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MICKI UTSLER  
RECORDER  
MADISON COUNTY, IOWA

This Document Prepared By: Security Abstract & Title Co. Inc., 114 N. 1st Ave., Winterset, Iowa 50273 Telephone: 515-462-1691

### EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

Carolyn B. Wittern,

hereinafter referred to as GRANTORS, in consideration of One Dollar and Other Valuable Consideration, hereby grant and convey unto Warren Water, Inc., 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:

See Attached Exhibit "A"

and locally known as:

Uintage Ave / 115<sup>th</sup>  
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.

It is agreed that, during the period of initial construction, ~~the~~ crop damage will be paid by the GRANTEE. 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.

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 2  
day of AUGUST, 192000

Carolyn B. Wittern  
Carolyn B. Wittern

M6-2,064

STATE OF IOWA, MADISON COUNTY, ss:

On this 2 day of AUGUST, 2000, before me the undersigned, a notary public in and for the State of Iowa appeared to me CAROLYN B. WITTERN

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.



Kermit B. Anderson  
Notary Public

Exhibit "A"

The West Half (W1/2) of the Northwest Quarter (NW1/4); the North Half (N1/2) of the Southwest Quarter (SW1/4); the Southwest Quarter (SW1/4) of the Northeast Quarter (NE1/4); and the Northwest Quarter (NW1/4) of the Southeast Quarter (SE1/4) all in Section Ten (10), Township Seventy-seven (77) North, Range Twenty-six (26) West of the 5th P.M. excepting therefrom the following: A tract commencing at the Southeast Corner of the West Half (W1/2) of the Northwest Quarter (NW1/4) of Section Ten (10), Township Seventy-seven (77) North, Range Twenty-six (26) West of the 5th P.M., Madison County, Iowa, running thence North 822 feet along the East line of said 80-acre tract, thence West 265 feet, thence South 822 feet to the South line of said 80-acre tract, thence East 265 feet along the South line of said 80-acre tract to the point of beginning.

AND

Commencing at the Southeast Corner of the West Half (W1/2) of the Northwest Quarter (NW1/4) of Section Ten (10), Township Seventy-seven (77) North, Range Twenty-six (26) West of the 5th P.M., Madison County, Iowa, running thence North 822 feet along the East line of said 80-acre tract, thence West 265 feet, thence South 822 feet to the South line of said 80-acre tract, thence East 265 feet along the South line of said 80-acre tract to the point of beginning.