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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

REG. 5.00
FEE 1.00

EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

Terry John Smith and Cheryl A. Smith, 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 #2 in Knouf's Rural Est., an Official Plat in Madison County, Iowa, township 77, range 26, section 25.

1440 Walnut Lane, Cumming, Ia 50061

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 7th day of August, 1996.

Terry J. Smith
Terry J. Smith
Cheryl A. Smith
Cheryl A. Smith

STATE OF IOWA, ss:

On this 7th day of August, 1996, before me, the undersigned, a Notary Public in and for the State of Iowa, personally appeared Terry J. Smith and Cheryl A. Smith 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.

 MARILYN K. ELLIOTT
MY COMMISSION EXPIRES
8-2-99

Marilyn Elliott
Notary Public