

EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

Donald J. Lynch, John L. Swihart, and Heidie S. Swihart.

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, over, across and through the land of the GRANTORS situated in Madison County, Iowa, being more specifically described as follows:

Parcel "D", located in the Southeast Quarter (1/4) of the Northwest Quarter (1/4) of Section Two (2), Township Seventy-six (76) 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 Two (2), Township Seventy-six (76) North, Range Twenty-six (26) West of the 5th P. M., Madison County, Iowa; thence South 86°27'43" West along the South line of the Northwest Quarter of said Section Two (2), 562.50 feet; thence North 2°17'44" West 288.67 feet; thence North 86°27'43" East 347.00 feet; thence South 39°28'50" East, 356.47 feet to the Point of Beginning. Said Parcel contains 3.013 acres, including 0.460 acres of County Road right-of-way,

and locally known as: 1621 Upland Ave. Trail
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, 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,

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 _____ day of _____, 20____.

COMPUTER ☒
RECORDED ☒
COMPARED ☒

Donald J. Lynch
Donald J. Lynch

John L. Swihart
John L. Swihart

Heidie S. Swihart
Heidie S. Swihart

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M6-0436

REC \$ 5⁰⁰
AUD \$ 1⁰⁰
R.M.F. \$ 1⁰⁰

2001 MAR 22 AM 11:03

MICKI UTSLER
RECORDER
MADISON COUNTY, IOWA

STATE OF IOWA, MADISON COUNTY, ss:

On this 5th day of March, 2001, before me the undersigned, a notary public in and for the State of Iowa appeared to me Donald J. Lynch, John L. Swihart, Heidie S. Swihart 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.

Jane Marie Cassel
Notary Public
My Commission Expires
July 20, 2001

