

Monroe 79
CR 61

REC \$ 10⁰⁰
AUD \$ 1⁰⁰
R.M.F. \$ 1⁰⁰

COMPUTER ✓
RECORDED ✓
COMPARED

David L. Jungmann, P.C., 113 W. Iowa, P.O. Box 329, Greenfield, IA 50849 Phone #515-743-6195
(FHA Approved)

FILED NO. 007367

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2000 DEC -6 AM 11:28

MICKI UTSLER
RECORDER
MADISON COUNTY, IOWA

LIMITED EASEMENT

RE:

See attached Exhibit "A"

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), transfers) and convey(s) to Southern Iowa Rural Water Association (the "Association"), 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 and upon any adjacent lands of Owner(s), LIMITED AS FOLLOWS:

1. This easement is solely for the general purposes of construction and laying and there- after 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, the centerline of which shall be the water pipeline and any necessary appurtenances thereto.

It is agreed that, during the period of initial construction, no crop damage will be paid by the Association. After completion of the project, if repair work on water line is needed, crop damages will. be paid. The Association, 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.

Executed this 12th day of June 2000.

X

Robert Kirkland
ROBERT KIRKLAND
a/k/a Robert G. Kirkland

X

Sheila Kirkland
SHEILA KIRKLAND

GRANTOR(S)

STATE OF IOWA)

COUNTY OF MADISON)Ss:

On this 12th day of June, 2000, before me, the undersigned, a Notary Public in and for the said County and State, personally appeared: Robert Kirkland and Sheila Kirkland husband & wife, to me known to be the same and identical persons who executed the within and foregoing instrument, and they acknowledged that they executed the same as their voluntary act and deed.

Heidi S. Dorrnell
NOTARY PUBLIC IN AND FOR SAID COUNTY

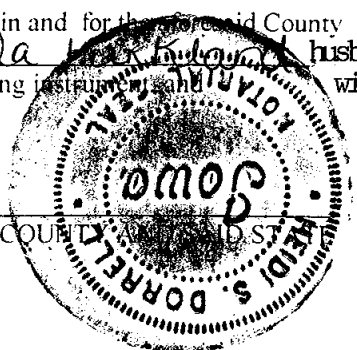


Exhibit "A"

The Southwest Quarter of the Northeast Quarter and the West Half of the Southeast Quarter and the East Half of the Southwest Quarter and the Southeast Quarter of the Northwest Quarter of Section Twenty-seven (27) in Township Seventy-four (74) North, Range Twenty-eight (28) West of the 5th P.M., Madison County, Iowa, EXCEPT FOR:

A parcel of land in the Northwest Quarter of the Southeast Quarter of Section 27, Township 74 North, Range 28 West of the 5th P.M., Madison County, Iowa, more particularly described as follows: Commencing at the Northeast Corner of the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 27, Township 74 North, Range 28 West of the 5th P.M., Madison County, Iowa, thence along the east line of said NW $\frac{1}{4}$ of the SE $\frac{1}{4}$, South 00°00'00", 435.53 feet to the point of beginning. Thence continuing along said east line, South 00°00'00", 586.49 feet; thence North 88°50'35" West, 742.87 feet; thence North 00°00'00", 586.49 feet, thence South 88°50'35" East, 742.87 feet to the point of beginning. Said parcel of land contains 10.000 Acres including 0.426 acres of County Road right of way.

All is subject to an easement upon, across and under the real estate legally described as: A 20.00 foot wide easement being 10.00 feet wide on both sides of the following described water line: Commencing at the Northwest Corner of the Northwest Quarter ($\frac{1}{4}$) of the Southeast Quarter ($\frac{1}{4}$) of Section Twenty-seven (27), Township Seventy-four (74) North, Range Twenty-eight (28) West of the 5th P.M., Madison County, Iowa; thence, along the north line of said parcel of land, South 88°50'35" East, 395.77 feet to the point of beginning; thence North 12°45'30" East, 206.08 feet to a terminus at the pond.

The East Half ($\frac{1}{2}$) of the Southeast Quarter ($\frac{1}{4}$) of Section Twenty-five (25), Township Seventy-four (74) North, Range Twenty-nine (29) West of the 5th P.M., Madison County, Iowa, Except Parcel "A", located in the Southeast Quarter of the Southeast Quarter of Section 25, Township 74 North, Range 29 West of the 5th P.M., Madison County, Iowa, more particularly described as follows: Beginning at the Southeast corner of Section 25, Township 74 North, Range 29 West of the 5th P.M., Madison County, Iowa; thence North 0°14'21" West along the East line of the Southeast Quarter of said Section 25, 685.90 feet; thence South 88°39'04" West, 164.08 feet; thence North 33°50'55" West, 215.79 feet; thence South 43°18'44" West, 410.05 feet; thence South 56°02'48" East, 155.95 feet; thence South 0°17'29" East, 475.80 feet to a point on the South line of said Section 25; thence North 90°00'00" East along the South line of said Section 25, 436.60 feet to the Point of Beginning. Said Parcel contains 7.770 acres, including 0.383 acres of County Road right-of-way.