

2000 DEC -6 AM 11:29

MICKI UTSLER
RECORDER
MADISON COUNTY, IOWA

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

COMPUTER
RECORDED
COMPARED _____

David L. Junemann, 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 25 day of April, 2000.

Charles C. Berry
CHARLES C. BERRY

Helen E. Berry
HELEN E. BERRY

GRANTOR(S)

STATE OF IOWA)
COUNTY OF Madison) ss:

On this 25 day of April, 2000, before me, the undersigned, a Notary Public in and for the aforesaid County and State, personally appeared: Charles C. Berry & Helen E. Berry, husband & 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.

Donald C. Henry
NOTARY PUBLIC IN AND FOR SAID COUNTY AND SAID STATE

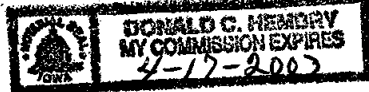


Exhibit "A"

The West Half ($W\frac{1}{2}$) of the Northeast Quarter ($NE\frac{1}{4}$) and the East Half ($E\frac{1}{2}$) of the Northwest Quarter ($NW\frac{1}{4}$) of Section Fifteen (15) and the East Half ($E\frac{1}{2}$) of the Southwest Quarter ($SW\frac{1}{4}$) of Section Sixteen (16), All in Township Seventy-four (74) North, Range Twenty-eight (28) West of the 5th P.M., Madison County, Iowa, EXCEPT a parcel of land described as commencing at the southwest corner of the Northeast Quarter ($NE\frac{1}{4}$) of Section 15, Township 74 North, Range 28 West of the 5th P.M., Madison County, Iowa, thence $N.0^{\circ}00'$ 279.1 feet to point of beginning; thence $N.0^{\circ}00'$ 189.4 feet; thence $N.89^{\circ}56'E.$ 142.9 feet; thence $S.1^{\circ}10'W.$ 196.8 feet; thence $N.87^{\circ}03'W.$ 139.1 feet to point of beginning containing 0.625 acres including 0.197 acres of county road right of way. Note: The west line of the $NE\frac{1}{4}$ of Section 15, Township 74 North, Range 28 West of the 5th P.M., Madison County, Iowa, is assumed to bear due north and south. AND EXCEPT Commencing at the southwest corner of the Northeast Quarter of said Section 15; thence on an assumed bearing of North $90^{\circ}00'00''$ East along the south line of said Northeast Quarter a distance of 904.59 feet to the point of beginning; thence North $03^{\circ}49'33''$ East 1303.75 feet; thence North $90^{\circ}00'00''$ East 322.22 feet; thence South $00^{\circ}36'26''$ East 970.10 feet; thence South $89^{\circ}23'34''$ West 75.00 feet; thence South $00^{\circ}36'26''$ East 330.02 feet to the south line of the Northeast Quarter of said Section 15; thence North $90^{\circ}00'00''$ West along said south line a distance of 348.00 feet to the point of beginning; AND EXCEPT The East 75 feet of the South 330 feet of the Southwest Quarter ($SW\frac{1}{4}$) of the Northeast Quarter ($NE\frac{1}{4}$) of said Section Fifteen (15); AND EXCEPT Auditor's Parcel "A" in part of the Northeast Quarter ($NE\frac{1}{4}$) of the Southwest Quarter ($SW\frac{1}{4}$) of said Section 16, Township 74 North, Range 28 West of the 5th P.M., Madison County, Iowa, and more particularly described by survey as follows: Beginning at the Northeast corner of said $NE\frac{1}{4}$ of $SW\frac{1}{4}$; thence South $00^{\circ}11'30''$ East along the East line of said $NE\frac{1}{4}$ of the $SW\frac{1}{4}$ 1,319.09 feet; thence North $84^{\circ}05'59''$ West, along an existing fence, 287.75 feet; thence $N00^{\circ}42'37''$ East, along an existing fence, 1,244.66 feet; thence South $90^{\circ}00'00''$ West, 233.47 feet; thence North $00^{\circ}11'30''$ West, 45.00 feet; thence North $90^{\circ}00'00''$ East, 500.00 feet to the point of beginning.