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REC 9-5-02
AUD \$
R.M.F. \$

MICHELLE UTSLER
RECORDER
MADISON COUNTY, IOWA

THIS DOCUMENT PREPARED BY:
RICHARD B. CLOGG, ATTORNEY AT LAW
106 E. SALEM AVE, P.O. BOX 215
INDIANOLA, IOWA 50125
TELEPHONE: 515-961-2574

m0343

425 N. West
Tweed
765-4248

EASEMENT

KNOW ALL MEN BY THESE PRESENTS

Richard E. Fenimore, 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:

Commencing at the E 1/4 corner of Section 9, Township 74 North, Range 26 West of the 5th P.M., Madison County, Iowa, being the point of beginning; thence N 00 degrees 24' East 342.40 feet along the Section line, thence S 84 degrees 22' West 533.39 feet, thence S 02 degrees 02' East 232.39 feet, thence South 85 degrees 26' West 352.30 feet, thence S 00 degrees 30' East 98.50 feet, thence North 85 degrees 29' East 873.20 feet along the Quarter Section line to the point of beginning; said parcel contains 4.8512 Acres including 0.2509 Acres of County Road Right of Way and is situated in the SE 1/4 NE 1/4 of said Section 9

305th

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 22 day of

Jan, 19 96
Richard E. Fenimore
Richard E. Fenimore

STATE OF IOWA, Madison COUNTY, ss:

On this 22 day of Jan, 19 96, before me the undersigned, a notary public in and for the State of Iowa appeared Richard E. Fenimore 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.

Richard Gardner
Notary Public



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