

MICHELLE "MICKI" UTSLER, COUNTY RECORDER
MADISON IOWA

✓ THIS DOCUMENT PREPARED BY: Warren Water District, 1204 E. 2nd Ave. Indianola, IA 50125 515-962-1200

Elgin Patin Parker
PO 215

EASEMENT

COMPUTER	✓
RECORDED	✓
COMPARED	✓

KNOW ALL MEN BY THESE PRESENT:

Michael R. Merrick and Suzanne L. Merrick
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 Exhibit A

3359 Peru 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 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 3 day of August, 2004.

Michael R. Merrick
Michael R. Merrick

Suzanne L. Merrick
Suzanne L. Merrick

STATE OF IOWA, ss:

On this 3 day of August, 2004 before me the undersigned, a notary public in and for State of Iowa, appeared Michael R. Merrick and Suzanne L. Merrick 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.



Lisa Dale
NOTARY PUBLIC

Exhibit A

Addendum

1. Parcel "F" located in the Southwest Quarter of the Northeast Quarter (SW1/4 NE1/4) of Section Twelve (12), Township Seventy-four (74) North, Range Twenty-six (26) West of the 5th P.M., Madison County, Iowa, more particularly described as follows:

Commencing at the Center of Section Twelve (12), Township Seventy-four (74) North, Range Twenty-six (26) West of the 5th P.M., Madison County, Iowa; thence North 82°15'26" East, 666.45 feet along the South line of the Southwest Quarter of the Northeast Quarter (SW1/4 NE1/4) of said Section Twelve (12); thence North 0°09'59" West 128.08 feet to a point on the North right-of-way line of County Road G-68, which is the Point of Beginning; thence Southwesterly 155.17 feet along said R.O.W. line, which is a 12601.05 foot radius curve, concave Southeasterly, with a chord of South 83°55'57" West, 155.16 feet; thence North 20°42'56" West, 643.72 feet; thence North 19°22'58" East, 278.26 feet; thence North 33°05'51" East, 523.58 to a point in an existing fenceline; thence South 0°09'59" East, 1286.82 feet along said fenceline to the Point of Beginning. Said Parcel contains 7.123 acres.

Sellers also transfer a 20.00 foot wide ingress/egress and utility easement for Parcel "F", which is located in the Southwest Quarter of the Northeast Quarter (SW1/4 NE1/4) of Section Twelve (12), Township Seventy-four (74) North, Range Twenty-six (26) West of the 5th P.M., Madison County, Iowa, the centerline of which is more particularly described as follows:

Commencing at the Center of Section Twelve (12), Township Seventy-four (74) North, Range Twenty-six (26) West of the 5th P.M., Madison County, Iowa; thence North 82°15'26" East, 666.45 feet along the South line of the Southwest Quarter of the Northeast Quarter (SW1/4 NE1/4) of said Section Twelve (12); thence North 0°09'59" West, 128.08 feet to a point on the North right-of-way of County Road G-68, which is the Southeast corner of Parcel "F"; thence Southwesterly 155.17 feet along said road R.O.W. line, which is a 12601.05 foot radius curve, concave Southeasterly, with a chord of South 83°55'57" West, 155.16 feet; thence North 20°42'56" West, 56.01 feet along the West line of Parcel "F" to the easement Point of Beginning; thence South 69°16'10" West, 228.48 feet along the centerline of said easement to a point on the North R.O.W. line of County Road G-68, which is the Point of Termination of this easement.