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M-0129

EASEMENT

MICHELLE UTSELL
RECORDER
MADISON COUNTY, IOWA

KNOW ALL MEN BY THESE PRESENTS:

Alan M. Hildestad and Sandra L. Hildestad, 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:

N $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 35, Township 75 North, Range 26 West of the 5th P.M., Madison County, Iowa EXCEPT Beginning at the NW corner of said Section 35, thence along an existing fence, S4°36'48"W 749.44 feet; thence along the centerline of County road, N83°11'50"E 408.02 feet; thence N82°00'38"E 445.50 feet; thence N86°02'55"E 183.47 feet; thence N33°02'04"E 594.47 feet; thence Northeasterly 274.87 feet along a 276.47 foot radius curve concave Southeasterly and having a central angle of 56°57'56" and a chord bearing N61°31'01"E 263.69 feet; thence leaving said road, on an assumed bearing of N90°00'00"W a distance of 1524.91 feet along the North line of said section to the point of beginning.

and locally known as: _____ 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 15th day of Sep 15, 1995.

Alan M. Hildestad Sandra L. Hildestad
Alan M. Hildestad Sandra L. Hildestad

STATE OF IOWA, Warren COUNTY, ss:

On this 15th day of Sept, 1995, before me the undersigned, a notary public in and for the State of Iowa appeared Alan M. Hildestad, Sandra L. Hildestad 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 CRABBS
MY COMMISSION EXPIRES 10-96
Peggy Crabbs
Notary Public

M-0129