

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

COMPUTER   
RECORDED   
INDEXED

FILED NO. 001473  
BOOK 140 PAGE 774  
99 OCT 11 AM 9:56

MICHELLE DILLON  
RECORDER  
MADISON COUNTY, IOWA

Prepared By: Michael James Hackett P.L.S., Madison County Engineers Office, P.O. Box 152, Winterset, Iowa 50273, Telephone: (515) 462-1130

**EASEMENT**

KNOW ALL MEN BY THESE PRESENTS:

MADISON COUNTY, IOWA, hereinafter referred to as GRANTORS, in consideration of One Dollar (\$1.00), 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:

That Part of Parcel B located in the Northwest Quarter of the Southeast Quarter of Section 7, Township 77 North, Range 28 West of the Fifth Principal Meridian, Madison County Iowa, Recorded in Farm Plat Book 3, Page 280, Madison County Recorders Office, Madison County, Iowa, described as follows:

The South 32 feet of the North 72 feet of said Parcel B.

and locally known as: SHOP - EARLHAM, 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 GRANTORS shall assume no responsibility for damages to the GRANTEE'S water pipeline and the necessary appurtenances thereto, occasioned by any construction or maintenance operations by the GRANTORS, its officials and employees.

The grant and provisions of this easement will 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 7<sup>th</sup> day of September, 1999

Kay M. Billeter  
Witness

ay Mc Donald  
Chairman, Madison County Board of Supervisors

Kerry B. Staples  
Witness

STATE OF IOWA :  
  : ss  
COUNTY OF MADISON :

On this 7<sup>th</sup> day of September, 1999, before me the undersigned, a Notary Public and for said County and State, personally appeared ay Mc Donald to me known to be the identical person named in and who executed the within and foregoing instrument, and acknowledged that he executed the same as his voluntary act and deed.



Kay M. Billeter  
Notary Public

v M