

MICHELLE "MICKI" UTSLER, COUNTY RECORDER
MADISON IOWAThis Document Prepared By: Security Abstract & Title Co, Inc., 114 N. 1st Ave., Winterset, Iowa 50273 Telephone: 515-462-1691
Return to: Warren Water, Inc., 1204 E. 2nd St., Indianola, IA 50125 Telephone: 515-962-1200

EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

William F. Pavlica and Theresa A. Pavlica, 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:

Parcel "A" located in the Southeast Quarter of the Southeast Quarter of Section 3, Township 76 North, Range 28 West of the 5th P.M., Madison County, Iowa more particularly described as follows: Beginning at the Northeast Corner of the Southeast Quarter of the Southeast Quarter of Section 3, Township 76 North, Range 28 West of the 5th P.M., Madison County, Iowa, thence South 00°00'00" East 467.37 feet along the East line of the Southeast Quarter of said Section 3; thence South 80°13'34" West 806.89 feet to the Easterly Right-of-Way line of the Former Chicago, Rock Island, and Pacific Railroad; thence North 05°17'14" West 444.71 feet along said Railroad Right-of-Way Line; thence North 37°13'17" East 216.07 feet along said Railroad Right-of-Way line to the North line of the Southeast Quarter of the Southeast Quarter of said Section 3; thence South 89°08'44" East 705.53 feet to the Point of Beginning containing 10.001 Acres including 1.018 acres of County Road Right-of-Way,

and locally known as: 1602 Ironwood Trl.
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, no 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 20
day of September, 2004.

William F. Pavlica SR
William F. Pavlica

Theresa A. Pavlica
Theresa A. Pavlica

M7-0308

STATE OF IOWA, Warren COUNTY, ss:

On this 20 day of September, 2004, before me the undersigned, a notary public in and for the State of Iowa appeared to me William F. Pavlica and Theresa A. Pavlica 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