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FILED NO. 000950
BOOK 140 PAGE 747

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Preparer Information: Jerrold B. Oliver P.O. Box 230 Winterset Ia

MICHELLE UTBLER
RECORDER
MADISON COUNTY, IOWA

EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

James L. Koch and Margaret E. Koch, Husband and Wife, hereinafter referred to as GRANTORS, 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 South 32 feet of the North 72 feet of the following described real estate:

The Northeast Quarter (1/4) of the Southwest Quarter (1/4) and the North Half (1/2) of the Southeast Quarter (1/4) of Section Six (6) and the Northwest Quarter (1/4) of the Southwest Quarter (1/4) of Section Five (5), all in Township Seventy-seven (77) North, Range Twenty-seven (27) West of the 5th P.M., Madison County, Iowa

The Easement shall be 32 feet in width, the centerline of which shall be the water pipeline and the necessary appurtenances thereto.

Grantor, during initial construction and after construction is completed, during any repair of such waterline and appurtenances, shall:

1. Pay crop damages to Grantees.
2. Restore to their original condition, any fences, tile lines and driveways, damaged by Grantee, or any persons performing such work for Grantee.
3. Restore the grade of the land to the same grade that existed prior to the construction, repair or maintenance of such pipeline and appurtenances.
4. Maintain such water pipeline and any necessary appurtenances in good repair so that damage to adjacent real estate 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 WHEREOF, the GRANTORS have executed this instrument this 2nd day of August, 1999.

James L. Koch
James L. Koch

Margaret E. Koch
Margaret E. Koch

STATE OF IOWA, MADISON COUNTY, ss:

On this 2nd day of August, 1999, before me, the undersigned, a Notary Public in and for the said State, personally appeared, James L. Koch and Margaret E. Koch, to me known to be the identical persons named in and who executed the foregoing instrument, and acknowledged that they executed the same as their voluntary act and deed.

Heidi S. McFarland
Notary Public in and for the State of Iowa

