

THIS DOCUMENT PREPARED BY:
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REC \$ 5⁰⁰
AUD \$ 1⁰⁰
R.M.F. \$ 1⁰⁰

COMPUTER ☒
RECORDED ☒
CERTIFIED ☒

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FILED NO. _____
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MICKI UTSLER
RECORDER
MADISON COUNTY, IOWA

P31 M268

EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

Magna Bank, N.A.,

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:

The following described real estate to wit: Commencing at a point 26 and 2/3 rods south of the NE corner of the SE 1/4 of the NW 1/4 of Section 25 in Township 75 North, Range 27 West of the 5th P.M., Madison County, Iowa, thence south 26 and 2/3 rods, thence west 160 rods, thence north 26 and 2/3 rods, thence east 160 rods to the point of beginning.

Hiatt Apple Rd.

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,  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 2nd day of March, 1998.

Mark T. Matlage V.P.
Peoples Trust and Savings Bank / Magna Bank N.A.

M5-268



CORPORATE ACKNOWLEDGMENT

STATE OF IOWA, MADISON COUNTY, ss:

On this 2 day of March, A.D. 1998 before me, the undersigned a Notary Public, personally appeared Mark Matlage and Joe Magna BR to me personally known, who being by me duly sworn, did say that they are the V.P. and _____ respectively, of said corporation, that said instrument was signed on behalf of said corporation by authority of its Board of Directors; and that the said _____ and _____ as such officers, acknowledged the execution of said instrument to be the voluntary act and deed of said corporation, by it and by them voluntarily executed.

James R. Halterman
NOTARY PUBLIC

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