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BOOK 137 PAGE 434

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MICHELLE UTSELL
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

REC. 5.00
FEE 1.00

EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

Roger Wayne Kauten

_____, 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 water lines and appurtenances thereto, over, across and through the land of the GRANTORS situated in Madison County, Iowa, being more specifically described as follows:

LOT ELEVEN (11) OF HOGUE SUBDIVISION; AN OFFICIAL PLAT OF THE SOUTHWEST QUARTER (1/4) OF THE SOUTHEAST QUARTER (1/4) AND THE NORTH HALF (1/2) OF THE SOUTHEAST QUARTER (1/4) OF THE SOUTHEAST QUARTER (1/4), OF SECTION TWELVE (12) IN TOWNSHIP SEVENTY-SIX (76) NORTH, RANGE TWENTY-SIX (26) WEST OF THE 5TH P.M., MADISON COUNTY IOWA SUBJECT TO EASEMENT FOR A PUBLIC ROAD ALONG THE EAST SIDE THEREOF,

1759 #11 178th Lane

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 GRANTOR, 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 12th day of August, 1996.

R. Kauten
Roger Wayne Kauten

STATE OF IOWA, ss:

On this 12th day of August, 1996, before me, the undersigned, a Notary Public in and for the State of Iowa, personally appeared Roger Wayne Kauten

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. Balsbur
Notary Public