

*Stubbie Center
Darlene Tague PO 121
747-3546*

M-0279

EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

~~Lowell Simmons and Mabel A. Simmons Estate~~, 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:

West 64 feet of Lot 6, Block 3, Stewart's First Addition; AND Lots 4 and 5, Sol O'Dell's First Addition to the Town of East Peru, Madison County, Iowa.

and locally known as: *Sen del* 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.

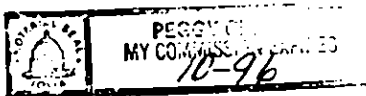
IN WITNESS WHEREOF, the GRANTORS have executed this instrument this 13th day of Feb, 1995.

~~MABEL A. SIMMONS ESTATE~~

Lowell Simmons
Lowell Simmons

STATE OF IOWA, Warren COUNTY, ss:

On this 13th day of Feb, 1995, before me the undersigned, a notary public in and for the State of Iowa appeared *Lowell Simmons* to me 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 Crabbe
Notary Public

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95 FEB 27 AM 10:22

REC \$ 5.00
AUD \$ _____
R.M.F. \$ 1.00

COMPUTER
RECORDED
COMPARED

MICHELLE UTSLER
RECORDER
MADISON COUNTY, IOWA

M-0279