Form FHA 442-20
(3-4-68)

UNITED STATES DEPARTMENT OF AGRICULTURE
FARMERS HOME ADMINISTRATION

RIGHT-OF-WAY EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

That in consideration of One Dollar ($1.00) and other good and valuable consideration paid to

Claude Daniels and Barbara Daniels, husband and wife,

hereinafter referred to as GRANTOR, by City of St. Charles, Iowa,
hereinafter referred to as GRANTEE, the receipt of which is hereby acknowledged, the GRANTOR does hereby grant, bargain, sell, transfer, and convey unto the GRANTEE, its successor and assigns, a perpetual easement with the right to erect, construct, install, and lay, and thereafter use, operate, inspect, repair, maintain, replace, and remove

a sanitary sewer

over, across, and through the land of the GRANTOR situate in Madison County,

State of Iowa, said land being described as follows:
A tract of land commencing 57.6 rods North of the Southwest corner of SE¼ NW¼ of Section 24, in Township 75 North, Range 26 West of the 5th P.M., Madison County, Iowa, and running thence East 95 feet, thence North 172 feet to the North line of the former railroad right of way, thence Southwesterly along said North line to the West line of said 40-acre tract, thence South 132 feet to the point of beginning.

together with the right of ingress and egress over the adjacent lands of the GRANTOR, his successors and assigns, for the purposes of this easement.

The easement shall be 5 feet in width, the center line of which is described as follows:

A tract of land commencing 57.6 rods North of the S.W. corner of the SE¼ NW¼ of Sec. 24-75-26, Madison County, Iowa, and running thence East 95 feet; thence North 172 feet to the North line of former railroad R.O.W.; thence Southwesterly along said North line to the West line of said 40 acre tract; thence South 132 feet to the point of beginning, except the South 127 feet thereof.

The consideration hereinabove recited shall constitute payment in full for any damages to the land of the GRANTOR, his successors and assigns, by reason of the installation, operation, and maintenance of the structures or improvements referred to herein. The GRANTEE covenants to maintain the easement in good repair so that no unreasonable damage will result from its use to the adjacent land of the GRANTOR, his successors and assigns.

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 7 day of December, 1977.

Claude Daniels (SEAL)

Barbara Daniels (SEAL)

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BOOK 112 PAGE 393
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MARY E. WELTY
RECORDER
MADISON COUNTY, IOWA
Fee $2.50

IND. ✓
REC. ✓
PAGE ✓

☆GPO 819-707

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FOR THE LEGAL EFFECT OF THE USE OF THIS FORM, CONSULT YOUR LAWYER

STATE OF IOWA, MADISON COUNTY, ss:

On this 7th day of December, A. D. 1977, before me, the undersigned, a Notary Public in and for the State of Iowa, personally appeared Claude Daniels and Barbara Daniels

to me known to be the identical persons named in and who executed the within and foregoing instrument, **to which this is attached,** and acknowledged that they executed the same as their voluntary act and deed.

Janet Lee Downs
Notary Public in and for the State of Iowa

IOWA STATE BAR ASSOCIATION
Official Form No. 11 (Trade-Mark Registered, State of Iowa, 1967)