

COMPARED

FILED NO. 1945
BOOK 127 PAGE 614
92 FEB 20 AM 9:49

CORRECTED EASEMENT

MICHELLE UTSLER
RECORDER
MADISON COUNTY, IOWA

KNOW ALL MEN BY THESE PRESENTS:

Fee \$5.00

Ernest D. Carroll and Catherine E. Carroll, Husband and Wife, 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 parcel of land in the SE fractional $\frac{1}{4}$ of the NE $\frac{1}{4}$ of the SE Quarter Section 12, Township 77 North, Range 26 West of the 5th P.M. Madison County, Iowa

together with the right of ingress and egress over the adjacent lands of the GRANTORS, its 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.

This Easement is given to correct the Easement dated November 30th, 1989 and filed May 14, 1990 in Book 127, Page 263, in the Office of the Recorder of Madison County which contained an incorrect legal description.

IN WITNESS WHEREOF, the GRANTORS have executed this instrument this 14 day of Febr., 1992.

Ernest D. Carroll
Ernest D. Carroll

Deceased etc
Catherine E. Carroll

STATE OF IOWA: ss

On this 14 day of Febr., 1992, before me, the undersigned, a Notary Public in and for the State of Iowa, personally appeared Ernest D. Carroll and Catherine E. Carroll 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

