

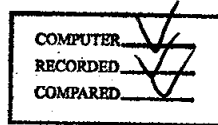
FILED NO. **4170**

BOOK **2003** PAGE **4170**

2003 JUL 15 PM 3:00

MICKI UTSLER
RECORDER
MADISON COUNTY, IOWA

REC \$ 10⁰⁰
AUD \$ 1⁰⁰
R.M.F. \$ 5⁰⁰



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

EASEMENT

KNOW ALL MEN BY THESE PRESENT:

Brenda Gale Delazzer and Diane Delazzer

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:

See Exhibit A

2390 148th St.

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 30 day of June, 2003.

Brenda Gale Delazzer
Brenda Gale Delazzer

Diane Delazzer
Diane Delazzer

STATE OF IOWA, ss:

On this 30 day of June, 2003 before me the undersigned, a notary public in and for State of Iowa, appeared Brenda Gale Delazzer and Diane Delazzer 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

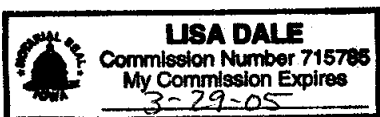


Exhibit A

LEGAL DESCRIPTION:

Parcel "B", located in the Northeast Quarter of the Northeast Quarter of Section 32, Township 77 North, Range 27 West of the 5th P.M., Madison County, Iowa, more particularly described as follows:

Beginning at the Northwest corner of the Northeast Quarter of the Northeast Quarter of Section 32, Township 77 North, Range 27 West of the 5th P.M., Madison County, Iowa; thence North $89^{\circ}47'45''$ East along the North line of the Northeast Quarter of the Northeast Quarter of said Section 32, 329.20 feet; thence South $0^{\circ}00'05''$ West, 1323.37 feet to a point on the South line of the Northeast Quarter of the Northeast Quarter of said Section 32; thence South $89^{\circ}42'43''$ West along the South line of the Northeast Quarter of the Northeast Quarter of said Section 32 which is an existing fence-line, 329.20 feet to the Southwest corner of the Northeast Quarter of the Northeast Quarter of said Section 32; thence North $0^{\circ}00'05''$ East along the West line of the Northeast Quarter of the Northeast Quarter of said Section 32 which is an existing fenceline, 1323.85 feet to the Point of Beginning. Said Parcel contains 10.003 acres, including 0.441 acres of County Road right-of-way.