

MICKI UTSLER  
RECORDER  
MADISON COUNTY, IOWA

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

EASEMENT

REC \$ 5<sup>00</sup>  
AUD \$ \_\_\_\_\_  
R.M.F. \$ 1<sup>00</sup>

COMPUTER   
RECORDED   
COMPARED \_\_\_\_\_

KNOW ALL MEN BY THESE PRESENTS:

Robert J. Mulvihill and Josetta K. Mulvihill

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:

A tract of land in the North Half of the Southwest Quarter of Section 27, Township 77 North, Range 26 West of the 5th Principal Meridian, Madison County, Iowa, more particularly described as follows: Commencing at the Northeast Corner of the SW. 1/4 of Section 27, T77N, R26W of the 5th P.M.; thence North 90°00'00" West 905.13 feet; along the north line of said SW1/4, to the point of beginning. Thence continuing North 90°00'00" West 469.77 feet along said north line; thence South 03°58'33" West 452.94 feet; thence South 86°53'23" East 468.69 feet; thence North 03°58'33" East 478.43 feet to the point of beginning. Said tract of land contains 5.010 Acres including 0.557 Acres of County Road Right of Way. Excepting therefrom the right of pedestrian and vehicular ingress and egress over the easterly 100 feet and the southerly 100 feet of said tract.

and locally known as:

3108 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, 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 27 day of November, 2000.

Robert J. Mulvihill  
Robert J. Mulvihill

Josetta K. Mulvihill  
Josetta K. Mulvihill

M6-2,203

STATE OF IOWA, MADISON COUNTY, ss:

On this 27th day of November, 2000, before me the undersigned, a notary public in and for the State of Iowa appeared to me Robert J. Mulvihill and Josetta K. Mulvihill 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.



Susan E. Thielen  
Notary Public  
Susan E. Thielen