

MICHELLE "MICKI" UTSLER, COUNTY RECORDER  
MADISON IOWA

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|----------|---|
| 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 PRESENT:

Justin M. Comito

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:

See Exhibit A

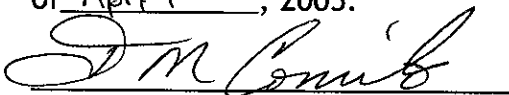
2615 160th St.

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 April, 2005.

  
Justin M. Comito

STATE OF IOWA, ss:

On this 25 day of April, 2005 before me the undersigned, a notary public in and for State of Iowa, appeared

Justin M. Comito

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.



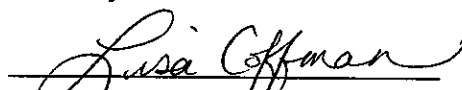
  
NOTARY PUBLIC

Exhibit A

A parcel of land for a subdivision located in the Southwest Quarter of the Southwest Quarter of Section 35, Township 77 North, Range 27 West of the 5<sup>th</sup> P.M., Madison County, Iowa more particularly described as follows:

Beginning at the Southwest Corner of Section 35, Township 77 North, Range 27 West of the 5<sup>th</sup> P.M., Madison County, Iowa; thence North 00°15'45" East 693.46 feet along the West line of the Southwest Quarter of the Southwest Quarter of said Section 35; thence South 89°40'27" East 658.18 feet to a point on the West line of Parcel "C"; thence South 28°57'24" West 39.06 feet along a line of Parcel "C"; thence South 00°40'43" West 382.86 feet along a line of Parcel "C"; thence South 16°16'53" West 108.26 feet along a line of Parcel "C"; thence South 00°24'08" West 139.13 feet along a line of Parcel "C"; thence South 89°40'27" East 25.00 feet along a line of Parcel "C"; thence South 00°18'39" West 33.11 feet along a line of EVAN ACRES Subdivision; to a point on the South line of said Southwest Quarter of the Southwest Quarter; thence North 89°40'27" West 631.40 feet to the Point of Beginning containing 10.021 acres including 0.480 acres of County Road right-of-way.