

REC \$ 5.00
AUD \$ _____
R.M.F. \$ 1.00

FILED NO. 5421
BOOK 140 PAGE 305
98 JUN 24 AM 10:46
MICHELLE UTSLER
RECORDER
MADISON COUNTY, IOWA

COMPUTER
RECORDED
COMPARED

Prepared
by: John E. Casper, 223 East Court, Winterset, IA 50273-0067 (515) 462-4912

EASEMENT

KNOW ALL PEOPLE BY THESE PRESENTS:

Jane Rae Martens, a single person, hereinafter referred to as GRANTOR, in consideration of One Dollar and Other Valuable Consideration, hereby grant and convey unto Warren Water, Inc., 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:

The North Thirty-two (32) feet of the South One hundred (100) feet of the East One-half (½) of the Northwest Quarter (¼) and the West One-half (½) of the Northeast Quarter (¼) of Section Fifteen (15), Township Seventy-six (76) North, Range Twenty-seven (27) West of the 5th P.M., Madison County, Iowa,

and locally known as 2531-185th Street, Winterset, Iowa 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 the GRANTEE shall be responsible for restoration of the surface of the earth disturbed by the exercise of its easement rights and for the repair or replacement of any subsurface damage such as to tile lines, wells or springs. In addition, the GRANTEE shall pay for damages such as to fences or crops caused by the exercise of its easement rights. The GRANTEE, its successors and assigns, hereby promise to maintain such water pipeline and any necessary appurtenances in good repair so that damage to the real estate of GRANTORS, if any damage there be, will be kept to a minimum.

The parties agree that the waterline through the house yard area will be located in the county road right-of-way.


The grant and other provisions of this easement shall constitute a covenant running with the land binding upon and for the benefit of the parties, their successors and assigns.

IN WITNESS WHEREOF, the GRANTORS have executed this instrument this 5th day of June, 1998.


Jane Rae Martens

STATE OF IOWA, MADISON COUNTY, SS:

On this 5th day of June, 1998, before me the undersigned, a notary public in and for the State of Iowa appeared to me JANE RAE MARTENS, known to be the identical person named in and who executed the within and foregoing instrument, and acknowledged that she executed the same as her voluntary act and deed.


John E. Casper, Notary Public



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