

REC \$ 10⁰⁰
AUD \$ _____
R.M.F. \$ 1⁰⁰

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COMPARED _____

MICKI 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 24 day of April, 2000.

Ervin A. Jones
ERVIN A. JONES

Nellie E. Jones
NELLIE E. JONES

GRANTOR(S)

STATE OF IOWA)
COUNTY OF Madison) ss:

On this 24 day of April, 2000, before me, the undersigned, a Notary Public in and for the aforesaid County and State, personally appeared: Ervin A. Jones and Nellie E. Jones, 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

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Exhibit "A"

The East Sixty-six and sixty-seven/100 (66.67) Acres of the North One Hundred and Twenty (120) acres of the Southwest Quarter (SW $\frac{1}{4}$) of Section Nine (9), Township Seventy-five (75) North, Range Twenty-eight (28) West of the 5th P.M., Madison County, Iowa,

AND

All that part of the Southwest Quarter (SW $\frac{1}{4}$) of the Southwest Quarter (SW $\frac{1}{4}$) which lies south and east of the public highway; all that part of the Southeast Quarter (SE $\frac{1}{4}$) of the Southwest Quarter (SW $\frac{1}{4}$) which lies south and west of Middle River, being more particularly described as commencing at the Southwest Corner of the Southeast Quarter (SE $\frac{1}{4}$) of the Southwest Quarter (SW $\frac{1}{4}$) and running thence North on the west Line thereof 10.68 chains, thence South 45° East, 3.50 chains, thence South 3 $\frac{1}{2}$ ° West, 3 chains, thence South 20° East, 3.33 chains, thence South 12 $\frac{1}{2}$ ° East to the South line of said Southeast Quarter (SE $\frac{1}{4}$) of the Southwest Quarter (SW $\frac{1}{4}$), thence West to the place of beginning, all in Section Eight (8);

ALSO

The Northwest Quarter (NW $\frac{1}{4}$) of the Northwest Quarter (NW $\frac{1}{4}$), and all that part of the Northeast Quarter (NE $\frac{1}{4}$) of the Northwest Quarter (NW $\frac{1}{4}$) which lies North and West of the center of Middle River, all in Section Seventeen (17);

ALSO

The North 26 acres of the East Half (E $\frac{1}{2}$) of the East Half (E $\frac{1}{2}$) of the Northeast Quarter (NE $\frac{1}{4}$), and all that part of the West Half (W $\frac{1}{2}$) of the Northeast Quarter (NE $\frac{1}{4}$) of the Northeast Quarter (NE $\frac{1}{4}$), and all that part of the Northwest Quarter (NW $\frac{1}{4}$) of the Northeast Quarter (NE $\frac{1}{4}$) lying and being North and East of the center of the main channel of Middle River, all in Section Eighteen (18);

ALSO

All that part of the Southeast Quarter (SE $\frac{1}{4}$) of Section Seven (7) lying South of the public highway as the same extends in a general east and west direction through said quarter section;

ALSO

A tract of land described as follows: Commencing at the Southwest Corner of the Southeast Quarter (SE $\frac{1}{4}$) of Section Seven (7), running thence East on the South line of said Section 696.7 feet to the center of the public highway, thence North 33° 44 minutes West, 260.5 feet, thence North 80° 49 minutes West, 458.9 feet, thence South 62° 36 minutes West, 119 feet to the West line of said quarter section, thence South to the place of beginning, all in Section Seven (7); ALL of the above described land being located in Township Seventy-five (75) North, Range Twenty-eight (28) West of the 5th P.M., Madison County, Iowa.