

3

FILED NO. 003533

BOOK 2001 PAGE 3533

2001 AUG 10 PM 1:39

REC \$ 5.00  
AUD \$ \_\_\_\_\_  
R.M.F. \$ 1.00

COMPUTER   
RECORDED   
COMPARISON

MICKI UTSLER  
RECORDER  
MADISON COUNTY, IOWA  
Telephone: 515-462-1691

This Document Prepared By: Security Abstract & Title Co., Inc., 114 N. 1st Ave., Winterset, Iowa 50273 Telephone: 515-462-1691

EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

Don L. Brill and Kristi K. Brill,

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 "H" described as follows: That part of the Southwest Quarter (SW 1/4) of Section Three (3), Township Seventy-six (76) North, Range Twenty-seven (27) West of the Fifth Principal Meridian, Madison County, Iowa, described as follows: Commencing at the southwest corner of said Section Three (3); thence on an assumed bearing of North 00°07'32" East along the west line of the Southwest Quarter (SW 1/4) of said Section Three (3) a distance of 1113.92 feet to the point of beginning; thence North 00°07'32" East along said west line a distance of 535.25 feet; thence South 89°52'28" East 438.00 feet; thence North 06°33'07" East 547.81 feet; thence South 80°34'27" East 877.66 feet; thence South 03°15'11" West 936.15 feet; thence South 90°00'00" West 1314.37 feet to the west line of the Southwest Quarter (SW 1/4) of said Section Three (3) and the point of beginning. Said tract contains 25.98 acres and is subject to a Madison County Highway Easement over the westerly 0.44 acres thereof,

and locally known as: 1694  
1673 McBride Rd.  
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, 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 WHEREOF, the GRANTORS have executed this instrument this 23 day of March, 1998.

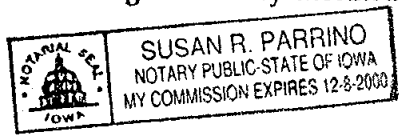
Don L. Brill  
Don L. Brill

Kristi K. Brill  
Kristi K. Brill

M5-507

STATE OF IOWA, MADISON COUNTY, ss:

On this 23 day of March, 1998, before me the undersigned, a notary public in and for the State of Iowa appeared to me Don L. Brill, Kristi K. Brill 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.



Susan R. Parrino  
Notary Public

M5-507