

REC \$ 11.00  
AUD \$ \_\_\_\_\_  
R.M.F. \$ 1.00

FILED NO. 000935

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COMPARED

MICHELLE UTSLER  
RECORDER  
MADISON COUNTY, IOWA

### EASEMENT

DAN ALLEN, dba ALLENDAN SEED, herinafter called "Grantor", in consideration of the sum of One Dollar (\$1.00) and other valuable consideration, do hereby grant to **THE CITY OF ST. CHARLES, IOWA**, hereinafter called "Grantee", and to its successors and assigns, the perpetual right and easement over and across the North 15 feet of the following described real estate:

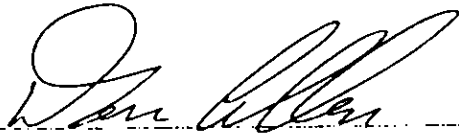
Southeast Quarter (1/4) Northwest Quarter (1/4) of Section 24, Township 75 Range 26 West of the 5<sup>th</sup> P.M., Madison County, Iowa, except all that part thereof previously conveyed for highway or road purposes, and except the South 53.6 rods of the West 27 rods thereof, and except a tract of land commencing 57.6 rods North of the Southwest corner of the said Southeast Quarter (1/4) Northwest Quarter (1/4), running thence East 311 feet, thence North 132 feet, thence West 66 feet thence North to the North line of said Southeast Quarter (1/4) Northwest Quarter (1/4), thence West along said North line to the Northwest corner of the said Southeast Quarter (1/4) Northwest Quarter (1/4) thence South to the point of beginning.

together with the right of ingress and egress over and across said easement area for the purpose of constructing, repairing and maintaining a walking path upon and across said easement area. A temporary easement is hereby granted to the City of St. Charles during the construction of such path over and across the South 15 feet of the North 30 feet of said real estate.

The Grantor warrants and covenants to the Grantees that he is the cash tenant of the real estate upon which said easement area is situated, that to his knowledge said real estate is free and clear of liens and encumbrances; and that he has been given the right and authority to grant this easement along with the owners of record.

Grantor covenants that no act will be permitted within the easement area which is inconsistent with the rights hereby granted; and no buildings or structures will be erected upon said easement area, and that the present grade or ground level thereof will not be changed by excavation or filling. This easement shall run with the land and bind and inure to the benefit of the heirs, successors and assigns of the parties. Grantee shall be solely responsible for the maintenance of the easement area, and Grantor shall have no responsibility thereof.

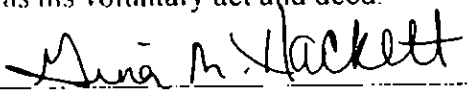
Dated: 8-30- 1999.

  
 Dan Allen, dba Allendan Seed

STATE OF IOWA :  
 :SS  
 MADISON COUNTY :

On this 30 day of August, 1999, before me, the undersigned, a Notary Public in and for the said State, personally appeared, Dan Allen, to me known to be the identical person named in and who executed the foregoing instrument, and acknowledged that he executed the same as his voluntary act and deed.



  
 Notary Public in and for the State of Iowa