

119

M-0165

EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

Dean A. Hauschildt a/k/a Dean Alan Hauschildt, 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 Madison County, Iowa, being more specifically described as follows:

See attached legal description

and locally known as: X Ave. 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 10<sup>th</sup> day of June, 1994.

*Dean A. Hauschildt*  
Dean A. Hauschildt  
a/k/a Dean Alan Hauschildt

STATE OF IOWA, Polk COUNTY, ss:

On this 10<sup>th</sup> day of June, 1994, before me the undersigned, a notary public in and for the state of Iowa appeared Dean A. Hauschildt 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.

*Ronald D. Long*  
Notary Public  
RONALD D. LONG  
MY COMMISSION EXPIRES  
10-22-96

FILED NO. 3490  
BOOK 133 PAGE 50  
94 JUN 16 PM 12:50  
MICHELLE UTSLER  
RECORDER  
MADISON COUNTY, IOWA

COMPUTER  
RECORDED  
COMPARED

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

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NE $\frac{1}{4}$  of the SE $\frac{1}{4}$  of the NW $\frac{1}{4}$  and that portion of the N $\frac{1}{2}$  of the NW $\frac{1}{4}$  of the SE $\frac{1}{4}$  of the NW $\frac{1}{4}$  which lies East of the public highway which bisects such tract.

AND The following described tract in the S $\frac{1}{2}$  of the SE $\frac{1}{4}$  of the NW $\frac{1}{4}$  lying East of the public highway, to-wit: Commencing at a point on the North line of said S $\frac{1}{2}$  and 400.0 feet West of the NE corner of said S $\frac{1}{2}$ , thence South at right angle to said North line 75.0 feet to a point, thence Westerly along a straight line 411.8 feet to a point on the right of way line of the public highway, thence North along said right of way line 72.0 feet to the North line of said S $\frac{1}{2}$ , thence East 428.5 feet along said North line to point of beginning, in Section 14, Township 75 North, Range 26 West of the 5th P.M., Madison County, Iowa.