

MICHELLE UTSLER, COUNTY RECORDER
MADISON IOWA

COMPUTER
RECORDED
COMPARED

THIS DOCUMENT PREPARED BY: Warren Water District, 1204 E. 2nd Ave. Indianola, Iowa 50125 515-962-1200
RETURN TO: Claire Patin, P.O. Box 215, Indianola, Iowa 50125, 515-961-2594

EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

Steven A. Wearmouth and Michelle R. Wearmouth

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:

see Exhibit A

2412 Upland Ln.

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 7th day of August, 2006.

Steven A. Wearmouth Michelle R. Wearmouth
Steven A. Wearmouth Michelle R. Wearmouth

STATE OF IOWA, ss:

On this 7th day of August, 2006, before me the undersigned, a notary public in and for State of Iowa appeared Steven A. Wearmouth and Michelle R. Wearmouth known to be the identical persons named in and who executed the within and foregoing instrument, and acknowledged that they executed and same as their voluntary act and deed.

Vern Brodson
Notary Public

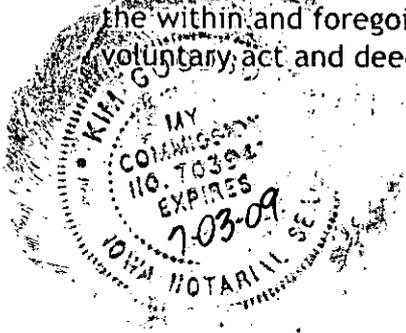


Exhibit A

PARCEL K

A PARCEL OF LAND LYING IN THE SOUTHWEST QUARTER(SW1/4) OF THE SOUTHEAST QUARTER(SE1/4) OF SECTION 9, AND ALSO LYING IN THE NORTHWEST QUARTER(NW1/4) OF THE NORTHEAST QUARTER(NE1/4) OF SECTION 16, ALL IN TOWNSHIP 75 NORTH, RANGE 26 WEST OF THE 5TH P.M., MADISON COUNTY, IOWA, ALL MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF THE NW 1/4 OF THE NE1/4 OF SAID SECTION 16; THENCE N00°05'45"E ALONG THE WEST LINE OF THE NW1/4 OF THE NE1/4 OF SAID SECTION 16, A DISTANCE OF 1311.69 FEET TO THE SOUTHWEST CORNER OF THE SW1/4 OF THE SE1/4 OF SAID SECTION 9; THENCE N00°09'26"E ALONG THE WEST LINE OF THE SW1/4 OF THE SE1/4 OF SAID SECTION 9, A DISTANCE OF 655.90 FEET TO THE NORTHWEST CORNER OF THE SOUTH 1/2 OF THE SW1/4 OF THE SE1/4 OF SAID SECTION 9; THENCE N85°39'22"E ALONG THE NORTH LINE OF THE SOUTH 1/2 OF THE SW1/4 OF THE SE1/4 OF SAID SECTION 9, A DISTANCE OF 750.22 FEET; THENCE S00°09'26"W, A DISTANCE OF 656.43 FEET; THENCE S00°05'45"W, A DISTANCE OF 744.13 FEET; THENCE S85°41'48"W, A DISTANCE OF 290.00 FEET; THENCE S00°05'45"W, A DISTANCE OF 570.05 FEET TO THE SOUTH LINE OF THE NW1/4 OF THE NE1/4 OF SAID SECTION 16; THENCE S86°00'20"W ALONG THE SOUTH LINE OF THE NW1/4 OF THE NE1/4 OF SAID SECTION 16, A DISTANCE OF 460.00 FEET TO THE POINT OF BEGINNING.

SAID TRACT OF LAND BEING SUBJECT TO AND TOGETHER WITH ANY AND ALL EASEMENTS OF RECORD.

SAID TRACT OF LAND CONTAINS 30.03 ACRES MORE OR LESS, OF WHICH 11.27 ACRES LIES WITHIN THE S. 1/2 OF THE SW. 1/4 OF THE SE 1/4 OF SECTION 9, AND 18.76 ACRES LIES WITHIN THE NW 1/4 OF THE NE 1/4 OF SECTION 16.