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MIDWEST REAL ESTATE

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:

MIDWEST REAL ESTATE PARTNERS LLC

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:

SEE ATTACHED PAGE 2

FOX BEND/ Hwy 92

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.

The grant and other provisions of this easement shall constitute a covenant running with the land for the benefit of the GRANTEE, its successors and assigns.

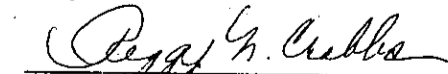
IN WITNESS WHEREOF, the GRANTORS have executed this instrument this 7th day of MAY, 2008

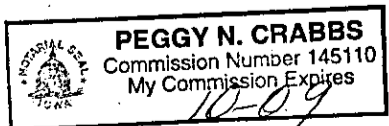

MIDWEST REAL ESTATE PARTNERS LLC

Oliver Bardwell

STATE OF IOWA, ss:

On this 7th day of May, 2008 before me the undersigned, a notary public in and for State of Iowa, appeared Oliver Bardwell and _____ to me personally known, who being by me duly sworn, did say that they are a members of MIDWEST WEST REAL ESTATE PARTNERS LLC an Iowa limited liability company, executing the foregoing instrument, that the instrument was signed on behalf of the limited liability company by authority of the limited liability company, and the members acknowledged the execution of same to be the voluntary act and deed of the limited liability company, buy it and them voluntarily executed.


NOTARY PUBLIC



LEGAL DESCRIPTION

Beginning at the Southwest Corner of the Northwest Quarter (NW 1/4) of the Southeast Quarter (SE 1/4) of Section 29, Township 76 North, Range 26 West of the 5th P.M., Madison County, Iowa;

thence South 89°57'41" East, a distance of 30.00 feet;

thence North 00°01'06" East, a distance of 1430.47 feet;

thence North 86°41'51" East, a distance of 780.09 feet;

thence North 00°17'25" West, a distance of 479.24 feet;

thence South 86°42'27" West, a distance of 809.55 feet;

thence North 00°13'16" West, a distance of 71.33 feet;

thence North 84°48'47" East, a distance of 1322.02 feet;

thence South 00°06'24" East, a distance of 662.32 feet;

thence South 00°15'44" East, a distance of 1532.75 feet, to the Northerly

Right of Way line of State Highway 92;

thence South 81°07'45" West along said Northerly Right of Way of Highway 92, a distance of 296.19 feet;

thence South 77°39'28" West along said Northerly Right of way of Highway 92, a distance of 335.06 feet to the beginning of a curve concave to the north

having a radius of 1467.89 feet and a central angle of 28°42'56" and being subtended by a chord which bears North 75°20'11" West 728.00 feet;

thence westerly and northwesterly along said curve, a distance of 735.68 feet;

thence North 02°05'28" East, a distance of 29.10 feet to the Point of Beginning.

Containing 56.44 ACRES, more or less.