

462-4182

EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

Harry Johnny Shurman and Charlotte Sutton Shurman, Husband and wife, 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

Compared

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BOOK 121 PAGE 625
89 NOV 15 AM 8:46
MARY E. WELTY
RECORDER
MADISON COUNTY, IOWA
Fee \$10.00

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 _____ day of _____, 19____.

Harry Johnny Shurman
Harry Johnny Shurman

Charlotte Sutton Shurman
Charlotte Sutton Shurman
STATE OF IOWA Madison COUNTY, ss:

On this 24 day of July, 1987, before me the undersigned, a notary public in and for the State of Iowa appeared Harry and Charlotte S Shurman 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.

Dale C. Mice
Notary Public

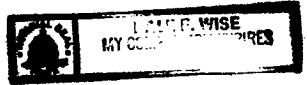


EXHIBIT A

DESCRIPTION:

The East One-half of the East One-half of Section 26, except a tract described as follows: Commencing at a point 2.59 chains South and 50 links East of the Northwest corner of the East One-half of the Southeast Quarter of said Section 26, running thence South, 23 1/2° East, 1.68 chains, thence South, 10° East, 6 chains, thence South, 33° West, 3.18 chains, thence North 10.12 chains to the place of beginning, and the Northwest Quarter of the Northwest Quarter of Section 25; all in Township 76 North, Range 26 West of the Fifth P.M., Madison County, Iowa, more particularly described as follows:

Beginning at the Southeast corner of Section 26, T76N, R26W of the 5th P.M., Madison County, Iowa. Thence along the South line of said Section 26 South 83°46'10" West 1303.10 feet to the S.W. corner of the S.E. 1/4 of the S.E. 1/4 of said Section 26; thence along the West line of the E. 1/4 of the E. 1/4 of said Section 26 North 00°00'02" East 5280.47 feet to the N.W. corner of the N.E. 1/4 of the N.E. 1/4 of said Section 26; thence along the North line of said Section 26 North 85°07'46" East 1300.04 feet to the N.E. corner of said Section 26; thence along the North line of Section 25, T76N, R26W of the 5th P.M., North 82°30'19" East 1279.24 feet to the N.E. corner of the N.W. 1/4 of the N.W. 1/4 of said Section 25; thence South 00°06'56" East 1340.82 feet to the S.E. corner of the N.W. 1/4 of the N.W. 1/4 of said Section 25; thence South 83°45'39" West 1278.59 feet to the S.W. corner of the N.W. 1/4 of the N.W. 1/4 of said Section 25; thence along the West line of said Section 25 South 00°00'00" 3936.50 feet to the Point of Beginning, EXCEPT: Commencing at a point 2.59 chains South and 50 links East of the Northwest corner of the East One-half of the Southeast Quarter of said Section 26, running thence South, 23 1/2° East, 1.68 chains, thence South, 10° East, 6 chains, thence South, 33° West, 3.18 chains, thence North 10.12 chains to the place of beginning.

Said tract of land contains 194.255 Acres including 5.637 Acres of Public Road Right of Way.

Note: The east line of Section 26, T76N, R26W is assumed to bear due north and south.

Harry