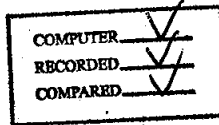


REC \$ 5.80
AUD \$ 1.00
R.M.F. \$ 5.80



FILED NO. 4169
BOOK 2003 PAGE 4169
2003 JUL 15 PM 3:00

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

MICKI UTSLER
RECORDER
MADISON COUNTY, IOWA

EASEMENT

KNOW ALL MEN BY THESE PRESENT:

Todd M. Duff and Amy Duff

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 "A" in the Southeast Quarter of the Northeast Quarter of Section 28, Township 75 North, Range 27 West of the 5th P.M., Madison County, Iowa more particularly described as follows: Beginning at the East Quarter Corner of Section 28, Township 75 North, Range 27 West of the 5th P.M., Madison County, Iowa; thence North 00°02'37" West 1138.00 feet along the East line of the Southeast Quarter of the Northeast Quarter of said Section 28; thence North 89°55'16" West 135.00 feet; thence South 28°05'42" West 610.92 feet; thence South 00°02'37" East 598.67 feet to a point on the South line of said Southeast Quarter of the Northeast Quarter; thence South 89°55'15" East 423.11 feet to the Point of Beginning containing 9.270 acres including 0.321 acres of County Road right-of-way.

2509* 265th

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 1 day of July, 2003.

X Todd M. Duff

Todd M. Duff

Amy Duff

Amy Duff

STATE OF IOWA, ss:

On this 1 day of July, 2003 before me the undersigned, a notary public in and for State of Iowa, appeared Todd M. Duff and Amy Duff known to be the identical persons named in and who executed the within and foregoing instrument, and acknowledged that they executed the same as their voluntary act and deed.

Lisa Dale
NOTARY PUBLIC

