

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

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MICHELLE UTSLER
 RECORDER
 MADISON COUNTY, IOWA

This Document Prepared By: Security Abstract & Title Co. Inc., 114 N. 1st Ave., Winterset, Iowa 50273 Telephone: 515-462-1091

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EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

Donald P. Noack and Eleanor A. Noack,

hereinafter referred to as GRANTORS, in consideration of One Dollar and Other Valuable Consideration, hereby grant and convey unto Warren Water, Inc., 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 West Half (W1/2) of the Southeast Quarter (SE1/4) and the Northeast Quarter (NE1/4) of the Southeast Quarter (SE1/4) and the East Half (E1/2) of the Southwest Quarter (SW1/4) and the Southwest Quarter (SW1/4) of the Southwest Quarter (SW1/4) of Section One (1) and the North Half (N1/2) of the Southeast Quarter (SE1/4) of Section Twelve (12) in Township Seventy-seven (77) North, Range Twenty-seven (27) West of the 5th P.M., Madison County, Iowa, less established roads

and locally known as: 1059 Badger Creek 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 WHEREOF, the GRANTORS have executed this instrument this 20th
 day of August, 1999.

Donald P. Noack
 Donald P. Noack

Eleanor A. Noack
 Eleanor A. Noack

M6-2,221

STATE OF IOWA, MADISON COUNTY, ss:

On this 20th day of August, 1999, before me the undersigned, a notary public in and for the State of Iowa appeared to me

Donald P. Noack Eleanor Noack
 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.

Richard L. Wood
 Notary Public



M6-2221