

MICHELLE "MICKI" UTSLER, COUNTY RECORDER
MADISON IOWA

COMPUTER
RECORDED
COMPARED

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

Return to: Claire Patin PO Box 215 Indianola, IA 50125

EASEMENT

KNOW ALL MEN BY THESE PRESENT:

City of East Peru

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 the sanitary sewer system and all appurtenances thereto, over, across and through the land of the GRANTORS situated in Madison County, Iowa, being more specifically described as follows:

Middle of intersection of Brown St., thence south 200 ft., thence northeasterly 333 feet to a point 200 feet south of center of intersection of Brown St. and Short St., thence north to the center of intersection of St. St. and Short St., thence southwesterly to point of beginning, and Lot 7 except the north 25 feet; Lot 8 and the north 20 feet of Lot 9 except the east 20 feet thereof, Odell's Addition, all in the Town of East Peru, Madison County, Iowa

120 Brown St./108 W. Emerson 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 sanitary sewer pipeline and the necessary appurtenances thereto. GRANTEE, its successors and assigns, hereby promise to maintain such sanitary sewer 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 5 day of July, 2005.

Rick Kimmel
MAYOR

Sheryl Henley
CITY CLERK

STATE OF IOWA :
: ss.
COUNTY OF WARREN :

On this 5th day of July, 2005, before me, the undersigned, a Notary Public in the State of Iowa personally appeared Rick Kimmel, Sheryl Henley to me personally known, who being by me duly sworn, did say that he is the Mayor/City Clerk of the City of East Peru, which executed the foregoing instrument, that the instrument was signed on behalf of the City by authority of its City Council; that Rick Kimmel, Sheryl Henley as such officer acknowledged the execution of the instrument to be the voluntary act of the City.

 **PEGGY N. CRABBS**
Commission Number 145110
My Commission Expires 10-06

Peggy N. Crabbs
Notary Public