

FILED NO. 007376
BOOK 144 PAGE 467

2000 DEC -6 AM 11: 28

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

COMPUTER
RECORDED
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 28th day of August, 2000.

X Karen J. Philips
KAREN J. PHILIPS

X Craig Philips
CRAIG PHILIPS

GRANTOR(S)

STATE OF Nebraska }
COUNTY OF Gasper } ss:

On this 28th day of August, 2000, before me, the undersigned, a Notary Public in and for the aforesaid County and State, personally appeared:

Karen J. Philips and Craig Philips, wife and husband, 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.

Darlene F. Misterek
NOTARY PUBLIC IN AND FOR SAID COUNTY AND SAID STATE

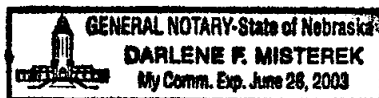


EXHIBIT "A"

TRACT A:

Northeast Quarter (NE 1/4) of the Northeast Quarter (NE 1/4) of Section Fourteen (14); and the West Half (W 1/2) of the Northwest Quarter (NW 1/4) except a tract of land described as: Commencing at the Southwest corner of the Northwest Quarter (NW 1/4) Northwest Quarter (NW 1/4) of Section Thirteen (13) thence South 370' thence East 490' thence North 700' thence West 490' thence South 330' to the point of beginning and Southeast quarter (SE 1/4) of the Northwest Quarter (NW 1/4) and the South 20 acres of the Northeast Quarter (NE 1/4) of the Northwest Quarter (NW 1/4) of Section Thirteen (13), and the South 8 acres of the Southeast Quarter (SE 1/4) of the Southeast Quarter (SE 1/4) of the Southeast Quarter (SE 1/4) of Section Eleven (11), and all that part of the Southwest Quarter (SW 1/4) of the Southwest Quarter (SW 1/4) of Section Twelve (12) Lying South of the main channel of the North River except a tract of land described as commencing at the Southeast corner of said Southwest Quarter (SW 1/4) of the Southwest Quarter (SW 1/4) thence West 84 feet, thence North 510 1/2 feet thence West 172 1/2 feet thence South 81° West 600 feet thence North 8 3/4° West to the center of the main channel of said North River thence Easterly along the center of said main channel to the East line of said Southwest Quarter (SW 1/4) of the Southwest Quarter (SW 1/4) thence South on said East line to the point of beginning all in Township 76 North, Range 28 West of the 5th P.M., Madison County, Iowa

TRACT B:

The Southeast Quarter (SE 1/4) of the Northwest Quarter (NW 1/4) of the Northeast Quarter (NE 1/4); the East Half (E 1/2) of the Southwest Quarter (SW 1/4) of the Northeast Quarter (NE 1/4); and the Southeast Quarter (SE 1/4) of the Northeast Quarter (NE 1/4); the East Half (E 1/2) of the Northwest Quarter (NW 1/4) of the Southeast Quarter (SE 1/4); the Northeast Quarter (NE 1/4) of the Southeast Quarter (SE 1/4) and the North One-fourth (N 1/4) of the Southeast Quarter (SE 1/4) of the Southeast Quarter (SE 1/4) of Section Fourteen (14), Township Seventy-six (76) North, Range Twenty-eight (28) West of the 5th P.M., Madison County, Iowa; AND the Southwest Quarter (SW 1/4) of the Southeast Quarter (SE 1/4) and the South Three-fourths (3/4) of the Southeast Quarter (SE 1/4) of the Southeast Quarter (SE 1/4) and the South 8 acres of the West Half (W 1/2) of the Northwest Quarter (NW 1/4) of the Southeast Quarter (SE 1/4) and the South Three-fourths (3/4) of the East one-fourth (E 1/4) of the Southwest Quarter (SW 1/4) of Section Fourteen (14), and the Northeast Quarter (NE 1/4) of the Northeast Quarter (NE 1/4) and the North Half (N 1/2) of the Northwest Quarter (NW 1/4) of the Northeast Quarter (NE 1/4) of Section Twenty-three (23), in Township Seventy-six (76) North, Range Twenty-eight (28) West of the 5th P.M., Madison County, Iowa.