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MICKI UTSLER
RECORDER
MADISON COUNTY, IOWA

This Document Prepared By: Security Abstract & Title Co., Inc., 114 N. 1st Ave., Winterset, Iowa 50273 Telephone: 319-621-1001

EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

James R. Kilkenny and Sammie K. Kilkenny,

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:

The Southwest Quarter (1/4) of the Southwest Quarter (1/4), and the East 39 Acres of the Northwest Quarter (1/4) of the Southwest Quarter (1/4) of Section Fourteen (14) except a tract commencing at a point 29.5 feet East of the West Quarter (1/4) Corner of said Section Fourteen (14), thence East 1293 feet along the quarter section line, thence South 00°48' East 673.72 feet, thence South 89°57' West, 1297.7 feet, thence North 00°24' West 674.8 feet to the point of beginning containing 20.0493 acres including 1.6014 acres of county road right of way, EXCEPT A parcel of land in the West Half (1/2) of the Southwest Quarter (1/4) of Section Fourteen (14), and in the Southeast Quarter (1/4) of the Southeast Quarter (1/4) of Section Fifteen (15), all in Township Seventy-seven (77) North, Range Twenty-eight (28) West of the 5th P.M., Madison County, Iowa, more particularly described as: Commencing at the Northeast corner of the West Half (W 1/2) of the Southwest Quarter (1/4) of Section Fourteen (14), Township Seventy-seven (77) North, Range Twenty-eight (28) West of the 5th P.M., Madison County, Iowa; thence along the east line of said West Half (1/2), South 00°41' 06" East 674.48 feet to the Point of Beginning; thence continuing along said east line, South 00°41'06" East 960.66 feet, thence South 85°47'53" West 1371.13 feet; thence parallel with and 33 feet west of the east line of the Southeast Quarter (1/4) of the Southeast Quarter (1/4) of Section Fifteen (15), North 00°16'37" West 414.76 feet; thence South 89°46'26" East 66.00 feet; thence parallel with and 33 feet east of the west line of the Northwest Quarter (1/4) of the Southwest Quarter (1/4) of Section Fourteen (14), North 00°16'37" West 646.21 feet; thence North 89°59'00" East 1295.10 feet to the Point of Beginning, containing 30.683 acres, more or less, including public road, and 29.954 acres more or less, excluding public road, and the East 1 acre of the Southeast Quarter (1/4) of the Southeast Quarter (1/4) of Section Fifteen (15); all in Township Seventy-seven (77) North, Range Twenty-eight (28) West of the 5th P.M., Madison County, Iowa, and locally known as: 1291 Hogback Bridge

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, no 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 23 day of October, 2000

James R. Kilkenny
James R. Kilkenny
M6-137

Sammie K. Kilkenny
Sammie K. Kilkenny

STATE OF IOWA, MADISON COUNTY, ss:

On this 23rd day of October, 2000, before me the undersigned, a notary public in and for the State of Iowa appeared to me James R. Kilkenny and Sammie K. Kilkenny 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.



Judy L. Riss
Notary Public