

FILED NO. **006243**

BOOK 144 PAGE 15

2000 OCT -5 PM 1:04

MICKI UTSLER  
RECORDER  
MADISON COUNTY, IOWA

REC \$ 10.00  
AUD \$ \_\_\_\_\_  
R.M.F. \$ 1.00

COMPUTER   
RECORDED   
COMPARED \_\_\_\_\_

David L. Jungmann, P.C., 113 W. Iowa, P.O. Box 329, Greenfield, IA 50849 Phone #515-743-6195  
(FHA Approved)

L I M I T E D E A S E M E N T

RE:

See attached Exhibit "A"


The Undersigned, as Owner(s) of record of the real estate described above, for One Dollar and other good and valuable consideration received, hereby grant(s), sell(s), transfer(s) and convey(s) to Southern Iowa Rural Water Association (the "Association"), its successors and assigns, an affirmative and perpetual easement in, to, and running with the real estate described above, together with a general and perpetual right of ingress and egress upon such real estate and upon any adjacent lands of Owner(s), LIMITED AS FOLLOWS:

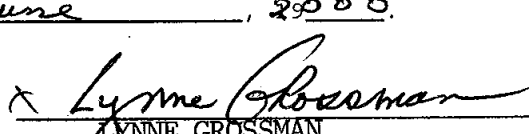
1. This easement is solely for the general purposes of construction and laying and thereafter using, operating, inspecting, maintaining, repairing, replacing or removing water pipeline and any necessary appurtenances thereto over, across and through the real estate described above; and

2. Once such water pipeline and any necessary appurtenances thereto are installed and operating, then this easement (except the general rights of ingress and egress) shall be automatically reduced in scope to a width of thirty feet, the centerline of which shall be the water pipeline and any necessary appurtenances thereto.

It is agreed that, during the period of initial construction, no crop damage will be paid by the Association. After completion of the project, if repair work on water line is needed, crop damages will be paid. The Association, 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 Owner(s), if any damage there be, will be kept to a minimum.

Executed this 28 day of June, 2000.

x   
\_\_\_\_\_  
MARK C. GROSSMAN

x   
\_\_\_\_\_  
LYNNE GROSSMAN  
a/k/a Lynne M. Grossman

GRANTOR (S)

STATE OF IOWA )  
COUNTY OF Madison ) ss: 

On this 28 day of June, 2000, before me, the undersigned, a Notary Public in and for the aforesaid County, and State, personally appeared: Mark C Grossman  
Lynne Grossman Husband & Wife (a/k/a Lynne M. Grossman)  
to me known to be the same and identical persons who executed the within and foregoing instrument, and acknowledged that they executed the same as their voluntary act and deed.

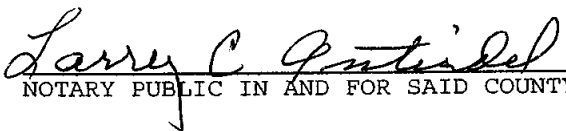
  
\_\_\_\_\_  
NOTARY PUBLIC IN AND FOR SAID COUNTY AND SAID STATE

Exhibit "A"

The Northwest Quarter of the Southwest Quarter of Section 23, in Township 76 North, Range 28 West of the 5<sup>th</sup> P.M., Madison County, Iowa, except a tract described as follows: Commencing at the Northeast corner of said Forty-Acre tract, thence West along the North line thereof 123.16 feet, thence Southeasterly 447.54 feet to a point on the East line thereof 430.68 feet South of the place of beginning, thence North along the East line thereof 430.68 feet to the place of beginning, conveyed to Chicago, Rock Island and Pacific Railroad Company.

