

REGS 5<sup>00</sup>  
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DATE 1<sup>00</sup>

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THIS DOCUMENT PREPARED BY: Security Abstract & Title Co. Inc., 114 N. 1st Ave., Winterset, Iowa 50273 Telephone: 515-462-1691

EASEMENT

WHELLE UTSLER  
RECORDER  
MADISON COUNTY, IOWA

KNOW ALL MEN BY THESE PRESENTS:

STEVEN K. RADAKOVICH AND PENNY RADAKOVICH, hereinafter referred to as GRANTORS, in consideration of One Dollar and Other Valuable consideration, hereby grant and convey unto Warren Water District, hereinafter referred to as GRANTEE, its successors and assigns a perpetual easement with the right to erect, construct, install, lay and thereafter use, operate inspect, repair, maintain, replace and remove waterlines and appurtenances thereto, over, across and through the land of the GRANTORS situated in MADISON County, Iowa, being more specifically described as follows:

The North 75 acres of the West Half (1/2) of the Southwest Quarter (1/4) of Section Seventeen (17), in Township Seventy-seven (77) North Range Twenty-eight (28) West of the 5th P.M., Madison County, Iowa; and the Southwest Quarter (1/4) of Section Eight (8), and the Northwest Quarter (1/4) of Section Seventeen (17), in Township Seventy-seven (77) North, Range Twenty-eight (28) West of the 5th P.M., Madison County, Iowa, (except a tract commencing 28 rods and 17 links North of the Southeast corner of the Northwest Quarter (1/4) of said Section Seventeen (17), running thence West 18 rods, thence North 21 rods, thence East 18 rods, thence South 21 rods to the point of beginning),

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

The Easement shall be 32 feet in width, the centerline of which shall be the water pipeline and the necessary appurtenances thereto. Said 32 feet shall begin at fenceline.

It is agreed that crop damage will be paid by the GRANTEE now and in the future. The GRANTEE, 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 GRANTORS, if any damage there be, will be kept to a minimum. GRANTEE will pay for any damages to tile, fences, and other property.

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 WHERE OF, the GRANTORS have executed this instrument this 10<sup>th</sup> day of Dec., 1999

Steven K. Radakovich  
STEVEN K. RADAKOVICH

Penny Radakovich  
PENNY RADAKOVICH

STATE OF IOWA, ss:

On this 10<sup>th</sup> day of December, 1999, before me the undersigned, a notary public in and for State of Iowa appeared to me Steven K. Radakovich, Penny Radakovich, known to be the identical persons named in and who executed the within and foregoing instrument, and acknowledged that they executed and same as their voluntary act and deed.



Carla J. Vasey  
Notary Public

1725-120<sup>th</sup> Eastline