

REC \$ 12.00
AUD \$
H.M.F. \$ 7.00
5.00

FILED NO. 7355
BOOK 2003 PAGE 7355

2003 DEC 16 PM 4:10

COMPUTER	✓
RECORDED	✓
COMPARED	✓

MICKI UTSLER
RECORDER
MADISON COUNTY, IOWA

Preparer Information John E. Casper, 223 E. Court Avenue, Winterset, (515) 462-4912
Individual's Name Street Address City Phone
John E. Casper ISBA # 000000816

SPACE ABOVE THIS LINE
FOR RECORDER

AMENDED EASEMENT

KNOW ALL PEOPLE BY THESE PRESENTS:

HUBERT DALE DECKER AND PHYLLIS DECKER, husband and wife, 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:

All that part of the Southwest Quarter (1/4) of the Northeast Quarter (1/4) of Section Thirty-two (32), Township Seventy-five (75) North, Range Twenty-seven (27) West of the 5th P.M., Madison County, Iowa, which lies Thirty-two (32) feet East of the East line of the Right-of-Way of the County Road which is now located on the West side of and adjacent to the said Southwest Quarter (1/4) of the Northeast Quarter (1/4),

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.

The GRANTEE agrees to pay for or repair any damage to crops, trees, fences and tile lines caused by or resulting from the construction. 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.

This amended easement supersedes and corrects the legal description of the real estate contained in the easement which is dated April 17, 1998 and filed for record on April 29, 1998 in the Madison County Recorder's Office in Deed Record Book 138 at Page 880.

IN WITNESS WHEREOF, the GRANTORS have executed this instrument this 15th day of December, 2003.

Hubert Dale Decker
Hubert Dale Decker

Phyllis Decker
Phyllis Decker

STATE OF IOWA, MADISON COUNTY, SS:

On this 15th day of December, 2003, before me the undersigned, a notary public in and for the State of Iowa appeared to me Hubert Dale Decker and Phyllis Decker, known to be the identical persons named in and who executed the within foregoing instrument, and acknowledged that they executed the same as their voluntary act and deed.

Terril L Collins
Notary Public

