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THIS DOCUMENT PREPARED BY:  
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REC \$ 10<sup>00</sup> COMPUTER   
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R.M.F. \$ 1<sup>00</sup> COMPARED

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98 MAY 21 PM 2:57  
MICHELLE UTSLER  
RECORDER  
MADISON COUNTY, IOWA

EASEMENT

KNOW ALL MEN BY THESE PRESENTS:  
Craig A. Rothamel

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:

*23-76-27*

SEE ATTACHED EXHIBIT "a"

nh 1964 Quarry Dr E

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 13 day of February, 1998.

*[Signature]*

Craig A. Rothamel

STATE OF IOWA, ss:

On this 13 day of Feb, 1998, before me, the undersigned, a Notary Public in and for the State of Iowa, personally appeared Craig A. Rothamel 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.



*[Signature]*  
Notary Public

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Exhibit "a"

Parcel "C" located in the Southwest Quarter of the Northwest Quarter (SW $\frac{1}{4}$  NW $\frac{1}{4}$ ) and of the North Three-fourths of the Northwest Quarter of the Southwest Quarter (N $\frac{3}{4}$  NW $\frac{1}{4}$  SW $\frac{1}{4}$ ) of Section Twenty-three (23), Township Seventy-six (76) North, Range Twenty-seven (27) West of 5th P.M., Madison County, Iowa, more particularly described as follows: Commencing at the Southwest corner of the Northwest Quarter of the Southwest Quarter (NW $\frac{1}{4}$  SW $\frac{1}{4}$ ) of said Section 23, thence on an assumed bearing of North 00°03'56" East along the west line of said Northwest Quarter of the Southwest Quarter (NW $\frac{1}{4}$  SW $\frac{1}{4}$ ) a distance of 328.28 feet to the South line of the North three-fourths (3/4) of said Northwest Quarter of the Southwest Quarter (NW $\frac{1}{4}$  SW $\frac{1}{4}$ ) and the point of beginning; thence continuing North 00°03'56" East along said West line a distance of 538.78 feet; thence North 89°36'24" East 367.67 feet; thence North 00°09'10" West 175.00 feet; thence north 89°36'24" East 330.00 feet; thence North 00°09'10" West 702.00 feet; thence North 89°36'24" East 630.00 feet to the East line of the Southwest Quarter of the Northwest Quarter (SW $\frac{1}{4}$  NW $\frac{1}{4}$ ) of said Section 23; thence South 00°09'10" East along said East line a distance of 432.16 feet to the Northeast corner of the Northwest Quarter of the Southwest Quarter (NW $\frac{1}{4}$  SW $\frac{1}{4}$ ) of said Section 23; thence South 00°16'47" West along the East line of said Northwest Quarter of the Southwest Quarter (NW $\frac{1}{4}$  SW $\frac{1}{4}$ ) a distance of 983.66 feet to the south line of the North three-fourths (3/4) of said Northwest Quarter of the Southwest Quarter (NW $\frac{1}{4}$  SW $\frac{1}{4}$ ); thence South 89°36'24" West along said South line a distance of 1322.29 feet to the point of beginning. Said tract contains 30.36 acres and is subject to a Madison County Highway Easement over the westerly 0.41 acres thereof.

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Rothel, Craig A.