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BOOK 138 PAGE 887

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98 APR 29 PH 3:22
MICHELLE UTSLER
RECORDER
MADISON COUNTY IOWA

THIS DOCUMENT PREPARED BY
Richard B. Clogg, Attorney at Law
106 E. Salem Ave P.O. Box 215
Indianola, Iowa 50125
Telephone 515 961-2574

EASEMENT

KNOW ALL MEN BY THESE PRESENTS
Robert Bemisdarfer, Kathy J. Bemisdarfer

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

A tract of land described as follows, to-wit Commencing at the Southeast corner of the Southwest Quarter of the Southeast Quarter of Section 16, in Township 75 North, Range 26 West of the 5th P.M., Madison County, Iowa, thence South 85°03' West 441.6 feet along the South line of said Section 16, thence North 3°33' West 926.9 feet, thence South 77°55' East 507.5 feet, thence South 0°00' 780.8 feet along the East line of the West Half of the Southeast Quarter of said Section 16 to the point of beginning, containing 9.1390 acres including 1.2056 acres of county road right-of-way,

3090 Hickory Ridge

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

M22A
IN WITNESS WHERE OF, the GRANTORS have executed this instrument this 10 day of April, 1998

Robert Bemisdarfer
Robert Bemisdarfer

Kathy J. Bemisdarfer
Kathy J. Bemisdarfer

STATE OF IOWA, ss

On this 10 day of April, 1998, before me, the undersigned, a Notary Public in and for the State of Iowa, personally appeared Robert Bemisdarfer Kathy J. Bemisdarfer 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



Holly A. Lucas
Notary Public

vm