

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:

Joan K. Acela

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

1584 Hwy. 169

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 13 day of November 2006.

Joan K. Acela  
Joan K. Acela

STATE OF IOWA, ss:

On this 13 day of November, 2006 before me the undersigned, a notary public in and for State of Iowa, appeared Joan K. Acela

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  
3-29-08

Lisa Coffman  
NOTARY PUBLIC

1.

Parcel #1: A parcel of land in the Southwest Fractional Quarter (1/4) of the Southwest Quarter (1/4) of Section Thirty-one (31), Township Seventy-seven (77) North, Range Twenty-seven (27) West of the 5th P.M., Madison County, Iowa, more particularly described as follows: Commencing at the Southwest Corner of Section Thirty-one (31), Township Seventy-seven (77) North, Range Twenty-seven (27) West of the 5th P.M., thence North  $00^{\circ}00'00''$  837.70 feet, along the West line of the Southwest Quarter (1/4) of said Section Thirty-one (31), to the point of beginning; thence continuing North  $00^{\circ}00'00''$  403.80 feet along said West line; thence North  $89^{\circ}55'00''$  East 202.30 feet; thence South  $00^{\circ}07'00''$  East 407.61 feet; thence North  $89^{\circ}00'24''$  West 203.16 feet to the point of beginning. Said parcel contains 1.888 acres, including 0.420 acres of highway right-of-way. Note: The West line of the Southwest Quarter (1/4) of Section Thirty-one (31), Township Seventy-seven (77) North, Range Twenty-seven (27) is assumed to bear due North and South,

and

Parcel #2: Commencing at the Northeast Corner of the above-described Parcel #1; thence South  $00^{\circ}07'00''$  East 247.30 feet to the point of beginning; thence South  $89^{\circ}36'00''$  East 50.0 feet; thence South 50.0 feet; thence in a Southwesterly direction in a straight line to the Southeast corner of the above-described Parcel #1; thence in a Northerly direction in a straight line to the point of beginning.

and

Parcel #3: Commencing at the Southeast Corner of the above-described Parcel #1; thence in a Westerly direction along the Southern boundary of the above-described Parcel #1, 70.17 feet to the point of beginning; thence South 275.0 feet; thence West to the Western line of the above-described Section 31; thence in a Northerly direction along the Western line of the above-described Section 31 to the Southwestern Corner of the above-described Parcel #1 thence in an Easterly direction along the Southern boundary of the above-described Parcel #1 to the point of beginning. Note: Parcels 1, 2 and 3 described above are all located in Section Thirty-one (31), Township Seventy-seven (77) North, Range Twenty-seven (27) West of the 5th P.M., Madison County, Iowa.