

## TEMPORARY EASEMENT FOR CONSTRUCTION

KNOW ALL BY THESE PRESENTS:

That **Woodland Reserve Townhomes Association**, hereinafter called "Grantor" in consideration of the sum of One Dollar (\$1.00) and other valuable consideration in hand paid by the **City of Ankeny**, Iowa upon final approval and acceptance of this easement do hereby convey unto the City of Ankeny, Iowa, a municipal corporation, in the County of Polk, State of Iowa, hereinafter called "Grantee", a temporary construction easement over, across and through the following described real estate:

See attached Exhibit

That said easement is granted unto the City of Ankeny, Iowa, for the purpose of the Access, construction, installation and maintenance of the following described public improvement:

### **NE 36<sup>th</sup> STREET RECONSTRUCTION - PHASE 2**

In connection herewith it is specifically agreed that by this easement, the Grantee shall have the right to enter upon said premises as shall be necessary to construct, inspect, repair any and all of said improvements and all appurtenances thereto, together with the right to use and operate said improvements as it deems necessary.

The said Grantee shall restore said described land to a satisfactory condition after construction and/or repair as per plan.

This easement shall be for the period of time necessary to construct this improvement and will expire upon the date of final acceptance of the project by the City Council of the Grantee.

The Grantor does hereby covenant with said Grantee, and successors in interest, that said grantors hold said real estate by title and fee simple; that they have good and lawful authority to sell and convey the same; that said premises are free and clear of all liens and encumbrances whatsoever except as may be hereinabove stated; that said Grantor covenants to warrant and defend the said premises against the lawful claims of all persons whomsoever, except as may be above stated.

IN WITNESS WHEREOF we have hereunto affixed our hands this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

**WOODLAND RESERVE TOWNHOMES ASSOCIATION**

\_\_\_\_\_  
Signed

\_\_\_\_\_  
Signed

\_\_\_\_\_  
Print Name and Title

\_\_\_\_\_  
Print Name and Title

**SELLER'S ALL-PURPOSE ACKNOWLEDGMENT**

STATE OF \_\_\_\_\_ }  
COUNTY OF \_\_\_\_\_ } ss:

On this \_\_\_\_ day of \_\_\_\_\_, A.D. 20\_\_\_\_, before me, the undersigned, a Notary Public in and for said State, personally appeared \_\_\_\_\_,

\_\_\_\_ to me personally known

**or** \_\_\_\_ proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

(NOTARY SEAL) \_\_\_\_\_ (Sign in Ink)

\_\_\_\_ (Print Name)

Notary Public in and for the State of \_\_\_\_\_

**CAPACITY CLAIMED BY SIGNER:**

- |  INDIVIDUAL
- |  CORPORATE
- | Title(s) of Corporate Officer(s): \_\_\_\_\_
- | \_\_\_\_\_
- |  Corporate Seal is affixed
- |  No Corporate Seal procured
- |  PARTNER(s):
- |     Limited Partnership
- |     General Partnership
- |  ATTORNEY-IN-FACT
- |  EXECUTOR(s) or TRUSTEE(s)
- |  GUARDIAN(s) or CONSERVATOR(s)
- |  OTHER:

**SIGNER IS REPRESENTING:**

List name(s) of entity (ies) or person(s)

\_\_\_\_\_

**Right of Way Design Information**  
**PRELIMINARY NOT FOR CONSTRUCTION**  
**THIS SHEET INCLUDED FOR INFORMATION ONLY**

ROW Team: Snyder & Associates

**Color Legend:**

- Property Lines/Right-of-Way
- Temporary Easement
- Permanent Easement
- Permanent Acquisition
- Working Limits for Construction
- X Tree Removal

