

REC \$ 5⁰⁰
AUD \$ 1⁰⁰
R.M.F. \$ 1⁰⁰

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BOOK 2002 PAGE 5143

2002 OCT 18 AM 11:10

MICKI UTSLER
RECORDER
MADISON COUNTY, IOWA

COMPUTER	☒
RECORDED	☒
COMPARED	☒

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

EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

Jack and Carol Kinney

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:

That part of the Northeast Quarter of the Southeast Quarter of Section 3, Township 74 North, Range 26 West of the Fifth Principal Meridian, Madison County, Iowa, described as follows:

Beginning at the northeast corner of the Northeast Quarter of the Southeast Quarter of said Section 3; thence on an assumed bearing of South 86 degrees 40 minutes 19 seconds West 443.70 feet along the north line of said Northeast Quarter of the Southeast Quarter; thence South 00 degrees 00 minutes 00 seconds East 286.25 feet; thence North 89 degrees 00 minutes 24 seconds East 443.02 feet to the east line of the Northeast Quarter of the Southeast Quarter of said Section 3; thence North 00 degrees 00 minutes 00 seconds West along said east line 304.33 feet to the northeast corner of said Northeast Quarter of the Southeast Quarter and the point of beginning.

2859 Truro 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 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 16 day of September, 2002.

Jack Kinney
Jack Kinney

Carol Kinney
Carol Kinney

STATE OF IOWA, ss:

On this 16 day of September, 2002, before me the undersigned, a notary public in and for State of Iowa appeared to me Jack and Carol Kinney, known to be the identical persons named in and who executed the within and foregoing instrument, and acknowledged that they executed and same as their voluntary act and deed.



Lisa Dale
Notary Public