

FILED NO. 1040

BOOK 121 PAGE 630

89 NOV 15 AM 8: 50

EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

MARY E. WELTY  
RECORDER

Tommy E. Thomsen, 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: Fee \$5.00

The East 288.35 feet of the North 186 feet of the Northeast Quarter (1/4) of Section Thirteen (13), in Township Seventy-seven (77) North, Range Twenty-six (26) West of the 5th P.M., Madison County, Iowa, and a part of Lots Six (6) and Seven (7) of Rolling Acres Plat, an Official Plat of the Northeast Quarter (1/4) of said section, described as follows: Commencing at a point 288.35 feet West of the Northeast corner of said Northeast Quarter (1/4), thence South 85° 00' West 139.03 feet, thence South 212 feet, thence North 85° 32' East 427.05 feet, thence North 30 feet, thence South 85° 00' West 288.35 feet thence North 186 feet along the East line of Lot Six (6) to the point of beginning, all subject to road right of way along the North and East sides,

and locally known as: \_\_\_\_\_ 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 25<sup>th</sup> day of Aug., 19 89.

\_\_\_\_\_  
Tom Thomsen

STATE OF IOWA, MADISON COUNTY, ss:

On this 25<sup>th</sup> day of Aug., 19 89, before me the undersigned, a notary public in and for the State of Iowa appeared to me Tom Thomsen 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.

Peggy Crabbs  
Notary Public

