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AUD \$ _____
R.M.F. \$ 1.00

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MICHELLE UTSLER
RECORDER
MADISON COUNTY, IOWA

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:

~~James W. Faulkner and Faith L. Faulkner~~ and Rick D. Kimmel,

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:

A parcel of land in the SW 1/4 SE 1/4 of Sec. 3 T75N, R26W of the 5th P.M., Madison County, Iowa, more particularly described as follows: Commencing at the NE Cor. of the SW 1/4 SE 1/4 of Sec. 3 T75N, R26W of the 5th P.M., thence S. 86°44' W. 236.5 feet along the North line of said SW 1/4 SE 1/4 to the point of beginning. Thence continuing S. 86°44' W. 1079.6 feet to the NW Cor. of said SW 1/4 SE 1/4, thence S. 00°42' E. 925.2 feet along the West line of said SW 1/4 SE 1/4, thence N. 86°44' E. 330.5 feet, thence S. 00°42' E. 396.0 feet to the South line of said SW 1/4 SE 1/4, thence N. 86°44' E. 969.5 feet to the SE Cor. of said SW 1/4 SE 1/4, thence N. 00°00' 1012.0 feet along the east line of said SW 1/4 SE 1/4, thence S. 86°44' W. 148.0 feet, thence N. 02°47' W. 221.0 feet, thence N. 88°53' W. 72.0 feet, thence N. 03°54' W. 83.0 feet to the point of beginning. Said parcel contains 35.38 Acres including 1.34 Acres of public road right of way,

and locally known as: 230th
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, ~~X~~ 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 26th day of Aug 19 98.

~~James W. Faulkner~~

~~Faith L. Faulkner~~

Rick D. Kimmel
Rick D. Kimmel

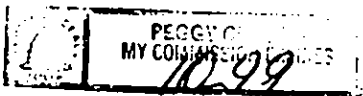
M5-190

STATE OF IOWA, MADISON COUNTY, ss:

On this 26th day of Aug 19 98, before me the undersigned, a notary public in and for the State of Iowa appeared to me Rick D. Kimmel

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.

Peggy A. Cobbs
Notary Public



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