

2116

FILED NO.
BOOK 106 PAGE 611

1977 MAY 16 AM 11:07

MARY E. WELTY
RECORDER
MADISON COUNTY, IOWA

Compared

E A S E M E N T

KNOW ALL MEN BY THESE PRESENTS:

That Earl Paul Binns and Vicky L. Binns, husband and wife, for and in consideration of the sum of One Dollar (\$1.00) in hand paid, do hereby grant unto Emma Gene M. Binns, Katherine Herrick and Mary Ann Garrison, and their successors in interest, a perpetual easement to use, maintain, repair and replace a water well and water pipeline now in use in the Southwest Quarter (SW $\frac{1}{4}$) of the Southwest Quarter (SW $\frac{1}{4}$) of Section Four (4) in Township Seventy-five (75) North, Range Twenty-nine (29) West of the 5th P.M., along with the right of ingress and egress to said water well and water pipeline.

Said easement shall be twenty (20) feet on either side of a line beginning at the well site in the Northwest Corner of the Southwest Quarter (SW $\frac{1}{4}$) of the Southwest Quarter (SW $\frac{1}{4}$) of Section Four (4), thence Southeasterly to a point 630 feet East of the Southwest Corner of the Southwest Quarter (SW $\frac{1}{4}$) of the Southwest Quarter (SW $\frac{1}{4}$) of said Section Four (4) on the South line thereof.

Grantees shall have the right to use all of the water from said well for both personal use and livestock until such time as Grantors, or his successors, tap said water source. Grantors and their successors, shall be permitted to tap the water source and share it, and if and when they exercise the right to tap said water source, they shall share equally in the operation, maintenance and appurtenances so used. In the event Grantors, or his successors, tap said water source, then Grantees shall have the right to use up to One Thousand (1,000) gallons per day for personal use and livestock.

Dated this 13 day of May, 1977.

Earl Paul Binns
Earl Paul Binns

Vicky L. Binns
Vicky L. Binns

STATE OF IOWA :
 : ss
ADAIR COUNTY :

On this 13 day of MAY, 1977, before me, the undersigned, a Notary Public in and for said County and State, personally appeared Earl Paul Binns and Vicky L. Binns, to me known to be the identical persons named in and who executed the foregoing instrument, and acknowledged that they executed the same as their voluntary act and deed.

Jay E. Howe
Notary Public in and for the State of Iowa
Jay E. Howe

