

EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

James R. Thomas and Doris J. Herrick

, hereinafter referred to as GRANTORS, in consideration of One Dollar and Other Valuable Consideration, hereby grant and convey unto Warren Water, Inc., 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 ~~Warren~~ Madison County, Iowa, being more specifically described as follows:

Madison

See Attached "Exhibit A"

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MICHELLE UTSLER
RECORDER
MADISON COUNTY, IOWA

AUD \$ _____

and locally known as: Rt. 1 Box 185A Cumming 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 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 21st day of June, 1993.

James R. Thomas
James R. Thomas
Doris J. Herrick
Doris J. Herrick

STATE OF IOWA, Polk COUNTY, ss:

On this 21st day of June, 1993, before me the undersigned, a notary public in and for the State of Iowa appeared James R. Thomas and Doris J. Herrick, to me known to be the identical persons named in and who executed the within and foregoing instrument, and acknowledged that they executed the same as their voluntary act and deed.

Michelle Utsler
Notary Public

"Exhibit A"

A parcel of land in the South Half ($\frac{1}{2}$) of the Southwest Quarter ($\frac{1}{4}$) of the Southwest Fractional Quarter ($\frac{1}{4}$) of Section Twelve (12), Township Seventy-seven (77) North, Range Twenty-six (26) West of the 5th P.M., Madison County, Iowa, more particularly described as follows: Commencing at the Southwest Corner of Section Twelve (12), Township Seventy-seven (77) North, Range Twenty-six (26) West of the 5th P.M., Madison County, Iowa; thence along the West line of the Southwest Fractional Quarter ($\frac{1}{4}$) of said Section Twelve (12), North $00^{\circ}00'00''$, 292.00 feet to the point of beginning, thence North $83^{\circ}04'54''$ East, 445.27 feet; thence North $08^{\circ}55'17''$ East, 72.98 feet; thence North $26^{\circ}01'53''$ East, 48.88 feet; thence North $41^{\circ}25'55''$ East, 87.17 feet; thence North $83^{\circ}04'54''$ East, 478.26 feet; thence South $00^{\circ}00'00''$, 462.40 feet to the South line of said Southwest Fractional Quarter ($\frac{1}{4}$); thence along said South line, North $83^{\circ}04'54''$ East, 280.62 feet; thence North $00^{\circ}00'00''$, 661.40 feet; thence South $83^{\circ}04'54''$ West, 1,295.27 feet to the West line of said Southwest Fractional Quarter ($\frac{1}{4}$); thence along said West line, South $00^{\circ}00'00''$, 369.40 feet to the point of beginning, said parcel of land contains 10.673 Acres including 0.666 Acres of County Road Right of way.

Thomas/Herrick 2-1-73