

MICHELLE "MICKI" UTSLER, COUNTY RECORDER
MADISON IOWA

THIS DOCUMENT PREPARED BY: Warren Water District, 1204 E. 2nd Ave. Indianola, IA 50125 515-962-1200

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EASEMENT

KNOW ALL MEN BY THESE PRESENT:

Bradley W. Sweeney

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:

See Exhibit A

3206 280th St.
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 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 WHERE OF, the GRANTORS have executed this instrument this 20 day of May, 2004.

Bradley W. Sweeney
Bradley W. Sweeney

STATE OF IOWA, ss:

On this 20 day of May, 2004 before me the undersigned, a notary public in and for State of Iowa, appeared Bradley W. Sweeney 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.

Lisa Dale
NOTARY PUBLIC



Exhibit A

The North Fractional Half (N Frl. $\frac{1}{2}$) of the Northwest Quarter (NW $\frac{1}{4}$) of Section Two (2), Township 74 North, Range 26, West of the 5th P.M., Madison County, Iowa, EXCEPT Parcel "A", located in the Northeast Fractional Quarter (NE Frl $\frac{1}{4}$) of the Northwest Quarter (NW $\frac{1}{4}$) of Section Two (2), more particularly described as follows: Beginning at the North Quarter Corner of Section Two (2), Township Seventy-four (74) North, Range Twenty-six (26), West of the 5th P.M., Madison County, Iowa; thence South 0°00'00" West along the East line of the Northeast Fractional Quarter (NE Frl $\frac{1}{4}$) of the Northwest Quarter (NW $\frac{1}{4}$) of said Section Two (2), 834.42 feet; thence South 86°01'14" West, 528.54 feet; thence North 0°00'00" East 832.70 feet to a point on the North line of the Northeast Fractional Quarter (NE Frl $\frac{1}{4}$) of the Northwest Quarter (NW $\frac{1}{4}$) of said Section Two (2); thence North 85°50'06" East along the North line of the Northeast Fractional Quarter (NE Frl $\frac{1}{4}$) of the Northwest Quarter (NW $\frac{1}{4}$) of said Section Two (2), 528.66 feet to the Point of Beginning, said Parcel "A" containing 10.090 Acres, including 0.392 acres of County Road Right-of-Way.