

RETURN TO: Claire B. Patin, P. O. Box 215, Indianola, IA

EASEMENT

FILED NO. \_\_\_\_\_

BOOK 2001 PAGE 1114

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MICKI UTSLER  
RECORDER  
MADISON COUNTY, IOWA

**John A. Gallagher and Vicki S. Gallagher,**

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, on to the land of the GRANTORS situated in Madison County, Iowa, being more specifically described as follows:

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

Parcel "G" located in the NE 1/4 NE 1/4 of Section 16 and in the NW 1/4 NW 1/4 of Section 15, all in Township 77 North, Range 26 West of the 5<sup>th</sup> P.M., Madison County, Iowa, as shown in Plat of survey filed in Book 3, Page 43, on July 2, 1997 in the office of the recorder of Madison County, Iowa subject to easements, covenants, conditions and restrictions of record,

And locally known as: 3090 120<sup>th</sup> Street

Together with the right of ingress and egress, with reasonable notification, 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. This Easement shall not extend on to the land any farther than is necessary to properly install, maintain, inspect, replace or remove a meter pit at a point determined by the GRANTORS and GRANTEE.

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 the GRANTORS, if any damage there be, 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 13<sup>TH</sup> day of March, 2001

[Signature]  
John A. Gallagher

[Signature]  
Vicki S. Gallagher

STATE OF IOWA, MADISON COUNTY, ss:

On this 13<sup>th</sup> day of March, 2001, before me the undersigned, a notary public in and for the State of Iowa appeared to me John A. Gallagher and Vicki S. Gallagher 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.

Celia M. Wood Notary Public

