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BOOK **142** PAGE **494**

2000 APR 24 PM 3:47

MICHELLE UTSLER
RECORDER
MISSOURI COUNTY, MO

DATE ✓
RECORDED ✓
INDEXED ✓

Preparer

Information: Jerrold B. Oliver P.O. Box 230 Winterset (515)46-3731

EASEMENT

LORIN J. EILERS and **BETTY E. EILERS**, husband and wife, hereinafter called "Grantors", in consideration of the sum of One Dollar (\$1.00) and other valuable consideration, do hereby grant to **PAUL HAMMANS**, hereinafter called "Grantee", and to his successors or assigns, owners of the following described real estate:

SEE EXHIBIT "A" ATTACHED HERETO.

the perpetual right and easement over, under and across a tract 15 feet in width for the existing well and waterline located in the Southwest Quarter (1/4) of the Southwest Quarter (1/4) of Section Twenty-three (23), Township Seventy-four (74) North, Range Twenty-eight (28) West of the 5th P.M., together with the right of ingress and egress, over and across said easement area for the purpose of constructing, repairing and maintaining said well and waterline.

It is understood that both Grantors and Grantee, and their heirs, successors and assigns, will have the right to use water from said well. However, both Grantors and Grantee agree to maintain separate pipelines for their use of water from said well.

The Grantors warrant and covenant to the Grantee that they are the owners of the real estate upon which said easement area is situated, that this real estate is free and clear of liens and encumbrances, and that they have full right and authority to validly grant this easement, and the Grantee may quietly enjoy his estate in the premises.

Grantors covenant that no act will be permitted within the easement area which is inconsistent with the rights hereby granted, and no buildings or structures will be erected upon said easement area, and that the present grade or ground level thereof will not be changed by excavation or filling. This easement shall run with the land and bind and inure to the benefit of the heirs, successors and assigns of the parties.

Dated: April 5, 2000.

Lorin J. Eilers
Lorin J. Eilers

Betty E. Eilers
Betty E. Eilers

STATE OF IOWA, MADISON COUNTY, ss:

On this 5 day of April, 2000, before me, the undersigned, a Notary Public in and for the said State, personally appeared, Lorin J. Eilers and Betty E. Eilers, to me known to be the identical persons named in and who executed the foregoing instrument, and acknowledged that he executed the same as his voluntary act and deed.

Janet B. Olson
Notary Public in and for the State of Iowa

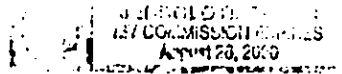


EXHIBIT "A"

A parcel of land located in the Southwest Quarter of the Southwest Quarter of Section 23, Township 74 North, Range 28 West of the 5th Principal Meridian, Madison County, Iowa, more particularly described as follows:

Commencing at the Southeast Corner of the SW.¼ of the SW.¼ of Section 23, T74N, R28W of the 5th P.M., Madison County, Iowa; thence along the East line of said SW.¼ of the SW.¼, North 00°00'00" 970.05 feet; thence South 90°00'00" West 41.57 feet to the Point of Beginning; thence North 58°42'45" West 104.53 feet; thence North 00°00'00" 14.23 feet; thence South 90°00'00" West 257.44 feet; thence North 00°00'00" 74.96 feet; thence South 80°32'05" West 164.73 feet; thence North 00°00'00" 224.99 feet; thence North 89°28'46" East 500.45 feet to the westerly right of way line of U.S. Hwy# 169; thence, along said westerly R.O.W. line, South 00°39'41" West 256.57 feet; thence South 07°30'49" East 90.15 feet to the Point of Beginning. Said parcel of land contains 3.000 acres.