

COMPUTER ☒
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REC \$ 10.00
 AUD \$
 R.M.F. \$ 1.00

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MICHELLE UTSLIF
 RECORDER
 MADISON COUNTY, IOWA

David L. Jungmann, P.C., 113 W. Iowa, P.O. Box 329, Greenfield, IA 50849 Phone #515-743-6195
 (FHA Approved)

L I M I T E D E A S E M E N T

RE The Northeast Quarter of the Southwest Quarter (NE $\frac{1}{4}$ SW $\frac{1}{4}$) of Section Twenty-six (26), Township Seventy-four (74) North, Range Twenty-eight (28) West of the 5th P.M., Madison County, Iowa, EXCEPT a parcel of land described as commencing at the West Quarter corner of Section Twenty-six (26), Township Seventy-four (74) North, Range Twenty-eight (28) West of the 5th P.M., Madison County, Iowa, thence North 89°56 $\frac{1}{2}$ ' East 1,324.40 feet to the centerline of U.S. Highway 169, thence North 00°44 $\frac{1}{2}$ ' East 19.00 feet along the centerline of said highway, thence North 89°58 $\frac{1}{2}$ ' East 80.00 feet to a right-of-way rail, thence South 2°41 $\frac{1}{2}$ ' East along the East right-of-way line of U.S. Highway 169 660.00 feet, thence North 89°58 $\frac{1}{2}$ ' East 280.71 feet, thence North *CONTINUED ON REVERSE SIDE

The Undersigned, as Owner(s) of record of the real estate described above, for One Dollar and other good and valuable consideration received, hereby grant(s), sell(s), transfer(s) and convey(s) to Southern Iowa Rural Water Association (the "Association"), its successors and assigns, an affirmative and perpetual easement in, to, and running with the real estate described above, together with a general and perpetual right of ingress and egress upon such real estate and upon any adjacent lands of Owner(s), LIMITED AS FOLLOWS

1 This easement is solely for the general purposes of construction and laying and thereafter using, operating, inspecting, maintaining, repairing, replacing or removing water pipeline and any necessary appurtenances thereto over, across and through the real estate described above, and

2 Once such water pipeline and any necessary appurtenances thereto are installed and operating, then this easement (except the general rights of ingress and egress) shall be automatically reduced in scope to a width of thirty feet, the centerline of which shall be the water pipeline and any necessary appurtenances thereto

It is agreed that, during the period of initial construction, no crop damage will be paid by the Association. After completion of the project, if repair work on water line is needed, crop damages will be paid. The Association, 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 Owner(s), if any damage there be, will be kept to a minimum

Executed this 10th day of October, 1997

Robert J. Golwitzer Sr.

Robert J. Golwitzer Sr.

Anne L. Golwitzer

Anne L. Golwitzer

GRANTOR(S)

STATE OF Iowa

COUNTY OF Madison

On this 10 day of October, 1997, before me, the undersigned, a Notary Public in and for the aforesaid County and State, personally appeared Robert J. Golwitzer and Anne L. Golwitzer

to me known to be the same and identical persons who executed the within and foregoing instrument, and acknowledged that they executed the same as their voluntary act and deed

James Welch
 NOTARY PUBLIC IN AND FOR SAID COUNTY AND SAID STATE

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*LEGAL CONTINUED

00°43' East 659.34 feet, thence South 89°58½' West 320.00 feet to the point of beginning containing 4.5459 acres, and EXCEPT a parcel of land in the Northeast Quarter of the Southwest Quarter (NE¼SW¼) of Section Twenty-six (26), Township Seventy-four (74) North, Range Twenty-eight (28) West of the 5th P.M., Madison County, Iowa, more particularly described as Commencing at the Southwest corner of the Southeast Quarter of the Southwest Quarter (SE¼SW¼) of Section Twenty-six (26), Township Seventy-four (74) North, Range Twenty-eight (28) West of the 5th P.M., Madison County, Iowa, thence along the West line of said Southeast Quarter of the Southwest Quarter (SE¼SW¼) on an assumed bearing of North 00°00'00" East a distance of 1316.30 feet, thence North 89°54'35" East 101.69 feet to the Point of Beginning, thence along the Right of Way of Relocated Highway U.S. 169 North 06°02'33" East 325.98 feet, thence North 02°28'06" West 253.91 feet, thence leaving said Right of Way line, South 81°23'57" East 384.67 feet, thence South 05°59'18" East 522.44 feet, thence South 89°54'35" West 458.23 feet to the Point of Beginning containing 5.131 acres, more or less.

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