

REC \$ 5⁰⁰
AUD \$ 1⁰⁰
R.M.F. \$ 1⁰⁰

COMPILED ✓
RECORDED ✓
CORRECT ✓

FILED NO. 002390

THIS DOCUMENT PREPARED BY: Security Abstract & Title Co. Inc., 114 N. 1st Ave., Winterset, IA 50273 515-462-1691

BOOK 140 PAGE 779

EASEMENT

1999 DEC 27 PM 2: 33

KNOW ALL MEN BY THESE PRESENTS:

KENNETH FAY CRESWELL

MARILLE UTSLER
RECORDER
MADISON COUNTY, IOWA

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:

The Southeast Quarter (SE 1/4) of Section Seven (7), Township 77 North, Range 29 West of the 5th P.M., Madison County, Iowa

120th Ave.

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 parties expressly agree the easement shall be 32 feet in width, the centerline of which shall be the water pipeline and the necessary appurtenances thereto. The easement shall be located on the south 32 feet of the above described real estate and the water pipeline shall be located no more than 16 feet north of the south boundary line.

It is agreed that crop damage will be paid to the grantor during initial construction and thereafter during any repair of waterline and appurtenances. Grantee will pay for any damages to tile, fences, and other property. 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 12 day of Nov, 1999.

Kenneth Fay Creswell
Kenneth Fay Creswell

STATE OF IOWA, ss:

On this 12 day of November, 1999, before me the undersigned, a notary public in and for State of Iowa appeared Kenneth Fay Creswell to me known to be the identical persons named in and who executed the within and foregoing instrument, and acknowledged that they executed and same as their voluntary act and deed.

Carla J. Vasey
Notary Public

