

FILED NO. **003544**

BOOK **2002** PAGE **3544**

2002 JUL 22 AM 11:59

NICKI UTSLER
RECORDER
MADISON COUNTY, IOWA

REC \$ 5⁰⁰
AUD \$ _____
R.M.F. \$ 1⁰⁰

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RECORDED
COMPARED

THIS DOCUMENT PREPARED BY: Warren Water District, 1204 E. 2nd Ave. Indianola, Iowa 50125 515-962-1200

EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

Gary E. Brenaman & Elizabeth A. Bonecher
hereinafter referred to as GRANTORS, in consideration of One Dollar and Other Valuable consideration, hereby grant and convey unto Warren Water District, 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:

A TRACT DESCRIBED AS COMMENCING AT THE SOUTHWEST CORNER OF THE SOUTHEAST QUARTER (1/4) SOUTHWEST QUARTER (1/4) OF SECTION ELEVEN (11), TOWNSHIP SEVENTY-SIX (76) NORTH, RANGE TWENTY-SEVEN (27) WEST OF THE 5TH P.M., THENCE NORTH 90° 00' EAST 1,080.64 FEET ALONG THE SECTION LINE TO THE POINT OF BEGINNING. THENCE CONTINUING NORTH 90° 00' EAST ALONG SAID SECTION LINE 378.26 FEET, THENCE NORTH 00° 09' EAST 398.10 FEET; THENCE SOUTH 86° 16' WEST 386.30 FEET; THENCE SOUTH 00° 57' EAST 373.00 FEET TO THE POINT OF BEGINNING.

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 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.

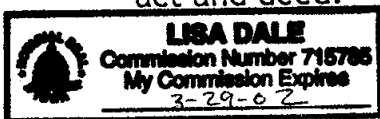
IN WITNESS WHERE OF, the GRANTORS have executed this instrument this 6th day of June, 2002.

Gary E. Brenaman
Gary E. Brenaman

Elizabeth A. Bonecher
Elizabeth A. Bonecher

STATE OF IOWA, ss:

On this 6 day of June, 2002, before me the undersigned, a notary public in and for State of Iowa appeared Gary E. Brenaman & Elizabeth A. Bonecher to me known to be the identical persons named in and who executed the within and foregoing instrument, and acknowledged that they executed and same as their voluntary act and deed.



Lisa Dale
Notary Public