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

Raymond D. Tracy and Fern Jeanette Tracy, 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:
Beginning at a point made by the intersection of the extension of the South side of Main Street in the town of St. Charles, Iowa, and the West line of the SE¼ of the NW¼ of Section 24, Township 75 North, of Range 26 West of the 5th P.M., Iowa, thence running East to the Right of Way of the C.B. & Q. Ry. Co., thence in a Southwesterly direction along the said Right of Way to the West line of the said SE¼ NW¼ of Section 24-75-26, thence North to the Place 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 15 feet in width, the center line of which is described as follows:
Beginning at a point made by the intersection of the extension of the South side of Main Street in the Town of St. Charles, Iowa, and the West line of the SE¼ NW¼ of Section 24-75-26; thence running East to the R.O.W. of the C.B. & Q Ry. Co.; thence in a Southwesterly direction along the said R.O.W. to the West line of said SE¼ NW¼ of Section 24-75-26; thence North to the point of beginning, except the North 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 3 day of November 19 77.

IND. ✓
REC. ✓
PAGE ✓

FILED NO. 1629
BOOK 112 PAGE 394
1978 FEB 21 PM 4:45
MARY E. WELTY
RECORDER
MADISON COUNTY, IOWA
Fee #2.50

Raymond D. Tracy (SEAL)
Raymond D. Tracy

Fern Jeanette Tracy (SEAL)
Fern Jeanette Tracy

☆GPO 819-707

FHA 442-20 (3-4-68)

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

STATE OF IOWA, MADISON COUNTY, ss:

On this 3rd day of November, A. D. 1977, before me, the undersigned, a Notary Public in and for the State of Iowa, personally appeared Raymond D. Tracy and Fern Jeanette Tracy

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.

Notary Public in and for the State of Iowa.

IOWA STATE BAR ASSOCIATION