RELEASE OF RIGHT OF WAY EASEMENT

WHEREAS, the undersigned have acquired, either expressly or through usage, an easement for right of way over and across a private roadway legally described as follows:

> Lots 7, 10, and 3 of State's Subdivision of part of Section 9, Township 88 North, Range 5 West of the 5th P.M. in Delaware County, Iowa, according to the plat recorded in Book 3 Plats, page 228,

which roadway has provided the undersigned with a means of access between the county road and property owned and/or occupied by the undersigned; and

WHEREAS, because access to and from such county road will be available by an alternate route, the undersigned are willing to release, surrender, and abandon their right of way easement over and across the above described real estate.

NOW, THEREFORE, for valuable consideration, receipt of which is hereby acknowledged, the undersigned do hereby forever release, surrender, and abandon the undersigned's easement for right of way and any and all other interest or rights which the undersigned, and the undersigned's successors and assigns, have or hold in, over or upon the following described real estate:

> Lots 7, 10, and 3 of State's Subdivision of part of Section 9, Township 88 North, Range 5 West of the 5th P.M. in Delaware County, Iowa, according to the plat recorded in Book 3 Plats, page 228.

Dated this 13th day of August, 1993.

Wilbur Evarts

Evelyn Evarts

STATE OF IOWA, COUNTY OF DELAWARE, ss:

On this 13th day of August, 1993, before me, the undersigned, a Notary Public in and for the State of Iowa, personally appeared Wilbur and Evelyn Evarts, husband and wife, to me known to be the identical person(s) named in and who executed the within and foregoing instrument and acknowledged that they executed the same as their voluntary act and deed.

Janet R. Oakleaf
Notary Public in and for State of Iowa

JANET R. OAKLEAF
MY COMMISSION EXPIRES

FILE No. 328-1265
RECORDING FEE $ 6.00
TRANSFER FEE $

FILED FOR RECORD THE 27 DAY OF Oct, 19 93 AT 9:10 O'CLOCK A. M. BOOK 4 PAGE 115

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