

LISA SMITH, COUNTY RECORDER  
MADISON IOWA

THIS DOCUMENT PREPARED BY: Warren Water District, Inc. 1204 E. 2nd Ave. Indianola, IA 50125 515-962-1200  
RETURN TO: CLAIRE PATIN, PO BOX 215, INDIANOLA, IA 50125 515-961-2594

EASEMENT

KNOW ALL MEN BY THESE PRESENT:

Howard P. Downs

hereinafter referred to as GRANTORS, in consideration of One Dollar and Other Valuable consideration, hereby grant and convey unto Warren Water District, hereinafter referred to as GRANTEE, its successors and assigns a perpetual easement with the right to erect, construct, install, lay and thereafter use, operate inspect, repair, maintain, replace and remove waterlines and appurtenances thereto, over, across and through the land of the GRANTORS situated in Madison County, Iowa, being more specifically described as follows:

The Sw 1/4 of the NW 1/4, Section 36, Township 75 North, Range 26 West of the 5th P.M., Madison County, Iowa

together with the right of ingress and egress over the adjacent lands of the GRANTORS, their successors and assigns, for the purposes of this easement.

The Easement shall be 32 feet in width, the centerline of which shall be the water pipeline and the necessary appurtenances thereto. In addition, if the Easement area, as described herein, does not abut the nearest public road right-of-way, the Easement area shall extend to the nearest public road right-of-way line. It is agreed that crop damage will be paid by the GRANTEE. The GRANTEE, its successors and assigns, hereby promise to maintain such water pipeline and any necessary appurtenances in good repair so that damage to adjacent real estate of GRANTORS, if any damage there be, will be kept to a minimum. *ALSO ~~OTHER~~ FENCE DAMAGE CAUSED BY INSTALLATION OR REPAIR OF WATER LINE.* The grant and other provisions of this easement shall constitute a covenant running with the *st* land for the benefit of the GRANTEE, its successors and assigns.

IN WITNESS WHERE OF, the GRANTORS have executed this instrument this 16<sup>th</sup> day of November, 2007.

Howard P. Downs  
Howard P. Downs

*Illinois*  
STATE OF ~~IOWA~~, ss:  
On this 16<sup>th</sup> day of November, 2007 before me the undersigned, a notary public in and for State of Iowa, appeared Howard Downs known to be the identical persons named in and who executed the within and foregoing instrument, and acknowledged that they, executed the same as their voluntary act and deed.

Valerie Davenport  
NOTARY PUBLIC

