

June 17, 2005

FILED
JUN 20 2005
Terri A. Lorenzon, Director
Environmental Quality Council

Environmental Quality Council
122 West 25th Street
Herschler Building, Room 1714
Cheyenne, Wyoming 82002

Presiding Officer Environmental Quality Council,

I, am a protestant to the Wheatland Permit 04-316, Wastewater Storage and Land Application.

The enclosed certified copy is of an easement that is on record at the Platte County Courthouse. The easement is between Eberts and the Town of Wheatland. The Town of Wheatland was very generous in their further considerations to Eberts.

As of today this easement has not been modified, and remains on record.

I question how Wheatland can now give this same water to Shepards. I question the legalities of the lease that Shepards have signed. I question the legalities of the wastewater application permit.

Thank You,



Joe Geringer
380 East Fairview Rd
Wheatland, Wyo. 82201

124049

CONVEYANCE OF EASEMENT FOR RIGHT OF WAY

Max Ebert et ux
to
Town of Wheatland

The State of Wyoming,
County of Platte,) ss.
This Instrument was filed for record on
the 29 day of Nov. A. D. 1939 at 9:10
o'clock A. M. and is duly recorded in
Book 68 on Page 442.
N. F. Hester
County Clerk and Ex-Officio Register of
Deeds.

CONVEYANCE OF EASEMENT FOR RIGHT OF WAY

KNOW ALL MEN BY THESE PRESENTS: That Max Ebert and Stephanie Ebert, husband and wife, grantors, of the County of Platte, State of Wyoming, for and in consideration of the payment of One (\$1.00) Dollar and other valuable consideration, the receipt whereof is hereby acknowledged, does hereby grant unto the Town of Wheatland, a Municipal Corporation, the right to enter in and upon the following described lands situated in the County of Platte, State of Wyoming, to-wit:

The following described portion of the Southeast Quarter (SEA) of Section One, Township Twentyfour (24), North Range Sixty-eight (68), West of the 6th P. M., a strip of land ten feet in width extending five feet on each side of the following described line, to-wit: beginning at a point on the South boundary line of said Section one, which point is North 88°13' West a distance of 1803.2 feet from the Southeast Corner of said Section one; thence running North 33°37' East for a distance of 41.3 feet; thence running North 38°20' East for a distance of 500.3 feet; thence running North 28°48' East a distance of 492.1 feet to a point North 79° 48' West 66.7 feet distant from the Southeast Corner of the two acre tract belonging to the Town of Wheatland, Wyoming.

and to construct, operate, replace, repair and maintain thereon and in or upon all roads, streets or highways abutting said lands a sewage disposal line or system for the disposal of sewage from the Town of Wheatland.

All damage to the property of grantors caused by maintaining, replacing or repairing said sewer system shall be borne by the grantee, its successors or assigns, and the said grantors, for themselves, their heirs and assigns, covenant that they hold the above described lands free and clear of any encumbrances or liens.

It is further mutually agreed herein and as a further consideration for this grant, that grantor, his heirs and assigns shall have the full and exclusive right to collect, ditch, marshall and use any and all waste and free water resulting from the operation of said sewage disposal plant, and discharged at the outlet from said plant located upon the lands above described, it being represented and agreed that said water is from the City water system of said grantee, and that it has the full right to grant and dispose of said waste water from their said sewage disposal plant.

And the said grantors do hereby release and waive all rights existing under and by virtue of the Homestead Exemption Laws of the State of Wyoming, in and to the easement for right of way herein granted.

IN WITNESS WHEREOF, the said grantors have hereunto set their hands and seals this 28th day of November, A. D. 1939.

Signed, sealed and delivered
in the presence of:

James B. Deering
R. M. Straw

Max Ebert
Stephanie Ebert

THE STATE OF WYOMING)
) SS.
COUNTY OF PLATTE)

On this 28th day of November, A. D. 1939, before me personally appeared Max Ebert and Stephanie Ebert, husband and wife, to me known to be the persons described in and who executed the foregoing instrument, and acknowledged that they executed the same as their free act and deed, including the release and waiver of the right of homestead, the said wife, having been by me first duly apprised of her right and the effect of signing and acknowledging the said instrument.

Given under my hand and seal the day and year first above written.

