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REC \$ 5.00
ADV
R.M.F. \$ 1.00

CONF
RECORDED
COMPLETED

FILED NO. 947

BOOK 135 PAGE 7

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M-0016

EASEMENT

MICHELLE UTSELL
RECORDER
MADISON COUNTY, IOWA

KNOW ALL MEN BY THESE PRESENTS:

Jerry D. Austin and Carolyn H. Austin, 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:

SE 1/4 of the SW 1/4 and all that part of the NE 1/4 of the SW 1/4 lying South and East of the Right of Way of the Des Moines and Kansas City Railroad, in Section 35, Township 75 North, Range 26 West of the 5th P.M., Madison County, Iowa

and locally known as: R-35 Hwy
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 6th day of September, 1995.

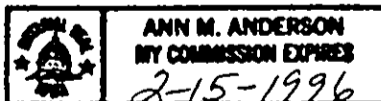
Jerry D. Austin
Jerry D. Austin

Carolyn H. Austin
Carolyn H. Austin

STATE OF IOWA, Madison COUNTY, ss:

On this 6th day of September, 1995, before me the undersigned, a notary public in and for the state of Iowa appeared Jerry D. Austin + Carolyn H. Austin 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.

Ann M. Anderson
Notary Public



M-0016