STATE OF IOWA, MADISON COUNTY, ss.

Inst. No. 504 Filed for Record this 6 day of September, 1983 at 3:00 PM
Book 34 Page 691 Recording Fee $3.00 Mary E. Welty, Recorder, By Shirley A. Henry Deputy

...pared

State of Iowa)
) SS. AFFIDAVIT EXPLANATORY OF TITLE
County of Madison)

We, Gary Lee Cochran and Anna Mae Cochran (husband and wife), do state under oath:

1. We reside at Rural Route, Winterset, Madison County, Iowa.

2. We have purchased a parcel of land legally described as follows:

All of Lot 4, except the E. 441.1 feet of the S. 128.8 feet of said Lot 4, and except a triangular portion of said Lot 4 beginning at the NE corner of Lot 7, thence S. 139.7 feet, thence E. 275.4 feet, thence in a northwesterly direction to the point of beginning, excluding from said triangular section the W. 20 feet thereof, all in Sec. 32-77-27, Berglund Rural Estates Subdivision, Madison County, Iowa.

3. Said parcel of land has an exclusive and permanent easement running across it for the purpose of maintaining, operating, repairing, removing, relaying, redrilling, or any other necessary operations of water pipes, mains, or water wells and for the purpose of ingress and egress of any necessary equipment associated with the use and enjoyment of the water well and other necessary equipment for its proper function as a supply of water such as water pipe or other material.

4. The said permanent easement has a legal description, which is as follows:

A circle having a 25 foot radius the center of which is located 364.8 feet East and thence 20 feet S. of the N.E. corner of the S.W. 1/4 of the N.W. 1/4 on Lot 4 of the Final Plat of Berglund Rural Estates Subdistrict in the N.W. 1/4 of Sec 32 - T77N - R27W of the 5th P.M., Madison County, Iowa; and a portion of land which extends 10 feet on either side of a line that runs between the center of the above mentioned circular portion and a point approximately 160.2 feet E. of the N.E. corner of the S.W. 1/4 of the N.W. 1/4 of Sec. 32-77-27 and then southwesterly to the point where the said waterline crosses the E. boundary line of Lot 7 of the Berglund Estates Subdistrict in the N.W. 1/4 of Sec. 32 - T77N - R27W of the 5th P.M., of Madison County, Iowa.

5. The above mentioned permanent easement is attached to a portion of the adjoining lots known as Lots 7 and 10 and is for the exclusive enjoyment of the owner of these lots. These lots are presently owned by Lonnie F. Steffens and Sheryl R. Steffens, husband and wife. The aforementioned Lots 7 and 10 to which this easement serves has a legal description as follows:

The N. 435.6' of Lots 10 and 7, except a triangular piece beginning at the N.E. corner of the S.W. 1/4 of the N.W. 1/4, Sec. 32, thence Southeasterly to the S.E. corner of Lot 7, thence N. 435.6', thence W. 160.2', to point of beginning, all in Sec. 32 - T77N - R27W, Berglund Rural Estates Subdistrict, Madison County, Iowa,

6. That the above described easement is the permanent easement referred to in the deed from Berglund Development Corporation to Lonnie F. and Sheryl R. Steffens recorded on July 23, 1976, in Book 106 Page 19.

7. This affidavit is being prepared solely to clearly define the location of the well and waterline which is presently in use on the property. We have personally observed the well and know its location.

Gary Lee Cochran

Anna Mae Cochran

Subscribed and sworn to before me by the said Gary Lee Cochran and Anna Mae Cochran, husband and wife, on this 6 day of September, 1983.

CURTIS C. ALLEN NOTARIAL SEAL IOWA

Notary Public

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