

P.36

REC \$ 5⁰⁰
AUD \$
R.M.F. \$ 1⁰⁰

COLLECTED ☒
RECORDED ☒
INDEXED ☒

FILED NO. **007333**
BOOK **144** PAGE **423**
2000 DEC -5 AM 10:44

NICKI UTSLER
RECORDER
MADISON COUNTY, IOWA
Telephone: 515-462-1691

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:

Dwaine Koch.

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:

The Northwest Quarter (NW 1/4) of Section Twenty-one (21) EXCEPT Commencing at the Northwest Corner of the Northwest Quarter (NW 1/4), Section Twenty-one (21), Township Seventy-seven (77) North, Range Twenty-seven (27) West of the 5th P.M., Madison County, Iowa, thence East 975 feet along the section line, thence South 240 feet, thence West 975 feet to the West line of said Section Twenty-one (21), thence North to the point of beginning, containing 5.37 acres; AND the West Half of the Southwest Quarter (W 1/2 SW 1/4) of Section Sixteen (16), all in Township Seventy-seven (77) North of Range Twenty-seven (27) West of the Fifth P.M., Madison County, Iowa,

and locally known as: Old Portland Rd / 130th
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, ²⁸~~50~~ 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 8th day of Nov, 1999

Dwaine Koch
Dwaine Koch

M6-201

STATE OF IOWA, MADISON COUNTY, ss:

On this 8th day of Nov, 1999 before me the undersigned, a notary public in and for the State of Iowa appeared to me Dwaine Koch

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.

Earl L. Evans
Notary Public

wants to be present
when title are filed

