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M-0091

EASEMENT

MICHELLE UTSLER  
RECORDER  
MADISON COUNTY, IOWA

KNOW ALL MEN BY THESE PRESENTS:

Margaret A. Owen, 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:

SE $\frac{1}{4}$  of the NE $\frac{1}{4}$  and the E $\frac{1}{2}$  of the SE $\frac{1}{4}$  of Section 25, Township 74 North, Range 26 West of the 5th P.M., Madison County, Iowa EXCEPT Beginning at the SE corner of Section 25, thence along the South line of the SE $\frac{1}{4}$  of the SE $\frac{1}{4}$  of said Section, S85°59'10"W 1317.18 feet to the SW corner of said SE $\frac{1}{4}$  of the SE $\frac{1}{4}$ ; thence along the West line of said SE $\frac{1}{4}$  of the SE $\frac{1}{4}$ , N00°34'11"W 660.00 feet; thence N86°00'15"E 1323.73 feet to the East line of said SE $\frac{1}{4}$  of the SE $\frac{1}{4}$ ; thence along said East line, S00°00'00"E 660.00 feet to the point of beginning. Bearings are based on the East line of the SE $\frac{1}{4}$  of the SE $\frac{1}{4}$ , which is assumed to bear due South.

and locally known as: 2349 245<sup>th</sup> N.H. Mad Co. 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 8 day of March, 1994.

Margaret A. Owen  
Margaret A. Owen

STATE OF IOWA, Polk COUNTY, ss:

On this 8 day of March, 1994, before me the undersigned, a notary public in and for the State of Iowa appeared Margaret Owen 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.

MARLYS DANIELS  
MY COMMISSION EXPIRES  
8-9-94

Marlys Daniels  
Notary Public

M-0091