

REC \$ 10⁰⁰
AUD \$ 1⁰⁰
R.M.F. \$ 1⁰⁰

COMPUTER ✓
RECORDED ✓
COMPARED ✓

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

LIMITED EASEMENT

RE:
This easement in Madison County is only applicable if construction begins prior to crops being planted.

See 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, 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 3rd day of April 2001.

David P. Lind
David P. Lind

Debra Townsend Lind
Debra Townsend Lind

GRANTOR(S)

STATE OF IOWA)
)Ss:
COUNTY OF MADISON)

On this 3rd day of April, 2001, before me, the undersigned, a Notary Public in and for the aforesaid County and State, personally appeared: David P. Lind and Debra Townsend Lind, husband and 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.



Kimberly R. Nelson
NOTARY PUBLIC IN AND FOR SAID COUNTY AND SAID STATE

EXHIBIT "A"

The Southeast Quarter ($\frac{1}{4}$) of the Northeast Quarter ($\frac{1}{4}$), except a rectangular tract of land located in the Northeast corner of the Southeast Quarter ($\frac{1}{4}$) of the Northeast Quarter ($\frac{1}{4}$) of Section Nine (9), Township Seventy-five (75) North, Range Twenty-nine (29), described as commencing at the Northeast corner of the Southeast Quarter ($\frac{1}{4}$) of the Northeast Quarter ($\frac{1}{4}$) of Section Nine (9), Township Seventy-five (75) North, Range Twenty-nine (29), West of the 5th P.M., Madison County, Iowa, thence South 660 feet, thence West 330 feet, thence North 660 feet, thence East 330 feet to the place of beginning, containing 5 acres, more or less; and the Northeast Quarter ($\frac{1}{4}$) of the Southeast Quarter ($\frac{1}{4}$), except a parcel commencing at the Northwest corner of the Southeast Quarter ($\frac{1}{4}$) of the Northeast Quarter ($\frac{1}{4}$) Section Nine (9), Township Seventy-five (75) North, Range Twenty-nine (29), thence South 1905.43 feet to the point of beginning, thence North 294.43 feet, thence East 611.0 feet, thence South $1^{\circ}44'$ West 354.75 feet, thence North $84^{\circ}06'$ West 604.35 feet to the point of beginning and containing 4.53 acres more or less including the present established highway and also, a small tract of land lying immediately South of the above described parcel and bounded on the East by the East bank of the present creek, and on the South be the centerline of Middle River to a point on the West line of the Northeast Quarter ($\frac{1}{4}$) of the Southeast Quarter ($\frac{1}{4}$) Section Nine (9), Township Seventy-five (75) North, Range Twenty-nine (29) thence North to the point the point of beginning of the above described parcel and containing 3.50 acres more or less including the present established highway; and all that part of the Southeast Quarter ($\frac{1}{4}$) of the Southeast Quarter ($\frac{1}{4}$) lying North and East of Middle River more particularly described as follows: Commencing at the Northeast corner of said Southeast Quarter ($\frac{1}{4}$) of the Southeast Quarter ($\frac{1}{4}$) and running thence West to the Northwest corner thereof, thence South 5.50 chains, thence South, $74\frac{1}{2}^{\circ}$ East, 7 chains, thence South, 34° East, 7.50 chains, thence South, 69° East, 9.66 chains to the East line of said Southeast Quarter ($\frac{1}{4}$) of the Southeast Quarter ($\frac{1}{4}$), thence North to the place of beginning, containing 22.48 acres, of Section Nine (9), all in Township Seventy-five (75) North Range Twenty-nine (29) West of the 5th P.M., Madison County, Iowa.

The North 660 feet of the East 264 feet of the Southeast Quarter of the Northeast Quarter of Section 9, Township 75 North, Range 29 West of the 5th P.M., Madison County, Iowa.