The East Half ( $\frac{1}{2}$ ) of the Northwest Quarter ( $\frac{1}{4}$ ) of Section Twenty-two (22), in Township Seventy-six (76) North, Range Twenty-eight (28) West of the 5<sup>th</sup> P.M., Madison County, Iowa, Except Parcel "A", part of the Southeast Quarter ( $\frac{1}{4}$ ) of the Northwest Quarter ( $\frac{1}{4}$ ) and part of the Northeast Quarter ( $\frac{1}{4}$ ) of the Northwest Quarter ( $\frac{1}{4}$ ) of Section Twenty-two (22), Township Seventy-six (76) North, Range Twenty-eight (28) West of the 5<sup>th</sup> P.M., Madison County, Iowa, described as follows: Commencing at the center of said Section Twenty-two (22); thence N 00°00'00"E, 731.02 feet to the point of beginning; thence S 88°02'35"W, 416.09 feet; thence N 35°33'04"W, 174.05 feet to an existing fence; thence S 66°33'11"W, along said fence, a distance of 179.50 feet; thence N 04°11'09"W, 28.75 feet to the center of an existing manhole; thence N 00°13'33"W, 639.03 feet to an existing fence; thence S 87°08'04"E, along said fence, 688.70 feet to the East line of said Northeast Quarter ( $\frac{1}{4}$ ) of Northwest Quarter ( $\frac{1}{4}$ ); thence S 00°48'59"W, along said East line, 104.66 feet to the Southeast corner thereof; thence S 00°00'00"E, 584.60 feet, along the East line of said Southeast Quarter ( $\frac{1}{4}$ ) of Northwest Quarter ( $\frac{1}{4}$ ), 584.60 feet to the point of beginning, containing 10.699 acres including 0.635 acres of county road right-of-way.

The Southwest Quarter ( $\frac{1}{4}$ ) of the Northeast Quarter ( $\frac{1}{4}$ ) except the East 2 rods thereof, and the Southeast Quarter ( $\frac{1}{4}$ ) of the Northwest Quarter ( $\frac{1}{4}$ ) and the Northeast Quarter ( $\frac{1}{4}$ ) of the Northwest Quarter ( $\frac{1}{4}$ ) of Section Twenty-one (21) in Township Seventy-six (76) North, Range Twenty-eight (28) West of the 5<sup>th</sup> P.M., Madison County, Iowa, except Parcel "A", located in the Southeast Quarter ( $\frac{1}{4}$ ) of the Northwest Quarter ( $\frac{1}{4}$ ) and in the Northeast Quarter ( $\frac{1}{4}$ ) of the Northwest Quarter ( $\frac{1}{4}$ ) of Section Twenty-one (21), Township Seventy-six (76) North, Range Twenty-eight (28) West of the 5<sup>th</sup> P.M., Madison County, Iowa, containing 25.044 acres, as shown in Plat of Survey filed in Book 3, Page 548 on February 22, 2000, in the Office of the Recorder of Madison County, Iowa.

The West Half of the Northwest Quarter ( $W\frac{1}{2}NW\frac{1}{4}$ ) and the Southeast Quarter of the Northwest Quarter ( $SE\frac{1}{4}NW\frac{1}{4}$ ) of Section Twenty-three (23), Township Seventy-six (76) North, Range Twenty-eight (28) West of the 5<sup>th</sup> P.M., Madison County, Iowa, EXCEPT the following described parcel: That part of the Northwest Quarter ( $NW\frac{1}{4}$ ) of Section Twenty-three (23), Township Seventy-six (76) North, Range Twenty-eight (28) West of the 5<sup>th</sup> P.M., Madison County, Iowa, particularly described as Beginning at the northwest corner of the Northwest Quarter ( $\frac{1}{4}$ ) of said Section Twenty-three (23); thence on an assumed bearing of South 89°49'50" East along the north line of said Northwest Quarter ( $\frac{1}{4}$ ) a distance of 416.20 feet; thence South 16°46'11" East 1,609.29 feet; thence North 88°51'02" West 885.94 feet to the west line of the Southwest Quarter ( $\frac{1}{4}$ ) of the Northwest Quarter ( $\frac{1}{4}$ ) of said Section Twenty-three (23); thence North 00°11'49" East along said west line a distance of 206.80 feet to the Southwest corner of the Northwest Quarter ( $\frac{1}{4}$ ) of the Northwest Quarter ( $\frac{1}{4}$ ) of said Section Twenty-three (23); thence continuing North 00°11'49" East along the west line of the Northwest Quarter ( $\frac{1}{4}$ ) of the Northwest Quarter ( $\frac{1}{4}$ ) of said Section Twenty-three (23) a distance of 1,317.52 feet to the northwest corner of the Northwest Quarter ( $\frac{1}{4}$ ) of said Section Twenty-three (23) and the point of beginning.