

51

REC \$ 5.00
AUD \$ _____
R.M.F. \$ 1.00

COMPUTER
RECORDED
COMPARED

M-0028

EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

LuAnn M. Overton, 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:

SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 1, Township 74 North, Range 26 West of the 5th P.M., Madison County, Iowa EXCEPT Commencing at the SW corner of Section 1, thence N00°00'00" 501.75 feet to the point of beginning, said point being on the W line of said Section 1, thence N00°00'00" 434.64 feet along said West line, thence N86°11'25" E 293.04 feet, thence S00°00'00" 434.64 feet, thence S86°11'25"W 293.04 feet to the point of beginning.

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 4 day of April, 1994.

LuAnn M. Overton
LuAnn M. Overton

STATE OF IOWA, Warren COUNTY, ss:

On this 4 day of May, 1994, before me the undersigned, a notary public in and for the State of Iowa appeared LuAnn M. Overton 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



FILED NO. 3495

BOOK 133 PAGE 57

94 JUN 16 PM 12:55

MICHELLE UTSLER
RECORDER
MADISON COUNTY, IOWA

M-0028