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BOOK 140 PAGE 776

## EASEMENT

1999 DEC 27 PM 2: 32

KNOW ALL MEN BY THESE PRESENTS:

MARY LOU ENOS AND DAVID E. ENOS,

hereinafter referred to as GRANTORS, in consideration of One Dollar and no 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:

The South Thirteen and one-half (13 1/2) Acres (approximately) of the South East One-quarter (1/4) of the North West One-quarter (1/4) of Section 1, Township 77 North, Range 26 West of the 5th P.M.; bounded by the Des Moines Reservoir on the North and East

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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 the GRANTEE will install waterline in county right-of-way from east line to past trees west of house; and will not disturb wall at drive. The GRANTEE will stay between anchor and road at tower site; and has GRANTORS, agreement to go straight through west trees and remove as needed.

It is agreed that 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 22 day of July, 1999.

Mary Lou Enos  
 MARY LOU ENOS

David E. Enos Sr.  
 DAVID E. ENOS SR

STATE OF IOWA, ss:

On this 22 day of July, 1999, before me, the undersigned, a Notary Public in and for the State of Iowa, personally appeared MARY LOU ENOS, DAVID E. ENOS 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.

James R. Halterman  
 Notary Public



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