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MICKI UTSLER  
RECORDER  
MADISON COUNTY, IOWA

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P.28

This Document Prepared By: Security Abstract & Title Co. Inc., 114 N. 1st Ave., Winterset, Iowa 50273 Telephone: 515-462-1691

EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

Thomas E. Miller,

hereinafter referred to as GRANTORS, in consideration of One Dollar and Other Valuable Consideration, hereby grant and convey unto Warren Water, Inc., 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:

Lot Twenty-Seven (27) of HY-VIEW SUBDIVISION, an Official Plat of the Subdivision of the South Half (1/2) of the Southwest Quarter (1/4); the South Half (1/2) of the Southeast Quarter (1/4), except the North 660 feet of the West 660 feet of said South Half (1/2) of the Southeast Quarter (1/4); the Northeast Quarter (1/4) of the Southeast Quarter (1/4); all in Section Ten (10), and also the Northeast Quarter (1/4) of the Northwest Quarter (1/4) of Section Fifteen (15); all the above described tract being in Township Seventy-seven (77) North, Range Twenty-six (26) West of the 5th P.M., Madison County, Iowa, subject to easement for petroleum and natural gas pipeline and containing 230 acres, more or less

and locally known as: Cumming Rd  
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.

It is agreed that, during the period of initial construction, <sup>6.8</sup> 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 16<sup>th</sup> day of August, 2000

Thomas E. Miller  
Thomas E. Miller

M6-2,074

STATE OF IOWA, MADISON COUNTY, ss:

On this 16<sup>th</sup> day of Aug, 2000 before me the undersigned, a notary public in and for the State of Iowa appeared to me Thomas E. Miller

known to be the identical persons named in and who executed the within and foregoing instrument, and acknowledged that they executed the same as their voluntary act and deed.

Earl L. Evans  
Notary Public

1217 Cumming Rd Cum  
996-2535

