Compared

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1984 DEC 10 PM 4:26

MARY E. WELTY
RECORDER
MADISON COUNTY, IOWA
Fee $10.00 2pp.

IND. ✓
REC. ✓
PAGE ✓

EASEMENT

WHEREAS, M & W Farm Service Co. is the owner of the following-described real estate:

> Commencing at a point on the North line of the right of way of the C.R.I. & P.R.R. at the intersection therewith of the East line of East 10th Street in the City of Winterset, Madison County, Iowa, said point being at or near the Southwest Corner of the Northeast Quarter ($\frac{1}{4}$) of Section Thirty-one (31) in Township Seventy-six (76) North, Range Twenty-seven (27) West of the 5th P.M., and running thence North along the East line of East 10th Street 258 feet to a point opposite the South line of Filmore Stret in said city, thence East 69 rods to a point 254 feet North of the North line of said right of way, thence South to the North line of said right of way, thence West along said right of way to the place of beginning.

WHEREAS, Kenneth A. Bellamy, Doris Bellamy, Jack E. Bellamy and Marlys Bellamy, hereinafter called "Bellamys" are the owners of adjacent real estate lying to the north and east of said real estate.

WHEREAS, Bellamys desire to construct an embankment on property owned by them which will cause the temporary impoundment of water on the property owned by M & W Farm Service Co.

NOW THEREFORE, M & W Farm Service Co. does hereby grant and convey unto Bellamys, their heirs, successors and assigns a perpetual easement over and across the east three hundred (300) feet of the above-described real estate owned by M & W Farm Service Co. for the purpose of the temporary impoundment and storage of water from time to time upon said real estate and the right to enter said real estate for the purpose of doing certain dirt and grading work for drainage purposes in connection with the structure and tiling intake to be built on the Bellamy real estate.

Dated this 5th day of December, 1984.

HORACE YOUNG NOTARIAL SEAL Iowa

M & W FARM SERVICE CO.

By David J. Cassellius
David Cassellius, General Manager

STATE OF IOWA :
: ss
MADISON COUNTY :

On this 5th day of December, 1984, before me, the undersigned, a Notary Public in and for said County and State, personally appeared David Cassellius to me personally known, who, being by me duly sworn, did say that he is the General Manager of said corporation; that no seal has been procured by the said corporation; that said instrument was signed on behalf

of said corporation by authority of its Board of Directors; and that the said David Cassellius as such General Manager acknowledged the execution of said instrument to be the voluntary act and deed of said corporation, by it and by him voluntarily executed.

SEAL ON 1st PAGE

Notary Public in and for the State of Iowa.