

REC \$ 10.00
AUD \$ 1.00
R.M.F. \$ 5.00

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NICKI 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:

Steven C. Clark,
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: 1695-170th
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. *Trenching to stay within 20' of fence. Trench in ditch in front of house.*

It is agreed that, during the period of initial construction, ~~crop~~ 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 29th
day of October, 2003.

Steven C. Clark
Steven C. Clark

M7-0373

STATE OF IOWA, Madison COUNTY, ss:

On this 29th day of October, 2003, before me the undersigned, a notary public in and for the State of Iowa appeared to me Steven C. Clark 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.

Richard L. Wood
Notary Public

Road crossing to be done at 170th & Green Valley Trl. Do not go north on Green Valley Trl. on west side.

RICHARD L. WOOD
Commission Number **221719**
My Commission Expires **3/27/05**

462-4911

Exhibit A

~~The South Half (1/2) of the Southwest Quarter (1/4) of Section Five (5) and the North Half (1/2) of the Northwest Quarter (1/4) of Section Eight (8), all in Township Seventy-six (76) North, Range Twenty-eight (28) West of the 5th P.M., Madison County, Iowa; EXCEPT~~

That part of the Northeast Quarter (1/4) of the Northwest Quarter (1/4) of Section Eight (8), Township Seventy-six (76) North, Range 28 West of the Fifth Principal Meridian, Madison County, Iowa, described as follows:

Beginning at the Southeast corner of said Northeast Quarter (1/4) of the Northwest Quarter (1/4); thence on an assumed bearing of North 90 degrees 00 minutes 00 seconds West along the south line of said Northeast Quarter (1/4) of the Northwest Quarter (1/4) 211.85 feet; thence North 00 degrees 00 minutes 00 seconds East 600.00 feet; thence North 90 degrees 00 minutes 00 seconds East 224.27 feet to the east line of said Northeast Quarter (1/4) of the Northwest Quarter (1/4); thence South 01 degrees 11 minutes 10 seconds West along said East line 600.13 feet to the Southeast corner of said Northeast Quarter (1/4) of the Northwest Quarter (1/4) and the point of beginning.

Said tract contains 3.00 acres and is subject to Madison County Highway Easements over the southerly and easterly 0.62 acres thereof.

And

The Northeast Quarter (1/4) of the Northeast Quarter (1/4) of Section Seven (7), Township Seventy-six (76) North of Range Twenty-eight (28) West of the 5th P.M., Madison County, Iowa,

Road crossing to be done at 170th & Green Valley Trl.