

MICHELLE 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 515-961-2594

**EASEMENT**

~~KNOW-ALL-MEN-BY-THESE-PRESENT:~~

Kyle A. Festler and Nicole K. Festler

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 Page 2

~~3101 Walnut 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. In addition, if the Easement area, as described herein, does not abut the nearest public road right-of-way, the Easement area shall extend to the nearest public road right-of-way line. 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 11 day of December, 2006.

Kyle A. Festler  
Kyle A. Festler

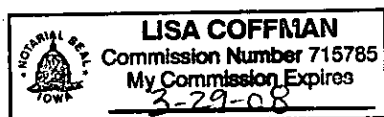
Nicole K. Festler  
Nicole K. Festler

STATE OF IOWA, ss:

On this 11 day of December, 2006 before me the undersigned, a notary public in and for State of Iowa, appeared Kyle A. Festler and Nicole K. Festler 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.

  
LISA COFFMAN  
Commission Number 715785  
My Commission Expires

Lisa Coffman  
NOTARY PUBLIC

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

1.

Parcel "D" located in the Northwest Quarter (NW 1/4) of the Northwest Quarter (NW 1/4) of Section Twenty-four (24), Township Seventy-four (74) North, Range Twenty-six (26) West of the 5th P.M., Madison County, Iowa, more particularly described as follows: Beginning at the northeast corner of the Northwest Quarter (NW 1/4) of the Northwest Quarter (NW 1/4) of Section Twenty-four (24), Township Seventy-four (74) North, Range Twenty-six (26) West of the 5th P.M., Madison County, Iowa; thence South  $0^{\circ}19'08''$  West along the east line of the Northwest Quarter (NW 1/4) of the Northwest Quarter (NW 1/4) of said Section Twenty-four (24), 657.36 feet; thence South  $85^{\circ}44'26''$  West, 1080.75 feet; thence North  $0^{\circ}00'00''$  East 659.19 feet to a point on the north line of the Northwest Quarter (NW 1/4) of the Northwest Quarter (NW 1/4) of said Section Twenty-four (24); thence North  $85^{\circ}51'07''$  East along the north line of the Northwest Quarter (NW 1/4) of the Northwest Quarter (NW 1/4) of said Section Twenty-four (24) 1084.26 feet to the point of beginning. Said parcel contains 16.311 acres, including 2.830 acres of County Road right-of-way.