EASEMENT

For and in consideration of One Dollar ($1.00) and other good and valuable considerations, the receipt whereof is hereby acknowledged,

Betty V. Braman (NAME) _____ (ADDRESS)

_____ (NAME) _____ (ADDRESS), Grantor(s)

does hereby grant, bargain, sell, convey and release unto L. M. Whitworth

_____ (NAME) of _____ (ADDRESS)

its successors and assigns, Grantee, a permanent and perpetual easement in, over and upon those portions of the following described land situated to-wit:

STATE OF IOWA, MADISON COUNTY, ss. Inst. No. 1293 Filed for Record this 17 day of Jan 19 77 at 3:45 PM
Compared Book 112 Page 55 Recording Fee 2.50 Paid Mary E. Welty, Recorder, By _____ Deputy

for the purposes as stated under "A" below, and the Grantor(s) covenant(s) that (he,she,they) (is,are) the owner(s) in fee simple of above described lands and that the said lands are free and clear of all incumbrances and liens of whatsoever character except the following:

A. For the permanent storage and temporary detention, either or both, of any waters that are impounded, stored or detained by those certain works of improvement which are described and are to be located as follows:
Grade stabilization structure and resulting impoundment located within the S ½ of the NW ¼ and the N ½ of the SW ¼ Section 11 T74N-R29W of the 5th P.M.

1. The rights and easements hereby granted shall cease and terminate at any time in the future when mutually agreed upon by the parties hereto; or the above described lands cease to be used for the purposes stated in this easement.

2. The Grantor(s) reserves the right to use said land or any part thereof, provided such use does not interfere with the full enjoyment by the Grantee of the easement herein conveyed.

3. The Grantor(s) shall be responsible for written notification to all subsequent tenants, not now on the land or party to this agreement, of the existence of this agreement, and where a copy of the same may be found.

TO HAVE AND TO HOLD the aforesaid easement in, over and upon the above described land of the Grantor(s), with all the rights, privileges and appurtenances thereto belonging or in anywise appertaining, unto the grantee, its successors and assigns, forever.

IN WITNESS WHEREOF, the Grantor(s) has executed this instrument on the 20th day of September, 19 76.

Betty V. Braman (SEAL) _____ (SEAL)
(SIGNATURE OF GRANTOR(S))
Betty V. Braman
_____ (SEAL) _____ (SEAL)
(SIGNATURE OF GRANTOR(S))

CERTIFICATION OF ACKNOWLEDGMENT

State of Iowa } SS.
County of Madison }

On this 20th day of September, 19 76, A.D., before me, a Notary Public, personally appeared Betty V. Braman and _____ to me known to be the person(s) named in and who executed the foregoing instrument, and acknowledge that she executed the same as her voluntary act and deed.

(NOTARIAL SEAL)

Doreen Johnston
NOTARY PUBLIC IN AND FOR SAID COUNTY

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