

THIS DOCUMENT PREPARED BY: Claire B. Patin, Attorney at Law, 106 E. Salem Ave., Indianola, Iowa 50125 515-961-2574

EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

David D. Caligiuri and Jannette J. Caligiuri

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

See Attachment "A"

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REC \$ 10<sup>00</sup>  
AUD \$  
R.M.F. \$ 1<sup>00</sup>

HICKI UTSLER  
RECORDER  
MADISON COUNTY, IOWA

Locally Known As: 1690 Windwood Jr.

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.

COMPUTER   
RECORDED   
COMPARED

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 WHERE OF, the GRANTORS have executed this instrument this \_\_\_\_\_ day of \_\_\_\_\_, 2000.

David D. Caligiuri  
David D. Caligiuri

Jannette J. Caligiuri  
Jannette J. Caligiuri

STATE OF IOWA, ss:

On this 19 day of December, 2000, before me the undersigned, a notary public in and for State of Iowa appeared David D. Caligiuri and Jannette J. Caligiuri to me known to be the identical persons named in and who executed the within and foregoing instrument, and acknowledged that they executed and same as their voluntary act and deed.



Patricia E. Miller  
Notary Public

Attachmetn "A"

LEGAL DESCRIPTION:

Parcel "B", located in the South Half of the Southwest Quarter of Section 2 & the Northeast Quarter of the Northwest Quarter of Section 11, Township 76 North, Range 26 West of the 5th P.M., Madison County, Iowa, more particularly described as follows:

Beginning at the Southeast corner of the Northeast Quarter of the Northwest Quarter of Section 11, Township 76 North, Range 26 West of the 5th P.M., Madison County, Iowa; thence South  $86^{\circ}27'43''$  West along the South line of the Northeast Quarter of the Northwest Quarter of said Section 11, 1309.01 feet to the Southwest corner of the Northeast Quarter of the Northwest Quarter of said Section 11; thence North  $0^{\circ}38'47''$  East along the West line of the Northeast Quarter of the Northwest Quarter of said Section 11, 1322.33 feet to the Northwest corner of the Northeast Quarter of the Northwest Quarter of said Section 11; thence North  $11^{\circ}00'57''$  West along the centerline of an unpaved County Road, 365.85 feet; thence North  $87^{\circ}31'04''$  East, 1377.72 feet to a point on the East line of the Southwest Quarter of Section 2, Township 76 North, Range 26 West of the 5th P.M., Madison County, Iowa; thence South  $0^{\circ}00'00''$  West along the East line of the Southwest Quarter of said Section 11, 338.00 feet to the Southwest Quarter corner of said Section 2; thence South  $0^{\circ}38'47''$  West along the projection of an existing fenceline which is the East line of the Northeast Quarter of the Northwest Quarter of said Section 11, 1322.33 feet to the Point of Beginning. Said Parcel contains 50.421 acres, including 1.651 acres of County Road right-of-way.