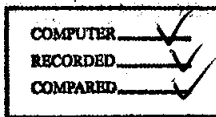


Return To:

Claire B. Patric, LC  
100 East Salem  
P.O. Box 215  
Indianola, Iowa  
50125

REC \$ 5<sup>00</sup>  
AUD \$  
R.M.F. \$ 1<sup>00</sup>

001243  
FILED NO. \_\_\_\_\_  
BOOK 2003 PAGE 1243  
2003 MAR -6 PM 12: 50



MICKI UTSLER  
RECORDER  
MADISON COUNTY, IOWA

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

EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

Charles D. Gordon and Denise L. Gordon

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:

Parcel "B", located in the North Fractional Half (1/2) of the Northeast Quarter (1/4) of Section Five (5), Township Seventy-five (75) North, Range Twenty-seven (27) West of the 5th P.M., Madison County, Iowa, more particularly described as follows: Commencing at the North Quarter Corner of Section Five (5), Township Seventy-five (75) North, Range Twenty-seven (27) West of the 5th P.M., Madison County, Iowa; thence South 89°01'23" East 757.33 feet along the North line of the Northeast Quarter (1/4) of said Section Five (5) to the Point of Beginning; thence continuing South 89°01'23" East 873.55 feet along said North line; thence South 01°25'18" West 676.56 feet; thence North 89°01'23" West 315.62 feet to a point on the East line of the Northwest Fractional Quarter (1/4) of the Northeast Quarter (1/4) of said Section Five (5); thence South 01°25'18" West 605.96 feet along said East line to the Southeast Corner of the Northwest Fractional Quarter (1/4) of the Northeast Quarter (1/4) of said Section Five (5); thence North 89°31'41" West 651.60 feet along the South line of the Northwest Fractional Quarter (1/4) of the Northeast Quarter (1/4) of said Section Five (5); thence North 05°34'30" East 1292.39 feet to the Point of Beginning, containing 22.743 acres including 1.213 acres of County Road right-of-way,

together with the right or 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.

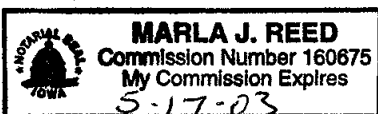
IN WITNESS WHERE OF, the GRANTORS have executed this instrument this 1<sup>st</sup> day of Feb, 2003.

Charles D. Gordon  
Charles D. Gordon

Denise L. Gordon  
Denise L. Gordon

STATE OF IOWA, ss:

On this 1<sup>st</sup> day of Feb, 2002, before me the undersigned, a notary public in and for State of Iowa appeared to me Charles D. Gordon Denise L. Gordon, 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.



Marla Reed  
Notary Public