



Document 2013 3581

Book 2013 Page 3581 Type 06 001 Pages 2
Date 11/27/2013 Time 10:56 AM
Rec Amt \$12.00

INDX ✓
ANNO
SCAN
CHEK

LISA SMITH, COUNTY RECORDER
MADISON COUNTY IOWA

THIS DOCUMENT PREPARED BY: Lisa Coffman, Warren Water District, 1204 E. 2nd Ave. Indianola, IA 50125 515-962-1200
RETURN TO: Claire Patin, Box 215, Indianola, IA 50125, 515-961-2574

EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

Nicholas Phillips and Sara A. Phillips,

hereinafter referred to as GRANTORS, in consideration of One Dollar and Other Valuable consideration, hereby grant and convey unto Warren Water District, hereinafter referred to as GRANTEE, its successors and assigns, a perpetual easement with the right, at any time, to erect, construct, install, lay and thereafter use, operate, inspect, repair, maintain, replace and remove one or more water pipelines and appurtenances thereto, over, across and through the land of the GRANTORS situated in Madison County, Iowa, being more specifically described as follows:

see page 2

E. Sycamore

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 granted herein shall be 32 feet in width (except for during construction and removal of the water pipelines, the Easement shall be expanded to 50 feet in width), the centerline of which shall be measured from the center point of the first water pipeline and the necessary appurtenances thereto constructed by GRANTEE. In addition, if the easement area, as described herein, does not abut the nearest public road right-of-way, the easement area shall be expanded to extend to the nearest public road right-of-way line.

It is agreed that crop damage will be paid by the GRANTEE; however, in no case shall GRANTEE be required to pay more than a single, total crop loss in any one crop year. Crop damage will equal the price for the destroyed or damaged crop x yield per acre x acreage damaged or destroyed.

GRANTEE, its successors and assigns, hereby promise to maintain such water pipelines and any necessary appurtenances in good repair so that damage, if any, to the real estate of GRANTORS, 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.

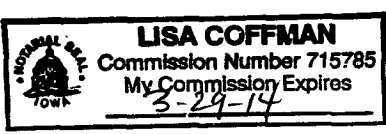
IN WITNESS WHEREOF, the GRANTORS have executed this instrument this 13 day of September, 2013.

Nicholas Phillips

Sara A. Phillips

STATE OF IOWA, ss:

This instrument was acknowledged before me on September 13 2013 by Nicholas Phillips and Sara A. Phillips.



NOTARY PUBLIC

Parcel "L" located in the Southeast Quarter (¼) of the Northwest Quarter (¼) of Section Twenty-four (24), Township Seventy-five (75) North, Range Twenty-six (26) West of the 5th P.M., Madison County, Iowa, containing 8.75 acres, as shown in Plat of Survey filed in Book 2, Page 435 on February 25, 2000, in the Office of the Recorder of Madison County, Iowa; EXCEPT a tract of land located therein containing 10,129 square feet, as shown in Plat of Survey filed in Book 2001, Page 798 on March 5, 2001, in the Office of the Recorder of Madison County, Iowa; AND EXCEPT a tract of land located therein containing 10,585 square feet, as shown in Plat of Survey filed in Book 2002, Page 2716 on June 5, 2002, in the Office of the Recorder of Madison County, Iowa,