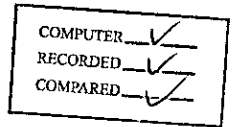


MICHELLE "MICKI" UTSLER, COUNTY RECORDER
MADISON IOWA



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:

William Harper

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:

See attached Legal Description

108 S. Odell Ave.

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.

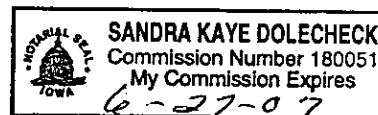
IN WITNESS WHERE OF, the GRANTORS have executed this instrument this 3 day of Aug, 2005.

William Harper
William Harper

STATE OF IOWA, ss:

On this 3 day of Aug, 2005 before me the undersigned, a notary public in and for State of Iowa, appeared William Harper 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.

Sandra Kaye Dolecheck
NOTARY PUBLIC



Out Lot 8 in the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 11 in Township 74 North, Range 27 West of the 5th P.M., EXCEPT Commencing at a point 50 feet East and 15 feet South of the SE corner of Block 1 of the Original Town Plat of East Peru, thence North 33 $\frac{1}{2}$ feet, thence East 40 feet, thence South to the right of way of the Chicago Great Western Railway, thence SW along said right of way to the place of beginning AND EXCEPT that part of Out Lot 8 lying North of the center line of the creek which is the North boundary of this property, all in the Town of East Peru, Madison County, Iowa.

AND That part of the NE $\frac{1}{4}$ of Section 11, Township 74 North, Range 27 West of the 5th P.M., bounded as follows: On the SW by the southerly extension of the center line of Florence Street; On the Northwest by a line parallel with and distant 150 feet Northwesterly, measured at right angles and radially, from the center line of the main track (now removed) of the Chicago, St. Paul and Kansas City Railway Company (later the Chicago Great Western Railway Company, now the Chicago and North Western Transportation Company), as said main track center line was originally located and established over and across said Section 11; On the NE by the southerly line of County Road No. 307; And on the SE by a line parallel with and distant 50 feet Southeasterly, measured at right angles and radially, from the center line of the main track (now removed) of the Chicago and North Western Transportation Company (formerly the Chicago Great Western Railway Company), as said main track was located prior to its removal.

AND That part of the NE $\frac{1}{4}$ of Section 11, Township 74 North, Range 27 West of the 5th P.M. bounded as follows: On the West by the southerly extension of the center line of Florence Street; On the NW by the southeasterly line of the above described parcel of land; And on the SE by a line parallel with and distant 8.5 feet Southeasterly, measured at right angles and radially, from the center line of the most southeasterly side track (now removed) of the Chicago and North Western Transportation Company (formerly the Chicago Great Western Railway Company), as said side track was located prior to its removal.
