

FILED NO. **4183**
BOOK **2003** PAGE **4183**
2003 JUL 15 PM 3:07

REC \$ 10⁰⁰
AUD \$ 5⁰⁰
R.M.F. \$ 5⁰⁰

COMPUTER
RECORDED
COMPARED

MICKI UTSLER
RECORDER
MADISON COUNTY, IOWA

This Document Prepared By: Security Abstract & Title Co, Inc., 114 N. 1st Ave., Winterset, Iowa 50273 Telephone: 515-462-1691
Return to: Warren Water, Inc., 1204 E. 2nd St., Indianola, IA 50125 Telephone: 515-962-1200

EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

~~Earl Mayhugh and Margaret Mayhugh~~, hereinafter referred to as GRANTORS, in consideration of One Dollar and Other Valuable Consideration, hereby grant and convey unto Warren Water, Inc., 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 attached Exhibit "A".

and locally known as: 1487 Juniper
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, during the period of initial construction, no 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 WHEREOF, the GRANTORS have executed this instrument this 7th
day of July, 2003.

Earl Mayhugh
Earl Mayhugh

Deceased
Margaret Mayhugh

M7-0495

STATE OF IOWA, Dallas COUNTY, ss:

On this 7th day of July, 2003, before me the undersigned, a notary public in and for the State of Iowa appeared to me Earl Mayhugh

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.

Judy L. Ress
Notary Public

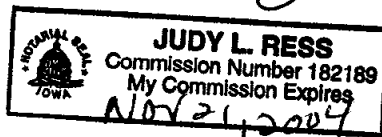

JUDY L. RESS
Commission Number 182189
My Commission Expires
Nov 21, 2007

Exhibit "A"

The East Seven (7) acres, more or less, of the Southwest Quarter (SW 1/4) of the Southeast Quarter (SE 1/4) of Section Twenty-seven (27), Township Seventy-seven (77) North, Range Twenty-eight (28) West of the 5th P.M., Madison County, Iowa, being that land lying East of the railroad right of way
AND

All that part of the Southwest Quarter (SW 1/4) Southeast Quarter (SE 1/4) Section Twenty-seven (27), Township Seventy-seven (77) North, Range Twenty-eight (28) West, County and State aforesaid described as a strip of land One Hundred Fifty (150) feet wide, being Seventy-five (75) feet on each side of the located main track center line of the Chicago, Rock Island and Pacific Railroad Company's Earlham to Winterset line as now staked and located on, over and across said above-described land, said main track center line being more particularly described as beginning at a point in the North line of said Quarter Quarter Two Thousand Three Hundred Twenty-two and Two Tenths (2,322.2) feet East of the Southwest corner of the Northeast Quarter (NE 1/4) of the Southwest Quarter of said Section; thence Southerly in a straight line One Thousand Three Hundred Eighteen and Four tenths (1,318.4) feet to a point in the South line of said Quarter Quarter Three Hundred (300) feet West of the Southeast Corner of the Southwest Quarter (SW 1/4) Southeast Quarter (SE 1/4) of said Section.

Also, Two triangular parcels of land located in the Southwest Quarter (SW 1/4) Southeast Quarter (SE 1/4) of section Twenty-seven (27) more fully described as follows: Beginning at the point of intersection where the East and West Center line of the Southeast Quarter (SE 1/4) of Section Twenty-seven (27) crosses the center line of the main track of said railroad company; thence East along said East and West center line of the Southeast Quarter (SE 1/4) of said Section Seventy-five and Six hundredths (75.06) feet to the point of beginning of the land to be conveyed; thence continue East along said East and West center line One Hundred Fifty (150) feet; thence Southwesterly at an angle of One Hundred Thirty-three degrees Forty-eight minutes (133°48') to the said East and West Center line Two Hundred Eight and Two Hundredths (208.02) feet to a point in the East right-of-way line of said railroad; thence Northerly at an interior angle of Forty-six degrees Six minutes (46°06') to last described line One Hundred Fifty (150) feet to the point of beginning. Also, beginning at the point of intersection where the East and West Center line of the main track of said railroad company; thence West along said East and West center line of the Southeast Quarter (SE 1/4) of said Section Seventy-five and Six hundredths (75.06) feet to the point of beginning of the land to be conveyed; thence continue West along said East and West Center line One Hundred Seventy-five (175) feet; thence Southeasterly at an exterior angle of One Hundred Thirty-six degrees Six minutes (136°06') to the last described line Two Hundred Fifty-two and Two tenths (252.2) feet to a point in the West right-of-way line of said railroad; thence Northerly at an interior angle of Forty-three degrees Fifty-four minutes (43°54') to last described line One Hundred Seventy-five (175) feet to the point of beginning and containing in all Five and Sixteen hundredths (5.16) Acres, more or less.