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This document prepared by: Warren Water District, 1204 E. 2nd Ave., Indianola, IA 50125 1-515-962-1200

KNOW ALL MEN BY THESE PRESENTS:

Phyllis J. Davison

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 "E" described as: Being the Southeast Quarter (SE1/4) of the Southeast Quarter (SE1/4) of Section Twenty-two (22), Township Seventy-seven (77) North, Range Twenty-seven (27) West of the 5th P.M., Madison County, Iowa, and being more particularly described as follows: Beginning at the Southeast Corner of said Section Twenty-two (22); then N00°17'35" East, 1312.19 feet to the Northeast Corner of the Southeast Quarter (SE1/4) of the Southeast Quarter (SE1/4) of said Section Twenty-two (22); then N89°49'10" West, 1329.50 feet to the Northwest Corner of the Southeast Quarter (SE1/4) of the Southeast Quarter (SE1/4) of said Section Twenty-two (22); then S00°22'39" West, 1314.01 feet to the Southwest Corner of the Southeast Quarter (SE1/4) of the Southeast Quarter (SE1/4) of said Section Twenty-two (22); then S 89°53'51" East, 1331.44 feet to the point of beginning, containing 40.11 acres, which includes 1.21 acres of existing public road right of way; AND Parcel "B" described as: Part of the West Half (W1/2) of the Northeast Quarter (NE1/4) of Section Twenty-seven (27), Township Seventy-seven (77) North, Range Twenty-seven (27) West of the 5th P.M., Madison County, Iowa, described as follows: Beginning at the North Quarter (N1/4) Corner of said Section Twenty-seven (27); then S 89°47'46" East, 1325.86 feet to the Northeast Corner of the West Half (W1/2) of the Northeast Quarter (NE1/4) of said Section Twenty-seven (27); then S 00°02'49" West, 1609.37 feet along the East line of said West Half (W1/2); then N 89°04'24" West, 1319.47 feet; then N 00°56'32" East, 357.57 feet; then N 53°18'45" East, 350.04 feet; then N 00°08'34" West, 176.49 feet; then N 52°18'33" West, 371.59 feet to the West line of said West Half (W1/2); then N 00°14'47" East, 622.42 feet to the point of beginning, containing 46.00 Acres, which includes 1.06 acres of existing public road right of way, and is subject to an easement for ingress and egress across a portion of the North 30 feet.

and locally known as: 140<sup>th</sup>

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, ~~the~~ 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 Eleventh day of July, 2001.

Phyllis J. Davison  
Phyllis J. Davison  
M6-2,293

STATE OF IOWA, MADISON COUNTY, ss:

On this 11<sup>th</sup> day of July, 2001, before me the undersigned, a notary public in and for the State of Iowa appeared to me Phyllis J. Davison 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.

? 961-0921

JAMES R. HALTERMAN  
MY COMMISSION EXPIRES  
1-24-04

James R. Halterman  
Notary Public