

Webster 3 J

FILED NO. 000673
BOOK 2002 PAGE 673

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REC \$ 10⁰⁰
AUD \$ _____
R.M.F. \$ 1⁰⁰

COMPUTER
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MICKI UTSLER
RECORDER
MADISON COUNTY, IOWA
(515)462-3731

Preparer

Information: Jerrold B. Oliver

P.O. Box 230

Winterset

(515)462-3731

EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

Kenneth I. Klingaman and Sue L. Klingaman, Husband and Wife, hereinafter referred to as GRANTORS, in consideration of One Dollar and Other Valuable Consideration, hereby grant and convey unto Southern Iowa Rural Water Association, 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, including rights of ingress and egress, over, across and through the land of the GRANTORS situated in Madison County, Iowa, being more specifically described as follows:

The Northeast Quarter (NE $\frac{1}{4}$) of the Southeast Quarter (SE $\frac{1}{4}$) of Section Eleven (11), Township Seventy-five (75) North, Range Twenty-nine (29) West of the 5th P.M.; the West Half (W $\frac{1}{2}$) of the Southwest Quarter (SW $\frac{1}{4}$); the Southeast Quarter (SE $\frac{1}{4}$) of the Southwest Quarter (SW $\frac{1}{4}$) and the Southwest Quarter (SW $\frac{1}{4}$) of the Southeast Quarter (SE $\frac{1}{4}$) of Section Twelve (12), Township Seventy-five (75) North, Range Twenty-nine (29) West of the 5th P.M., Madison County, Iowa

The Easement shall be 30 feet in width.


Grantor, during initial construction and after construction is completed, during any repair of such waterline and appurtenances, shall:

1. Pay crop damages to Grantees, except no crop damage shall be paid during initial construction.
2. Restore to their original condition, any fences, tile lines and driveways, damaged by Grantee, or any persons performing such work for Grantee.
3. Restore the grade of the land to the same grade that existed prior to the construction, repair or maintenance of such pipeline and appurtenances.
4. Maintain such water pipeline and any necessary appurtenances in good repair so that damage to adjacent real estate will be kept to a minimum.
5. Construct the pipeline as close to the right-of-way line as reasonably possible.

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.

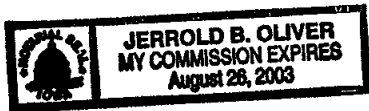
IN WITNESS WHEREOF, the GRANTORS have executed this instrument this 3 day of April, 2001.


Kenneth I. Klingaman


Sue L. Klingaman

STATE OF IOWA, MADISON COUNTY, ss:

On this 3 day of April, 2001, before me, the undersigned, a Notary Public in and for the said State, personally appeared, Kenneth I. Klingaman and Sue L. Klingaman, to me known to be the identical persons named in and who executed the foregoing instrument, and acknowledged that they executed the same as their voluntary act and deed.



Jerrold B. Oliver
Notary Public in and for the State of Iowa