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MICHELLE UTSLER
RECORDER
MADISON COUNTY, IOWA

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COMPARED

This Document Prepared By Security Abstract & Title Co, Inc., 114 N 1st Ave., Winterset, Iowa 50273 Telephone 515-462 1691

EASEMENT

KNOW ALL MEN BY THESE PRESENTS

Phillip Kinney and Rebekah Kinney, hereinafter referred to as GRANTORS, in consideration of One Dollar and Other Valuable Consideration, hereby grant and convey unto Warren Water, Inc, 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

Parcel "C" located in the Southwest Quarter (1/4) of the Southwest Quarter (1/4) of Section One (1), Township Seventy-five (75) North, Range Twenty-seven (27) West of the 5th P M, Madison County, Iowa, described as follows Beginning at the Southwest corner of said Section One (1), thence on an assumed bearing of North 00°00'00" East along the west line of the Southwest Quarter (1/4) of the Southwest Quarter (1/4) of said Section One (1) a distance of 554 42 feet, thence South 89°56'05" East 789 01 feet, thence South 00°12'02" West 559 58 feet to the south line of said Southwest Quarter (1/4) of the Southwest Quarter (1/4), thence North 89°33'34" West along said South line 787 07 feet to the southwest corner of said Section One (1) and the point of beginning Said tract contains 10 08 acres and is subject to a Madison County Highway Easement over the westerly 0 42 acres thereof,

and locally known as 2290 Rustic 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 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 WHEREOF, the GRANTORS have executed this instrument this 9 day of February, 1997

Phillip Kinney
Phillip Kinney

Rebekah Kinney
Rebekah Kinney

M5-434

STATE OF IOWA, MADISON COUNTY, ss

On this 9 day of February, 1997, before me the undersigned, a notary public in and for the State of Iowa appeared to me Rebekah Kinney Phillip Kinney known to be the identical persons named in and who executed the within and foregoing instrument, and acknowledged that they executed the same as their voluntary act and deed

Catherine A. Weltha
Notary Public



CM