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2002 OCT 18 AM 11:08

MICKI 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, IA 50125 515-962-1200

EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

Don W. Shiverick and Lenore K. Shiverick

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:

W $\frac{1}{2}$ of the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$, Section 8 Township 75, Range 26,
Timber Ridge Ave., Madison County, Winterset, Iowa

2310 Timber Ridge Ave.

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 26 day of September, 2002.

Don W. Shiverick
Don W. Shiverick

Lenore K. Shiverick
Lenore K. Shiverick

STATE OF IOWA, ss:

On this 26 day of September, 2002, before me the undersigned, a notary public in and for State of Iowa appeared to me Don W. Shiverick Lenore K. Shiverick 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**
Commission Number 715785
My Commission Expires
3-29-05

Lisa Dale
Notary Public