

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

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MICKI UTSLER  
RECORDER  
MADISON COUNTY, IOWA

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

**EASEMENT**

KNOW ALL MEN BY THESE PRESENTS:

Mary Tassell Revocable Trust

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": Being the North Half of the Southeast Quarter and part of the Southwest Quarter of the Southeast Quarter of Section 22, Township 77 North, Range 27 West of the 5th P.M., Madison County, Iowa and being more particularly described as follows: Beginning at the East Quarter corner of said Section 22; thence N 89° 38' 49" W, 2654.07 feet to the northwest corner of the Southeast Quarter (center) of said Section 22; thence S 00° 21' 07" W, 1327.46 feet to the southwest corner of the north half of the Southeast Quarter of said Section 22; thence S 00° 21' 07"W, 896.69 feet along the west line of the Southwest Quarter of the Southeast Quarter of said Section 22; thence S 89° 45' 49" E, 356.19 feet; thence S 00° 12' 50" W, 51.34 feet; thence S 89° 45' 49" E, 419.74 feet; thence S 00° 02' 42" E, 362.57 feet to the south line of the Southeast Quarter of said Section 22; thence S 89° 47' 46" E, 547.29 feet along said south line to the southeast corner of the Southwest Quarter of the Southeast Quarter of said Section 22; thence N 00° 22' 39" E, 1314.01 feet to the northeast corner of the Southwest Quarter of the Southeast Quarter of said Section 22; thence S 89° 49' 10" E, 1329.50 feet to the southeast corner of the Northeast Quarter of the Southeast Quarter of said Section 22; thence N 00° 16' 15" E, 1317.04 feet to the point of beginning, containing 113.62 acres, which includes 0.56 acres of existing public road right of way,

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~~<sup>all</sup> 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 \_\_\_\_\_ day of 24 of July, 2001.

Mary S. Tassell TTEE  
Mary Tassell Revocable Trust  
\_\_\_\_\_  
Mary Tassell Revocable Trust

WA 09/21/99

STATE OF IOWA, Warren County, ss:

On this 24<sup>th</sup> day of July, 2001 before me, the undersigned a Notary Public, personally appeared Mary L. Tassell and \_\_\_\_\_ to me known to be the identical persons named in and who executed the foregoing instrument, and acknowledged that they as trustees, executed the foregoing instrument as their voluntary act and deed.

 **PEGGY N. CRABBS**  
Commission Number 145110  
My Commission Expires \_\_\_\_\_

Peggy N. Crabbs  
\_\_\_\_\_  
NOTARY PUBLIC