

M0334

396-2287

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EASEMENT

KNOW ALL MEN BY THESE PRESENTS

Ralph L. Pender and Zora B. Pender a/k/a Zorah B. Pender, husband and wife and Christopher Joseph Nehring, 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:

The S 1/2 of the NW 1/4 SW 1/4 EXCEPT the South 12 1/2 feet thereof of Section 23; and the NE 1/4 SE 1/4 and the E 1/2 NW 1/4 SE 1/4 of Section 22, all in Township 75 North, Range 26 West of the 5th P.M., Madison County, Iowa

and locally known as: 2573 Windwood Ave SE 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 31 day of Oct, 1995.

Ralph L. Pender

Christopher Joseph Nehring

Zora B. Pender a/k/a Zorah B. Pender

SEARCHED [check] INDEXED [check] SERIALIZED [check] FILED [check]

STATE OF IOWA, Warren COUNTY, ss:

On this 31 day of Oct, 1995, before me the undersigned, a notary public in and for the State of Iowa appeared Ralph L. Pender, Zora B. Pender & Christopher Joseph Nehring to me know 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.

Twila J. Salisbury Notary Public

TWILA J. SALSBURY / MY COMMISSION EXPIRES 9-97

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

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MICHELLE UTSELER RECORDER MADISON COUNTY, IOWA

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