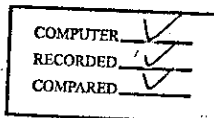


MICHELLE UTSLER, COUNTY RECORDER
MADISON IOWA



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 515-961-2594

EASEMENT

KNOW ALL MEN BY THESE PRESENT:

Berg Builders, Inc.

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:

LOT 15 OF BENNETT FARMS SUBDIVISION LOCATED IN THE N 1/2 OF THE NE 1/4 AND IN THE NE 1/4 OF THE NW 1/4 OF SECTION 11, TOWNSHIP 76 N, RANGE 28 W OF THE 5TH PM, MADISON COUNTY, IOWA

2076 171st Ct.

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 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 WHERE OF, the GRANTORS have executed this instrument this 29 day of Sept, 2005.

Thomas I. Berg, Pres

Berg Builders, Inc.
Thomas I. Berg, President

STATE OF IOWA, ss:

On this _____ day of _____, 2005 before me the undersigned, a notary public in and for State of Iowa, appeared _____

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.

NOTARY PUBLIC

CORPORATE ACKNOWLEDGMENT

STATE OF Iowa, ss:

On this 29 day of September, 2005, before me, the undersigned a Notary Public, personally appeared Thomas I. Berg and _____ to me personally known, who being by me duly sworn, did say that they are the President and _____ respectively, of said corporation, that said instrument was signed on behalf of said corporation by authority of its Board of Directors; and that the said President and _____ as such officers, acknowledged the execution of said instrument to be the voluntary act and deed of said corporation, by it and by them voluntarily executed.

Lisa Coffman
NOTARY PUBLIC

