LLC, a Kansas Limited Liability Company, personally known to me to be the same person(s) who executed the within instrument of writing and such person(s) duly acknowledged the execution of the same, for and on behalf and as the act and deed of said limited liability company.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal the day and year above written.



Judith M. Terhune  
Notary Public

(My Appointment Expires: 11-7-17)

ACCEPTED BY THE BOARD OF COUNTY COMMISSIONERS THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2016.

RECOMMENDED:

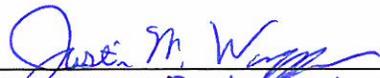
BOARD OF COUNTY COMMISSIONERS  
OF SEDGWICK COUNTY, KANSAS

\_\_\_\_\_  
DAVID C. SPEARS, P.E., DIRECTOR,  
BUREAU OF PUBLIC SERVICES  
COUNTY ENGINEER

\_\_\_\_\_  
JIM HOWELL, CHAIRMAN

APPROVED TO FORM:

ATTEST:

  
\_\_\_\_\_  
~~ERIC YOST~~ *Justin M. Waggoner*  
COUNTY COUNSELOR

\_\_\_\_\_  
KELLY B. ARNOLD  
COUNTY CLERK

*Assistant*