

LISA SMITH, COUNTY RECORDER
MADISON COUNTY IOWA

THIS DOCUMENT PREPARED BY: Warren Water District, Inc. 1204 E. 2nd Ave. Indianola, IA 50125 515-962-1200
✓ RETURN TO: CLAIRE PATIN, PO BOX 215, INDIANOLA, IA 50125 515-961-2594

EASEMENT

KNOW ALL MEN BY THESE PRESENT:

Charles F. Tibben

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:

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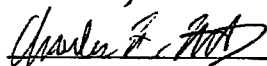
2272* Bevington Park Rd.

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. In addition, if the Easement area, as described herein, does not abut the nearest public road right-of-way, the Easement area shall extend to the nearest public road right-of-way line. 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 13 day of May, 2009.


Charles F. Tibben

STATE OF IOWA, ss:

On this 13 day of May, 2009 before me the undersigned, a notary public in and for State of Iowa, appeared Charles F. Tibben 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

Parcel "E" being that part of the Northwest Quarter of the Southwest Quarter of Section 1, Township 75 North, Range 26 West of the 5th P.M., Madison County, Iowa, described as follows: Beginning at the West Quarter corner of said Section 1; thence on an assumed bearing of North 82 degrees 37 minutes 18 seconds East, 1310.74 feet to the northeast corner of said Northwest Quarter of the Southwest Quarter; thence South 00 degrees 43 minutes 24 seconds East, 669.17 feet along the east line of said Northwest Quarter of the Southwest Quarter; thence South 82 degrees 37 minutes 18 seconds West, 1310.77 feet to the west line of said Northwest Quarter of the Southwest Quarter; thence North 00 degrees 43 minutes 15 seconds West, 669.17 feet to the point of beginning, having an area of 20.00 acres including 0.77 acres of Madison County Road Easement,