

✓
Claire B Patin LC
106 East Salem
PO Box 215
Indianola Ia 50125

REC \$ 5⁰⁰
AUD \$
B.M.F. \$ 1⁰⁰

COMPUTER	✓
RECORDED	✓
COMPARED	✓

005632
FILED NO. _____
BOOK 2002 PAGE 5632
2002 NOV 18 AM 11:21

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

MICKI UTSLER
RECORDER
MADISON COUNTY, IOWA

EASEMENT

KNOW ALL MEN BY THESE PRESENT:

Amber Bortner and David Bortner
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:

PARCEL 'D', LOCATED IN THE SOUTHWEST QUARTER (SW1/4) OF THE NORTHWEST QUARTER (NW1/4) OF SECTION 1, TOWNSHIP 75 NORTH, RANGE 26 WEST OF THE 5TH P.M., MADISON COUNTY, IOWA, MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE W1/4 COR. OF SAID SEC. 1; THENCE N00°47'11"W ALONG THE WEST LINE OF THE NW1/4 OF SAID SEC. 1, 348.43 FEET TO THE POINT OF BEGINNING; THENCE N00°47'11"W ALONG THE WEST LINE OF THE NW1/4 OF SAID SEC. 1, 935.60 FEET; THENCE N89°12'49"E, 918.40 FEET; THENCE S00°47'11"E, 336.63 FEET; THENCE S89°12'49"W, 180.00 FEET; THENCE S84°58'48"W, 348.22 FEET; THENCE S33°31'08"W, 693.99 FEET TO THE POINT OF BEGINNING, AND CONTAINING 10.00 ACRES, MORE OR LESS, INCLUDING 1.11 ACRES OF R.O.W. SAID PARCEL 'D' BEING SUBJECT TO ANY AND ALL EASEMENTS OF RECORD. BEARINGS ARE ASSUMED FOR THE PURPOSES OF THIS SURVEY ONLY.

2238* Bevington Pk. 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 25 day of October, 2002.

X Amber Bortner
Amber Bortner

X David Bortner
David Bortner

STATE OF IOWA, ss:

On this 25 day of October, 2002 before me the undersigned, a notary public in and for State of Iowa, appeared Amber Bortner and David Bortner 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.

Lisa Dale
NOTARY PUBLIC

