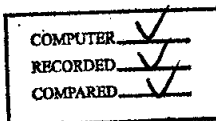


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BOOK 2003 PAGE 5439

2003 SEP 11 PM 12: 34

REC \$ 10⁰⁰
AUD \$ 1⁰⁰
R.M.F. \$ 5⁰⁰



MICKI UTSLER
RECORDER
MADISON COUNTY, IOWA

This Document Prepared By: Security Abstract & Title Co, Inc., 114 N. 1st Ave., Winterset, Iowa 50273 Telephone: 515-464-1001
Return to: Warren Water, Inc., 1204 E. 2nd St., Indianola, IA 50125 Telephone: 515-962-1200

EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

Carl Tessmer and Sara L. Tessmer, 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:

The Northwest Quarter (1/4) and the Northwest Quarter (1/4) of the Northeast Quarter (1/4) of Section Twenty-eight (28); and the Southeast Quarter (1/4) of the Southwest Quarter (1/4) of Section Twenty-one (21), all in Township Seventy-seven (77) North, Range Twenty-eight (28) West of the 5th P.M., Madison County, Iowa,

and locally known as: 1840-137th
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 11th day of July, 2003.

Carl Tessmer
Carl Tessmer

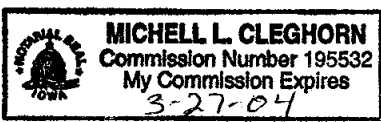
Sara L. Tessmer
Sara L. Tessmer

M7-0476

STATE OF IOWA, Madison COUNTY, ss:

On this 11th day of July, 2003, before me the undersigned, a notary public in and for the State of Iowa appeared to me Sara L. Tessmer

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.



Michelle L. Cleghorn
Notary Public

STATE OF IOWA, WARREN COUNTY, ss:

On this 11th day of July, 2003, before me the undersigned,
a notary public in and for the State of Iowa appeared to me

Carl Tessmer to me known to be the
identical persons name in and who executed the above and foregoing, and
acknowledged that they executed the same as their voluntary act and deed.

Peggy N. Crabbs
Notary Public

