

MICHELLE "MICKI" UTSLER, COUNTY RECORDER
MADISON IOWA

COMPUTER	<input checked="" type="checkbox"/>
RECORDED	<input checked="" type="checkbox"/>
COMPARED	<input type="checkbox"/>

David L. Jungmann, P.C., 113 W. Iowa, P.O. Box 329, Greenfield, IA 50849 Phone #641-743-6195
(FHA Approved)

LIMITED EASEMENT

RE:

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), transfers) 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 there-after using, operating, tapping and service line installation, 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 7th day of September 2004


(Scott Kirby Garrett)


(Kristine Lynn Garrett)
GRANTORS

(STATE OF IOWA)

Ss:
(COUNTY OF MADISON)

On this 7th day of September, 2004, before me, the undersigned, a Notary Public in and for the aforesaid County and State, personally appeared: Scott Kirby Garrett & Kristine Lynn Garrett, 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.




NOTARY PUBLIC IN AND FOR SAID COUNTY AND SAID STATE

EXHIBIT "A" FOR SCOTT KIRBY & KRISTINE LYNN GARRETT

A parcel of land in the Northwest Quarter of the Northwest Quarter (NW ¼ NW ¼) of Section Eight (8), in the Southwest Quarter of the Southwest Quarter (SW ¼ SW ¼) of Section Five (5), in the Southeast Quarter of the Southeast Quarter (SE ¼ SE ¼) of Section Six (6), in the Northeast Quarter of the Northeast Quarter of Section Seven (7), all in Township Seventy-five (75) North, Range Twenty-nine (29) West of the 5th P.M., Madison County, Iowa, more particularly described as follows: Commencing at the North Quarter Corner of Section 7, T75N, R29W of the 5th P.M., Madison County, Iowa; thence along the North line of the NE ¼ of said Section 7, N.90°00'00"E. 1,769.82'; thence S.00°00'00", 33.54' to the point of beginning. Thence N.89°44'01"E., 263.96'; thence S.01°26'58"W., 131.56'; thence N.89°53'03"E., 261.93'; thence N.01°21'01"W., 197.43'; thence N.80°44'09"E., 214.48'; thence N.74°48'03"E., 126.59'; thence N.83°54'18"E., 241.76'; thence S.00°56'19"E., 542.54'; thence N.90°00'00"W., 244.00'; thence N.63°15'06"W., 164.35'; thence N.90°00'00"W., 123.00'; thence N.00°00'00", 79.72'; thence N.90°00'00"W., 584.50'; thence N.00°41'55"W., 227.78' to the point of beginning; said parcel of land contains 8.000 Acres; EXCEPT the following described real estate: Parcel "C" in the Northeast Quarter of the Northeast Quarter of Section 7 and the Southeast Quarter of the Southeast Quarter of Section 6 all in Township 75 North, Range 29 West of the 5th P.M., Madison County, Iowa more particularly described as follows: Commencing at the North Quarter Corner of Section 7, Township 75 North, Range 29 West of the 5th P.M., Madison County, Iowa, thence N.90°00'00"E. 1769.58' along the North line of the Northeast Quarter of said Section 7, thence S.00°00'00"E. 33.54' to the Point of Beginning on the South right-of-way line of Iowa Highway No. 92; thence N.89°46'46"E. 263.76' along said right-of-way line; thence N.01°26'58"E. 12.13' along said right-of-way line; thence Northeasterly 259.47' along a 1432.50' radius curve concave Northwesterly with a 259.12' chord bearing N.78°31'27"E. along said right-of-way line; thence N.01°21'42"W. 2.82 feet along said right-of-way line; thence N.80°44'09"E. 11.00 feet along said right-of-way; thence S.01°09'25"E. 297.25'; thence N.90°00'00"W. 532.00'; thence N.00°42'11"W. 227.78' to the Point of Beginning containing 3.003 acres. NOTE: Parcel "C" combines a parcel of land described in a Deed filed in Book 2002, Page 3364 and a portion of a parcel of land described in a Deed filed in Book 2002 Page 3365 and shall not be divided again for resale.