

WHEN RECORDED RETURN TO:

City of Ankeny
Attn: City Clerk
410 West First Street
Ankeny, IA 50023

Preparer Information: Amy S. Beattie, Brick Gentry, P.C., 6701 Westown Parkway, Suite 100, West Des Moines, IA 50266
(515) 274-1450

TEMPORARY CONSTRUCTION EASEMENT

KNOW ALL BY THESE PRESENTS:

That LKC Residential Housing Cooperative II (hereinafter called "Grantor") in consideration of mutual benefit and other valuable consideration in hand paid by the City of Ankeny, Iowa does 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, under, across, and through the following described real estate:

See Attached Exhibit "A"

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:

W 1st STREET SIDEWALK UPGRADE – 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, and repair, any and all of said improvements and all appurtenances thereto, together with the right to use said improvements as it deems necessary.

The Grantee shall restore said described land to a satisfactory condition after construction and/or repair in satisfactory condition pursuant to the plan for the public improvement.

This easement shall be for the period of time necessary to construct this improvement and will expire upon the earlier of the date of final acceptance of the project by the City Council of the Grantee or November 30, 2017; provided, however, the Grantee shall have the right to access the real estate after said date for the sole purpose of seeding and surface restoration. Such access shall not interfere with the rights of tenants in possession or Grantor to the use and enjoyment of said real estate

IN WITNESS WHEREOF, we have hereunto affixed our hands this 4 day of May, 2017.

By: CLX
Name: Charles R. Hawick
Title: Treasurer

LAURA E. HERNANDEZ
Commission Number 738859
My Commission Expires
6-30-2018

City Clerk of the City of Ankeny, Iowa