M. R. Foe
Notary Public

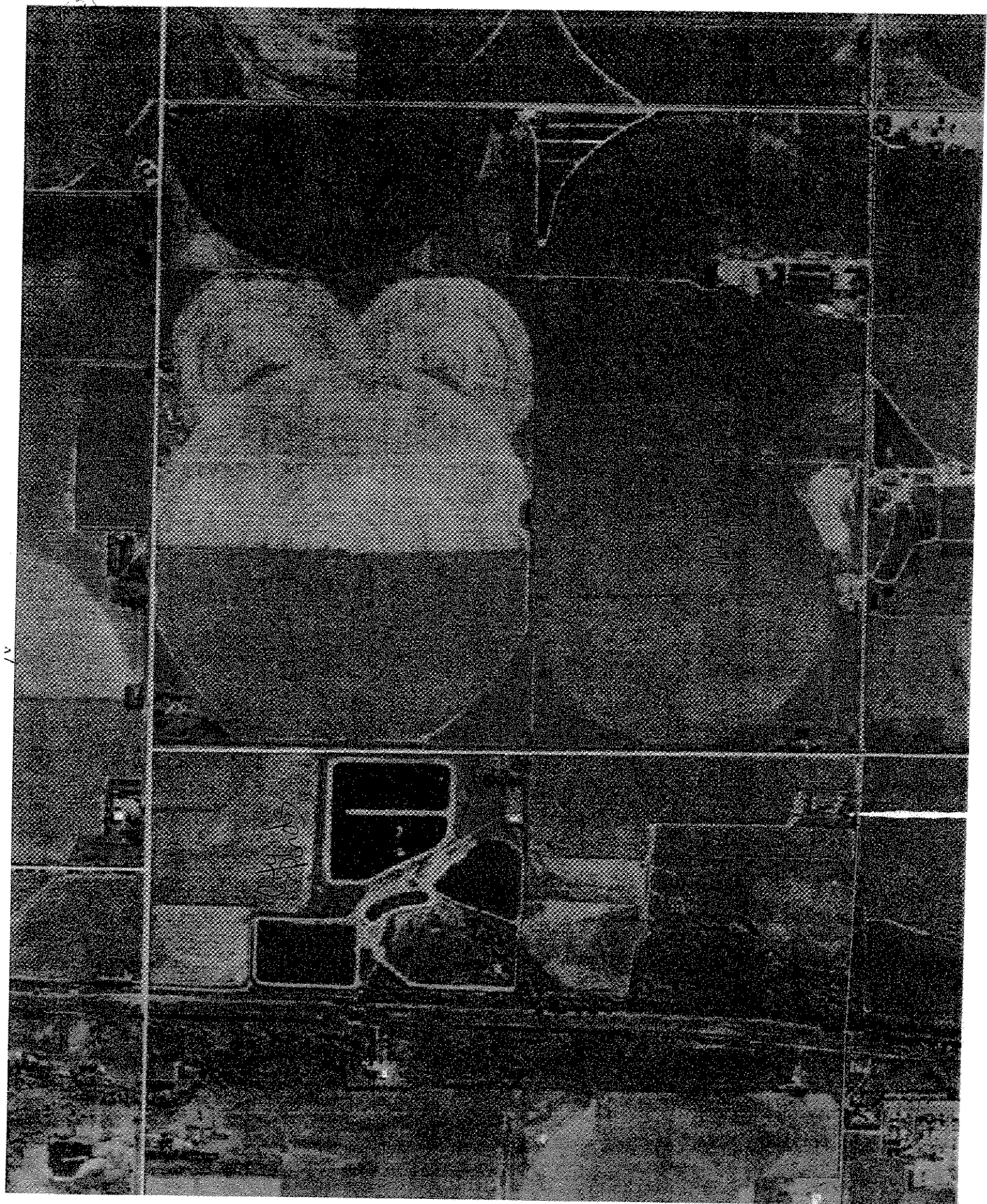
My Commission expires the 10th day of March, A. D. 1943.

(M. R. Foe)
(Notary Public)
(Platte County, Wyoming.)

