

MICHELLE UTSLER, COUNTY RECORDER
MADISON IOWA

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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:

Durwin Sauer and Sharyl A. Sauer

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

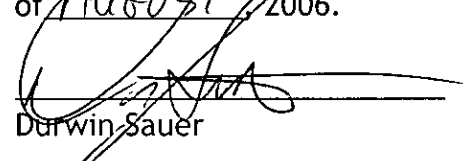
1371 Pointe Ct.

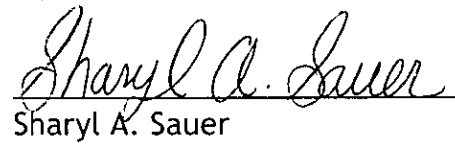
together with the right of ingress and egress over the adjacent lands of the GRANTORS, their successors and assigns, for the purposes of this easement.

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.

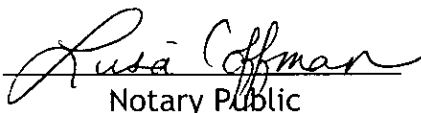
IN WITNESS WHERE OF, the GRANTORS have executed this instrument this 17 day of AUGUST, 2006.


Durwin Sauer


Sharyl A. Sauer

STATE OF IOWA, ss:

On this 17 day of August, 2006, before me the undersigned, a notary public in and for State of Iowa appeared Durwin Sauer and Sharyl A. Sauer 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.


Notary Public


LISA COFFMAN
Commission Number 715785
My Commission Expires
3-29-08

Exhibit A

Lot Twenty Eight (28) of Polo Pointe Plat 2 Subdivision, a subdivision in the South Half ($\frac{1}{2}$) of the Northwest Quarter ($\frac{1}{4}$), South Half ($\frac{1}{2}$) of the Northeast Quarter ($\frac{1}{4}$), Northeast Quarter ($\frac{1}{4}$), of the Southwest Quarter ($\frac{1}{4}$), and the North Half ($\frac{1}{2}$) of the Southeast Quarter ($\frac{1}{4}$) of Section Twenty-four (24), Township Seventy-seven, (77) North, Range Twenty-six (26) West of the 5th P.M., Madison County, Iowa,

and

A parcel of land located in Lot Twenty-seven (27) Polo Pointe Plat No. 2, an Official Plat, now included in and forming a part of Madison County, Iowa, more particularly described as follows:

Beginning at the Southeast Corner of said LOT 27; thence S $89^{\circ}38'14''$ W, a distance of 835.74 feet to a point on the Southwest Corner of said LOT 27; thence N $05^{\circ}06'22''$ E along the West Line of said LOT 27, a distance of 35.66 feet to the Northwest Corner of said LOT 27; thence N $89^{\circ}38'14''$ East, a distance of 820.83 feet to a point on the East Line of said LOT 27, also being a point on the West Right-of-Way Line of Pointe Lane; thence Southeasterly along a curve to the left having a radius of 533.00 feet, an arc length of 37.33 feet, a chord length of 37.32 feet and a chord bearing of S $18^{\circ}19'44''$ E along the East Line of said LOT 27, also being the West Right-of-Way Line of Pointe lane to the Point of Beginning, containing 0.675 Acres, subject to all easements and restrictions of record.