

REC \$ 5.00
AUD \$ _____
R.M.F. \$ 1.00
COURT _____
NOTARIAL _____
NOTARIAL _____

FILED NO. 004056
BOOK 2001 PAGE 4056
2001 SEP 11 PM 4:17
MICKI UTSLER
RECORDER
MADISON COUNTY, IOWA

THIS DOCUMENT PREPARED BY: Claire B. Patin, Attorney at law, 106 E. Salem, Indianola, IA 50125 515-961-2574

EASEMENT

KNOW ALL MEN BY THESE PRESENT:

Shawn Gustin

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:

Encumbers: Lot Eighteen (18) of Hy-View Subdivision, an official plat of the subdivision of the South Half (1/2) of the Southwest Quarter (1/4); the South Half (1/2) of the Southeast Quarter (1/4), except the North 660 feet of the West 660 feet of said South Half (1/2) of the Southeast Quarter (1/4); the Northeast Quarter (1/4) of the Southeast quarter (1/4); all in section Ten (10), and also the Northeast Quarter (1/4) of the Northwest Quarter (1/4) of Section Fifteen (15); all the above described tract being in Township Seventy-seven (77) North, Range Twenty-six (26) West of the 5th P.M.

3123 120th

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 25 day of July, 2001.

Shawn Gustin
Shawn Gustin

STATE OF IOWA, ss:

On this 25th day of July, 2001 before me the undersigned, a notary public in and for State of Iowa, appeared Shawn Gustin to me 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.

PEGGY L. GARLAND GRAY
NOTARIAL SEAL - STATE OF IOWA
COMMISSION NUMBER 708385
MY COMMISSION EXPIRES 2/1/2004

Peggy L. Garland Gray
NOTARY PUBLIC