Recorded by Clara Lopwood
Proof read by *Chas. H. F. H.*

CERTIFICATE OF RECORD
STATE OF WYOMING, COUNTY OF PLATTE, SS:
I, Jean Dixon, County Clerk in and for the County of
Platte, State of Wyoming, do hereby certify that the
within, and/or foregoing, is a full, true and correct copy
of the original thereof as the same appears on file or of
record in my office.
Witness my hand and seal this 17 day of Jun
2000
Jean Dixon
Platte County Clerk

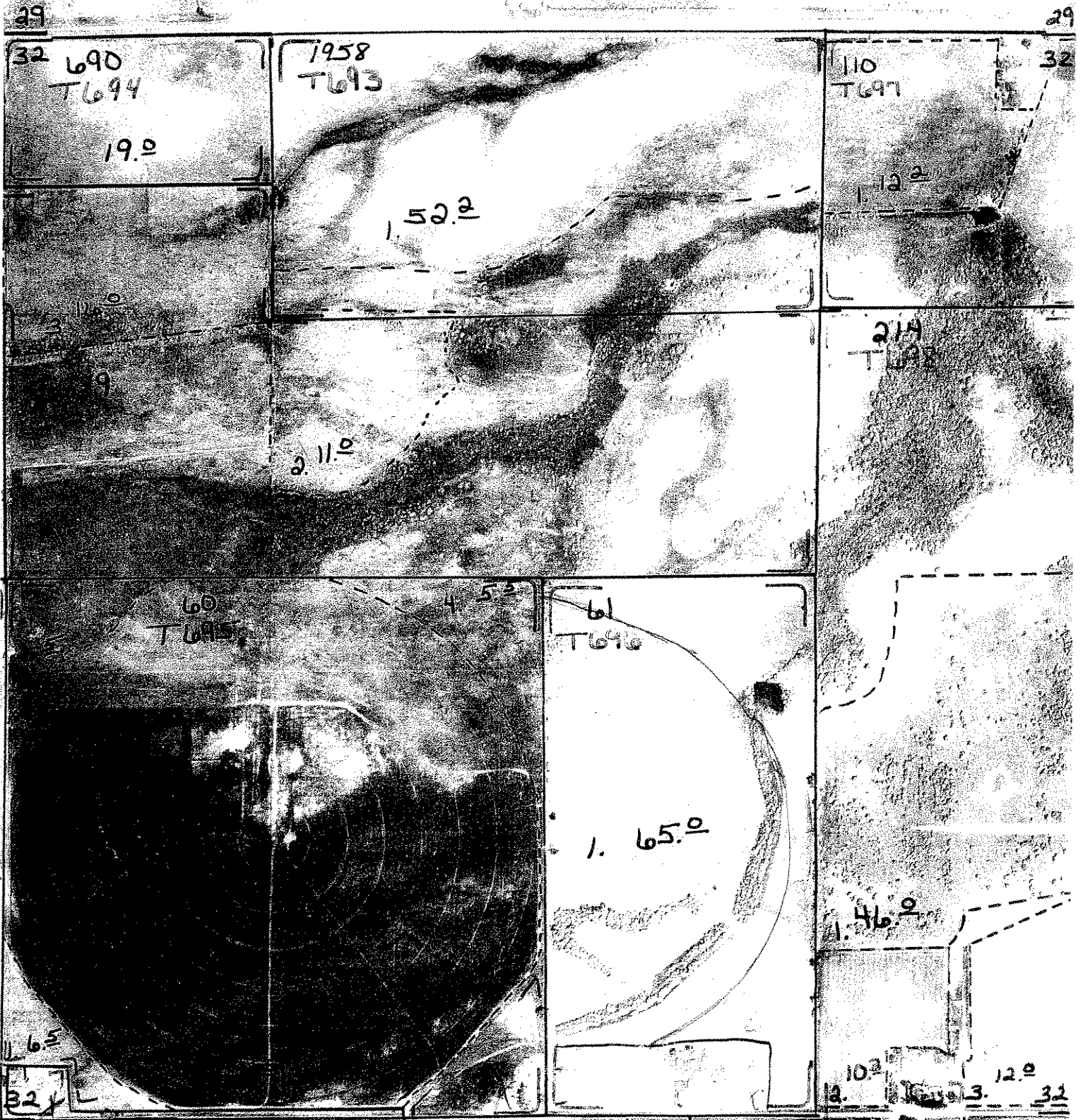
Recker



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32-25-67



Map Sheet