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LISA SMITH, COUNTY RECORDER
MADISON COUNTY IOWA

EJ
Return to Xenia Rural Water District, 23998 – 141st St., P.O. Box 39, Bouton, IA 50039-0039
Preparer Roger Olsen 23998 141st Street Bouton, IA 515-676-2117
Information Individual's Name Street Address City Phone

**SPACE ABOVE THIS LINE
FOR RECORDER**

LIMITED EASEMENT

(FMHA Approved)

No.107629baaa

RE: BENJAMIN M. APPLGATE and ANGELA L. APPLGATE

Parcel "C" located in the Southwest Quarter (1/4) of the Southwest Quarter (1/4) of Section 10, Township 76 North, Range 29 West of the 5th P.M., Madison County, Iowa, containing 10.001 acres, as shown in the Plat of Survey filed in Book 2020, Page 2972 on August 14, in the Office of the Recorder of Madison County, Iowa.

The undersigned, as Owner(s) of record of the real estate described above, for one dollar and other good and valuable consideration received, hereby grant(s), sell(s), transfer(s) and convey(s) to Xenia Rural Water District (the "District"), its successors and assigns, an affirmative and perpetual easement in, to, and running with the real estate described above, together with a general and perpetual right of ingress and egress upon such real estate, LIMITED AS FOLLOWS:

1. This easement is solely for the general purposes of construction and laying and thereafter using, operating, inspecting, maintaining, repairing, replacing or removing water pipeline and any necessary appurtenances thereto over, across and through the real estate described above; and,
2. Once such water pipeline and any necessary appurtenances thereto are installed and operating, then this easement (except the general rights of ingress and egress) shall be automatically reduced in scope to a width of thirty feet (or fifty feet if water pipeline is 14" or larger), the centerline of which shall be the water pipeline and any necessary appurtenances thereto.

The District, its successors and assigns, hereby promise to maintain such water pipeline and any necessary appurtenances in good repair so that damage to adjacent real estate of Owner(s), if any damage there be, will be kept to a minimum. Said pipeline shall be placed within 30 feet from and adjacent to existing road right-of-way; provided, however, that grantee may deviate from said course to avoid natural and/or manmade barriers or obstructions.

The District further agrees:

1. To repair, or pay to repair, any tile lines and fences injured or destroyed during construction and in the course of maintenance thereafter.
2. To pay for any crops damaged or destroyed in the course of maintenance beginning one year from the date of initial construction.
3. As long as there is adequate water available, the Owner or successor Owners of the above described property may, by paying the current connection fee and other associated costs at that time, avail themselves to any number of water service hook-ups.

Executed this 24th day of September, 2020.

Benjamin M. Applegate
BENJAMIN M. APPELEGATE

Angela L. Applegate
ANGELA L. APPELEGATE

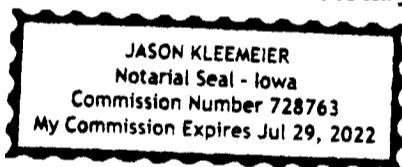
INDIVIDUAL
State of Iowa County of Madison, ss:

On this 24 day of September, 2020, before me, the undersigned Notary Public in and for the aforesaid County and State, personally appeared

BENJAMIN M. APPELEGATE

to me known to be the same and identical person(s) who executed the within and foregoing instrument, and acknowledge that he/she executed the same as his/her voluntary act and deed.

Jason Kleemeier
Notary Public in and for the Said County and State



INDIVIDUAL
State of Iowa County of Madison, ss:

On this 24 day of September, 2020, before me, the undersigned Notary Public in and for the aforesaid County and State, personally appeared

ANGELA L. APPELEGATE

to me known to be the same and identical person(s) who executed the within and foregoing instrument, and acknowledge that he/she executed the same as his/her voluntary act and deed.

Jason Kleemeier
Notary Public in and for the Said County and State

