

FILED No. 4705
BOOK 140 PAGE 86
98 MAY 21 PM 3: 28
MICHELLE UTSLER
RECORDER
MADISON COUNTY, IOWA

REC \$ 5⁰⁰
AUD \$ 00
R.M.F. \$ 00

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RECORDED
COMPARED

Prepared
by: John E. Casper, 223 East Court, Winterset, IA 50273-0067 (515) 462-4912

EASEMENT

KNOW ALL PEOPLE BY THESE PRESENTS:

Robert D. Van Scoy and Velma E. Van Scoy, Husband and Wife, 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:

The West Thirty-two (32) feet of the East Sixty-five (65) feet of the Southeast Quarter (¼) of the Southeast Quarter (¼) of Section Sixteen (16), Township Seventy-five (75) North, Range Twenty-seven (27) West of the 5th P.M., Madison County, Iowa,

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 the GRANTEE shall be responsible for restoration of the surface of the earth disturbed by the exercise of its easement rights and for the repair or replacement of any subsurface damage such as to tile lines, wells or springs. In addition, the GRANTEE shall pay for damages such as to fences or crops caused by the exercise of its easement rights. The GRANTEE, its successors and assigns, hereby promise to maintain such water pipeline and any necessary appurtenances in good repair so that damage to the 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 binding upon and for the benefit of the parties, their successors and assigns.

IN WITNESS WHEREOF, the GRANTORS have executed this instrument this 3rd day of April, 1998.

Robert D. Van Scoy
Robert D. Van Scoy

Velma E. Van Scoy
Velma E. Van Scoy

STATE OF IOWA, MADISON COUNTY, SS:

On this 3rd day of April, 1998, before me the undersigned Notary Public in and for the State of Iowa appeared to me ROBERT D. VAN SCOY AND VELMA E. VAN SCOY, known to be the identical persons named in and who executed the within and for the State of Iowa and acknowledged that they executed the same as their voluntary act and deed.

John E. Casper
Notary Public



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