

*For Amended case
Deed No 151-140
2-2-93*

EASEMENT

This Agreement is made and entered into this 11th day of December, 1992, by and between Rex R. Shambaugh and Anna Lee Shambaugh, husband and wife, of Madison County, Iowa, herein referred to as Grantors; and W. Craig Shambaugh, of Madison County, Iowa, herein referred to as Grantee, WITNESSETH:

For the consideration of One Dollar and other valuable consideration, Grantors hereby convey to Grantee an easement and right of entry over and across a 30.00 foot wide strip of real estate described as being 15.00 feet on either side of the waterline leading to and terminating at the water well, but also including said well, situated on Grantors' real estate in the SE¼ NW¼ of Section 14, Township 77 North, Range 27 West of the 5th P.M., Madison County, Iowa.

This Easement is for the purpose of drawing water from a well located within the easement boundaries and shall include the right to install, maintain, repair and replace such pipes, lines, pumps, motors, electric cables and lines and appurtenant devices and equipment as are necessary to draw water from such well and transport such water to Grantee's residence situated on the following described real estate, to-wit:

A parcel of land located in the SE¼ of the NW¼ of Section 14, Township 77 North, Range 27 West of the 5th Principal Meridian, Madison County, Iowa, more particularly described as follows:

Commencing at the Center of said Section 14; thence along the North-South centerline of said Section 14 N 00°00'00" E, a distance of 1110.55 feet to the Point of Beginning; thence departing said centerline S 89°38'25" W, a distance of 222.99 feet; thence N 04°07'43" W, a distance of 20.00 feet; thence N 89°35'44" W, a distance of 20.00 feet; thence S 41°03'28" W, a distance of 25.00 feet; thence N 53°27'47" W, a distance of 149.66 feet; thence N 22°13'53" W, a distance of 16.33 feet; thence N 11°54'01" E, a distance of 304.98 feet; thence N 88°42'47" E, a distance of 158.52 feet; thence S 88°15'48" E, a distance of 165.99 feet to a point on said centerline of Section 14; thence along said centerline S 00°00'00" W, a distance of 401.02 feet to the Point of Beginning. Said parcel includes 3.228 acres, more or less, including 0.400 acres of presently established County Road Right-of-Way.

This Easement does not grant Grantee the exclusive right to draw water from such well nor the right to fence or enclose the easement premises. This easement is not to be construed in any way to guarantee Grantee a water supply.

FILED NO. 1541

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92 DEC 15 PM 4:17

MICHELLE UTSLER
RECORDER
MADISON COUNTY, IOWA

REC \$ 15.00
AUD \$ -

CONCARED

#2. Easement
Shambaugh - Shambaugh

If any damage to the surface of the ground results from the exercise of the easement or right of entry by Grantee, Grantee shall restore the surface and Grantee shall be liable and pay for any damage to growing crops, fences, gates or other property belonging to Grantors or their successors in interest, resulting from or occasioned by Grantee's exercise of this easement and/or right of entry.

THIS EASEMENT AND RIGHT OF ENTRY SHALL EXIST AND BENEFIT GRANTEE'S REAL ESTATE ONLY FOR SO LONG AS GRANTEE, W. CRAIG SHAMBAUGH, OWNS THE ABOVE DESCRIBED REAL ESTATE, AND SHALL TERMINATE AND CEASE TO EXIST AT SUCH TIME AS W. CRAIG SHAMBAUGH CEASES TO OWN SAID REAL ESTATE. Subject to this stated term, this Easement shall be binding upon the Grantors', their executors, administrators, devisees, legatees, heirs at law, grantees, successors and assigns.

IN WITNESS WHEREOF, Grantors and Grantee have entered into this Easement on the date above written.

GRANTORS

GRANTEE

Rex R. Shambaugh
Rex R. Shambaugh

W. Craig Shambaugh
W. Craig Shambaugh

Anna Lee Shambaugh
Anna Lee Shambaugh

STATE OF IOWA :
 : SS
Madison COUNTY :

On this 17th day of December, 1992, before me, the undersigned, a Notary Public in and for the State of Iowa, personally appeared Rex R. Shambaugh and Anna Lee Shambaugh to me known to be the identical persons named in and who executed the foregoing instrument, and acknowledged that they executed the same as their voluntary act and deed.

Samuel H. Bhaland
Notary Public in and for the
State of Iowa.



#3. Easement
Shambaugh - Shambaugh

STATE OF IOWA :
 : SS
MADISON COUNTY :

On this 7th day of December, 1992, before me, the undersigned, a Notary Public in and for the State of Iowa, personally appeared W. Craig Shambaugh to me known to be the identical person named in and who executed the foregoing instrument, and acknowledged that he executed the same as his voluntary act and deed.

Susan Apple
Notary Public in and for the
State of Iowa.

