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BOOK 140 PAGE 783  
1999 DEC 27 PM 2:33  
L. E. UTSLER  
RECORDER  
MADISON COUNTY, IOWA

THIS DOCUMENT PREPARED BY: Richard B. Clogg, Attorney at Law, 106 E. Salem Ave., Indianola, Iowa 50125 Telephone: 515-961-2574

EASEMENT

KNOW ALL MEN BY THESE PRESENTS:  
Mark Switzer

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:

See Exhibit "A"

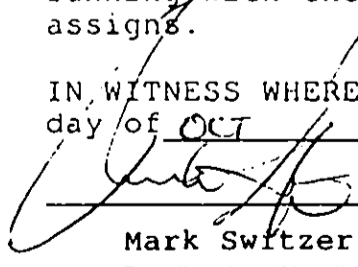
together with the right of ingress and egress over the adjacent lands of the GRANTORS, their successors and assigns, for the purposes of this easement.

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 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 25 day of OCT, 1999.

  
\_\_\_\_\_  
Mark Switzer

\_\_\_\_\_

STATE OF IOWA, ss:

On this 25 day of OCT, 1999, before me, the undersigned, a Notary Public in and for the State of Iowa, personally appeared Mark Switzer 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.

  
PATRICIA E. MILLER  
MY COMMISSION EXPIRES  
28-27-01

DEED RECORD 140

  
Patricia E. Miller  
Notary Public

## Exhibit "A"

The Northeast Quarter (¼) of the Southwest Quarter (¼); and all that part of the East Half (½) of the West Half (½) of the Northwest Quarter (¼), and of the Southeast Quarter (¼) of the Northwest Quarter (¼) lying South of the Public Highway, all in Section Eight (8), Township Seventy-five (75) North, Range Twenty-seven (27) West of the 5th Principal Meridian, Madison County, Iowa, more particularly described as follows: Commencing at the Southwest Corner of the Northwest Quarter (¼) of Section Eight (8), Township Seventy-five (75) North, Range Twenty-seven (27) West of the 5th P.M., Madison County, Iowa; thence along the West line of said Northwest Quarter (¼), North 00°00'00" 1,288.00 feet to the centerline of Public Highway G-50; thence along said centerline, South 87°55'00" East 322.57 feet; thence Southeasterly 336.33 feet along a 3,819.72 foot radius curve, concave Southwesterly and having a central angle of 05°02'42", to the point of beginning. Thence continuing Southeasterly 227.00 feet along a 3,819.72 foot radius curve, concave Southwesterly and having a central angle of 03°24'18"; thence South 79°28'00" East 342.79 feet; thence Southeasterly 509.17 feet along a 2,864.79 foot radius curve, concave northeasterly and having a central angle of 10°11'00" thence continuing along said centerline, South 89°39'00" East 899.50 feet to the East line of the Southeast Quarter (¼) of the Northwest Quarter (¼) of said Section Eight (8); thence along said East line, South 00°10'55" East 1,099.68 feet to the Southeast Corner of said Southeast Quarter (¼) of the Northwest Quarter (¼); thence South 00°06'31" West 1,301.79 feet to the Southeast Corner of the Northeast Quarter (¼) of the Southwest Quarter (¼) of said Section Eight (8); thence South 89°35'03" West 1,309.66 feet to the Southwest Corner of said Northeast Quarter (¼) of the Southwest Quarter (¼); thence North 00°04'05" East 1,312.64 feet to the Northwest Corner of said Northeast Quarter (¼) of the Southwest Quarter (¼); thence South 89°41'58" West 651.17 feet; thence North 00°24'06" West 1,253.00 feet, along the West line of the East Half (½) of the West Half (½) of the Northwest Quarter (¼) of said Section Eight (8), to the point of beginning. Said tract of land contains 90.54 Acres including 3.80 acres of Public Highway Right of Way,