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FILED NO 1408
BOOK 138 PAGE 69
97 OCT -6 PM 3:39
MICHELLE UTSLER
RECORDER
MADISON COUNTY, IOWA

EASEMENT

KNOW ALL MEN BY THESE PRESENTS

Robert B. Clabaugh and Sally J. Clabaugh, 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

A tract of land commencing at a point 690.7 feet North and 859 feet East of the West Quarter (1/4) Corner of Section Twelve (12), in Township Seventy-four (74) North, Range Twenty-six (26) West of the 5th P. M., Madison County, Iowa, running thence East 1094 feet, thence South 442 feet to the North right-of-way line of Primary Road No. 400, thence North 70° 39' 54" West along said right-of-way line 80.7 feet, thence South 83° 48' 40" West 616.3 feet, thence South 10 feet, thence Westerly along a 05° 18' curve 137 feet, thence North 10 feet, thence Westerly along said curve 177.1 feet, thence North 10° 03' West 510 feet to the point of beginning, containing 11.44 acres, more or less,

3325 Peru Rd-Truro 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 therebe, 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

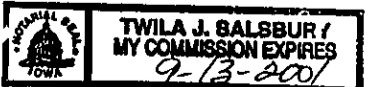
IN WITNESS WHERE OF, the GRANTORS have executed this instrument this 16 day of Sept, 1997

Robert B Clabaugh
Robert B. Clabaugh

Sally J. Clabaugh
Sally J. Clabaugh

STATE OF IOWA, ss.

On this 16 day of Sept, 1997, before me, the undersigned, a Notary Public in and for the State of Iowa, personally appeared Sally J Clabaugh and Robert B. Clabaugh 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