

MICHELLE "MICKI" UTSLER, COUNTY RECORDER  
MADISON IOWA

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

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EASEMENT

KNOW ALL MEN BY THESE PRESENT:

Richard N. Herr, Margaret L. Herr

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 Attached

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 \_\_\_\_\_ day of 26/8/, 2004.

Richard N. Herr  
Richard N. Herr

Margaret L. Herr  
Margaret L. Herr

STATE OF IOWA, ss:

On this 26 day of August, 2004 before me the undersigned, a notary public in and for State of Iowa, appeared Richard N. Herr  
Margaret L. Herr 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



The East Half ( $\frac{1}{2}$ ) of the Southeast Quarter ( $\frac{1}{4}$ ) of the Northwest Quarter ( $\frac{1}{4}$ ); the West Half ( $\frac{1}{2}$ ) of the Southeast Quarter ( $\frac{1}{4}$ ); the Northeast Quarter ( $\frac{1}{4}$ ) of the Southeast Quarter ( $\frac{1}{4}$ ); the East Half ( $\frac{1}{2}$ ) of the Southeast Quarter ( $\frac{1}{4}$ ) of the Southeast Quarter ( $\frac{1}{4}$ ); and the Northwest Quarter ( $\frac{1}{4}$ ) of the Southeast Quarter ( $\frac{1}{4}$ ) of the Southeast Quarter ( $\frac{1}{4}$ ); the South Half ( $\frac{1}{2}$ ) of the Northeast Quarter ( $\frac{1}{4}$ ), all in Section Thirteen (13), Township Seventy-five (75) North, Range Twenty-eight (28) West of the 5<sup>th</sup> P.M., Madison County, Iowa, Except a part of the Southeast Quarter ( $\frac{1}{4}$ ) of the Northeast Quarter ( $\frac{1}{4}$ ) of Section Thirteen (13), Township Seventy-five (75) North, Range Twenty-eight (28) West of the 5<sup>th</sup> P.M., Madison County, Iowa, more particularly described by survey as follows: Beginning as a point of reference at the East Quarter ( $\frac{1}{4}$ ) Corner of said Section Thirteen (13), thence North  $00^{\circ}41'21''$  West, along the East line of said Northeast Quarter ( $\frac{1}{4}$ ), 128.02 feet to the point of beginning, thence North  $87^{\circ}22'00''$  West, 430.51 feet; thence North  $00^{\circ}41'21''$  West, parallel to said East line, 504.85 feet; thence South  $87^{\circ}22'00''$  East, 430.51 feet, thence South  $00^{\circ}41'21''$  East, 504.85 to the point of beginning, containing 4.987 acres more or less including 0.026 acres of road Right of Way,