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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

EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

~~Tim A. Sears and Carrie H. Sears~~
hereinafter referred to as GRANTORS, in consideration of One Dollar and Other Valuable consideration, hereby grant and convey unto Warren Water District, 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:

Lot five (5) of Evans Rural Estates Plat 2, a part of Section 24 Township 77 North, Range 26 West of the 5th P.M., Madison County, Iowa

3373 - 138th lane

together with the right of ingress and egress ~~approx. 3373 - 140th Ave~~ 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 WHERE OF, the GRANTORS have executed this instrument this 15th day of July, 1997.

Tim A. Sears
Tim A. Sears

Carrie H. Sears
Carrie H. Sears

STATE OF IOWA, ss:

On this 15th day of July, 1997, before me, the undersigned, a Notary Public in and for the State of Iowa, personally appeared Tim A. Sears and Carrie H. Sears to me known to be the identical persons named in and who executed the above and foregoing, and acknowledged that they executed the same as their voluntary act and deed.



Twila J. Salsbury
Notary Public

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