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PO107

M-0247

EASEMENT

MICHELLE UTSLER
RECORDER
MADISON COUNTY, IOWA

REC \$5.00
AUD \$
R.M.F. \$6.00

KNOW ALL MEN BY THESE PRESENTS:

Jerry B. Scrivner and Tressa L. Scrivner, 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:

Commencing at a point 40 rods South and approximately 96 feet West of the NE corner of Section 11, Township 74 North, Range 27 West of the 5th P.M., Madison County, Iowa, said point being where the center of the channel of Clanton Creek intersects the North line of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ of said section, thence West 1074.5 feet to the right of way of the Chicago Great Western Railroad, thence SW along said right of way a distance of 31 rods and 7 $\frac{1}{2}$ feet, thence East 31 rods and 2 $\frac{1}{2}$ feet, thence North 2 $\frac{1}{2}$ feet, thence East 907 feet to the center of the channel of Clanton Creek, thence following down said channel in a Northwesterly direction to the point of beginning, all being in the S $\frac{1}{4}$ N $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 11.

Locally known as: Rt 1 Box 17
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.

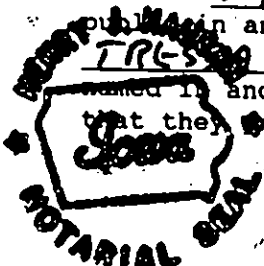
IN WITNESS WHEREOF, the GRANTORS have executed this instrument this 19th day of July, 1994.

Jerry B. Scrivner
Jerry B. Scrivner

Tressa L. Scrivner
Tressa L. Scrivner

STATE OF IOWA, POLK COUNTY, ss:

On this 19 day of JULY, 1994, before me the undersigned, a notary public in and for the State of Iowa appeared JERRY B. SCRIVNER & TRESSA L. SCRIVNER 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

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