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FILED NO. 4760

BOOK 140 PAGE 689

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MICHELLE UTSLER
RECORDER
MADISON COUNTY, IOWA

THIS DOCUMENT PREPARED BY:
Richard B. Clogg, Attorney at Law
106 E. Salem Ave., P.O. Box 215
Indianola, Iowa 50125
Telephone 315-961-2574

REC \$ 5.00
ADD \$ _____
TAXES \$ 1.00

EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

Michael J. McKibben And Michele L. McKibben

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:

A tract described as commencing at the center of Section Eighteen (18), Township Seventy-six (76) North, Range Twenty-seven (27) West of the 5th P.M., Madison County, Iowa; thence along the South line of the Northwest Quarter (1/4) of said Section Eighteen (18), South 90°00'00" West 903.21 feet to the point of beginning; thence continuing along said South line South 90°00'00" West 426.42 feet; thence North 00°57'03" West 505.79 feet to the Point of Beginning, said parcel of land containing 5.000 acres, including 0.437 acres of county road right of way.

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, during the period of initial construction, no 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 _____ day of April 21, 1999.

Michael J. McKibben
Michael J, McKibben

Michele L. McKibben
Michele L. McKibben

STATE OF IOWA, ss:

On this 21st day of April, 1999, before me, the undersigned, a Notary Public in and for the State of Iowa, personally appeared Michael J. McKibben and Michele L. McKibben to me known to be the identical persons named in and who executed the above and foregoing, and acknowledged that they executed the same as their voluntary act and deed.



Celia M. Wood
Notary Public