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REC \$ 10<sup>00</sup> COMPUTER   
AUD \$ \_\_\_\_\_ RECORDED   
R.M.F. \$ 100 COMPARED \_\_\_\_\_

HICKI UTSLER  
RECORDER  
MADISON COUNTY, IOWA

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 13 day of August, 2000.

Robert D. Newton  
ROBERT NEWTON a/k/a Robert D. Newton

Elaine Newton  
ELAINE NEWTON

Richard W. Newton  
RICHARD WAYNE NEWTON a/k/a Richard W. Newton

Donna K. Newton  
DONNA K. NEWTON

Marvin Keith Newton  
MARVIN KEITH NEWTON

Mary Kay Newton  
MARY KAY NEWTON

GRANTOR(S)

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STATE OF IOWA )  
COUNTY OF MADISON ) ss:

On this 13th day of August, 2000, before me, the undersigned, a Notary Public in and for the aforesaid County and State, personally appeared Robert Newton and Elaine Newton, husband and wife; Richard Wayne Newton and Donna K. Newton, husband and wife; Marvin Keith Newton and Mary Kay Newton, husband and wife, 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.

Karen K. Emerson  
NOTARY PUBLIC IN AND FOR SAID COUNTY AND SAID STATE



Exhibit "A"

Commencing at the Northeast Corner of Section Two (2), Township Seventy-five (75) North, Range Twenty-eight (28) West of the 5<sup>th</sup> P.M., Madison County, Iowa, thence South 89°56' West 1056.0 feet along the north line of the Northeast Quarter of the Northeast Quarter (NE $\frac{1}{4}$ NE $\frac{1}{4}$ ) of Section Two (2), thence South 0°04' East 78.8 feet to the Point of Beginning, thence continuing South 0°04' East 53.2 feet, thence South 89°56' West 165.0 feet, thence North 0°04' West 48.4 feet thence North 88°16' East 165.1 feet to the Point of Beginning, containing 0.2 acres, more or less, AND a tract of land commencing 74 rods west of the Northeast corner of Section Two (2), Township Seventy-five (75) North, Range Twenty-eight (28) West of the 5<sup>th</sup> P.M., Madison County, Iowa, thence south 8 rods, thence East 10 rods, thence South 28 rods, thence West 26 rods, thence South 16 rods, thence West to the East line of the West 50 acres of the Northeast Quarter (NE $\frac{1}{4}$ ) of said Section; thence North to the North line of said Section; thence East to the point of beginning; and the West 50 acres of the Northeast Quarter (NE $\frac{1}{4}$ ) of Section Two (2), Township Seventy-five (75) North, Range Twenty-eight (28) West of the 5<sup>th</sup> P.M., Madison County, Iowa, except the North 268.71 feet of the West 417.42 feet thereof, except the South 33- 1/3 rods of the East 24 rods thereof, except commencing at the North Quarter (N $\frac{1}{4}$ ) Corner of Section Two (2), Township Seventy-five (75) North, Range Twenty-eight (28) West of the 5<sup>th</sup> P.M., Madison County, Iowa, thence North 90°00' East 417.42 feet along the Section line, thence South 00°05' West 82.50 feet to the point of beginning, thence continuing South 00°05' West 379.95 feet, thence South 90°00' East 404.13 feet, thence North 00°05' East 361.59 feet, thence North 87°28' West 404.55 feet along the South line of Iowa Highway No. 92 to the point of beginning. Said parcel contains 3.4375 acres including 0.6167 acres of highway right-of-way and is situated in the Northwest Quarter of the Northeast Quarter (NW $\frac{1}{4}$ NE $\frac{1}{4}$ ) of Section Two (2), Township Seventy-five (75) North, Range Twenty-eight (28) West of the 5<sup>th</sup> P.M., Madison County, Iowa; and except that portion of the above-described real estate conveyed to the State of Iowa for highway purposes.

The North 37 $\frac{1}{2}$  acres of the Northeast Quarter (NE $\frac{1}{4}$ ) of the Southwest Quarter (SW $\frac{1}{4}$ ); the Northwest Quarter (NW $\frac{1}{4}$ ) of the Southwest Quarter (SW $\frac{1}{4}$ ), and the South 20.52 acres of the West 40 acres of the Northwest Quarter (NW $\frac{1}{4}$ ), all in Section Ten (10), Township Seventy-five (75) North, Range Twenty-eight (28) West of the 5<sup>th</sup> P.M., Madison County, Iowa, AND the West Half (W $\frac{1}{2}$ ) of the Southeast Quarter (SE $\frac{1}{4}$ ) except 6.52 acres conveyed for highway purposes, and the West Half (W $\frac{1}{2}$ ) of the East Half (E $\frac{1}{2}$ ) of the Southeast Quarter (SE $\frac{1}{4}$ ), and the Southeast Quarter (SE $\frac{1}{4}$ ) of the Northeast Quarter (NE $\frac{1}{4}$ ) of the Southeast Quarter (SE $\frac{1}{4}$ ), and the Northeast Quarter (NE $\frac{1}{4}$ ) of the Southeast Quarter (SE $\frac{1}{4}$ ) of the Southeast Quarter (SE $\frac{1}{4}$ ) of Section Ten (10), in Township Seventy-five (75) North, Range Twenty-eight (28) West of the 5<sup>th</sup> P.M., Madison County, Iowa, containing 133.48 acres, more or less, EXCEPT Commencing at a point of reference at the South Quarter (S $\frac{1}{4}$ ) corner of Section Ten (10), Township Seventy-five (75) North, Range Twenty-eight (28) West of the 5<sup>th</sup> P.M., Madison County, Iowa; thence North 90°00' East 18.8 feet along the South line of the Southeast Quarter (SE $\frac{1}{4}$ ) of Section Ten (10) to a point of intersection with the Easterly right of way line of Iowa Highway 162 and the point of beginning of the tract herein described (this is assumed bearing for purposes of this description only); thence Northeasterly 92.9 feet along said Easterly right of way line of Iowa Highway 162 being a 1196.0 foot radius curve concave Northwesterly (chord: North 31°25 $\frac{1}{2}$ ' East 92.8 feet) to a point of tangency; thence North 29°31' East 841.5 feet along said Easterly right of way line of Iowa Highway 162 to a point; thence South 32°52 $\frac{1}{2}$ ' East 331.5 feet to a point; thence South 17°11 $\frac{1}{2}$ ' West 558.0 feet to a point of intersection with said South line of the Southeast Quarter (SE $\frac{1}{4}$ ) of Section Ten (10); thence North 90°00' West 478.0 feet along said South line of the Southeast Quarter (SE $\frac{1}{4}$ ) of Section Ten (10) to the point of beginning and subject to easements of record, and containing 6.0 acres more or less.