AGREEMENT AND DISCLAIMER

The undersigned, for and in consideration of the mutual covenants contained herein, agree as follows:

1. Laurence D. Benion and Kathryn E. Benion, husband and wife, are the owners of the West one-half of Lot Eight (8) of Sun Rise Acres Addition to the City of Manchester, Delaware County, Iowa, as shown on the warranty deed recorded in Book 43, Page 196.

2. Bernard L. Devine and Mary P. Devine, husband and wife, are the owners of the East one-half of Lot Eight (8) of Sun Rise Acres Addition to the City of Manchester, Delaware County, Iowa, as shown on the deed recorded in Book 38, Page 391.

3. In order to clarify what is meant by the use of the description dividing Lot 8 into the westerly one-half and the easterly one-half (because said line does not run true north and south) the parties hereby agree that what has been described as the westerly one-half of Lot 8 is also one and the same as the northwestly one-half of Lot 8 and what is described as the east one-half of Lot 8 is also one and the same as the southeastly one-half of said Lot 8.

4. Bernard L. Devine and Mary P. Devine, husband and wife, hereby disclaim any interest in the West one-half of Lot 8 which is also known as the northwestly one-half of Lot 8 and Laurence D. Benion and Kathryn E. Benion, husband and wife, hereby disclaim any interest in the East one-half of Lot 8 which is also known as the southeastly one-half of Lot 8, all being in Sun Rise Acres Addition

FILE No. 252-2106
RECORDING FEE $ 10.00
TRANSFER FEE $

FILED FOR RECORD THE 12 DAY OF Jan, 19 93 AT 2:16 O'CLOCK P. M. BOOK 3 PAGE 202

STATE OF IOWA, DELAWARE COUNTY
Deborah L. Peyton, Recorder
Misc.

to the City of Manchester, Delaware County, Iowa.

Bernard L. Devine
BERNARD L. DEVINE

Laurence D. Benion
LAURENCE D. BENION

Kathryn E. Benion
KATHRYN E. BENION

STATE OF IOWA)
) ss.
COUNTY OF Delaware)

On this 28th day of December, 1992, before me, the undersigned, a Notary Public in and for the State of Iowa, personally appeared Bernard L. Devine and . . . husband and wife, 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.

Donald B. Stevenson
Donald B. Stevenson
NOTARY PUBLIC, STATE OF IOWA

STATE OF IOWA)
) ss.
COUNTY OF Delaware)

On this 7th day of January, 1993, before me, the undersigned, a Notary Public in and for the State of Iowa, personally appeared Laurence D. Benion and Kathryn E. Benion, husband and wife, 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.

Donald B. Stevenson
Donald B. Stevenson
NOTARY PUBLIC, STATE OF IOWA

Mary P. Devine
MARY P. DEVINE

STATE OF FLORIDA)
COUNTY OF BROWARD) SS.

On this 4th day of JANUARY 1993, before me, the undersigned, a Notary Public in and for the State of Florida, personally appeared Mary P. Devine, to me known to be the identical person named in and who executed the within and foregoing instrument and acknowledged that she executed the same as her voluntary act and deed.

Neda Pastore
NOTARY PUBLIC, STATE OF FLORIDA
NEDA PASTORE

Notary Public, State of Florida
My Commission Expires June 19, 1993
Bonded Thru Troy Fain-Insurance Inc.