RELEASE OF COVENANTS AND RESTRICTIONS

This Agreement made this 20 day of October, 1995, by and between Dorrance B. McDonald and Emogene A. McDonald, husband and wife, as First Parties, and Wanda Goodman, a single person, Marva Witt, a single person, Michael J. Peyton and Deborah C. Peyton, husband and wife, Bernadine W. Wiewel, a single person, Julie A. Huether and David Huether, wife and husband, and M. Ruth Francois and William Francois, wife and husband, as Second Parties:

WHEREAS, First Parties are the owners of the following described real estate located in Manchester, Delaware County, Iowa:

> Lot Two (2) of Lyman's Lakeview Court, a Subdivision of lots in Burrington's Addition to the City of Manchester in Delaware County, Iowa, according to Corrective Plat recorded in Book 3, Page 162 of the records of the Office of the Recorder of Delaware County, Iowa.

AND WHEREAS, the Second Parties are the owners of all property adjoining Ridgewood Drive in the City of Manchester, Iowa.

AND WHEREAS, the parties wish to terminate an agreement whereby covenants and restrictions were established affecting the said Lot Two (2) of Lyman's Lakeview Court in favor of the owners of property adjoining the said Ridgewood Drive in the City of Manchester, Iowa.

NOW, THEREFORE, in consideration of One Dollar and other valuable consideration paid by the First Parties to the Second Parties, receipt of which is hereby acknowledged, the parties agree as follows:

1. That the undersigned Second Parties represent all of the owners of property adjoining Ridgewood Drive in the City of Manchester, Iowa, and are the beneficiaries of an Agreement dated August 30, 1983, filed November 28, 1983, in Book W, Misc., Page 107 of the records of the Delaware County Recorder, wherein certain restrictions and covenants were established affecting the said Lot Two (2) of Lyman's Lakeview Court owned by the Parties of the First Part.

2. That the restrictions established by the Agreement described in Paragraph 1 hereof prohibit the erection of any building, fence or other artificial construction on the said Lot Two (2) of Lyman's Lakeview Court West of a line extended Northerly from the Western most line of the present buildings located on Lot

FILE No. 167-1203
RECORDING FEE $ 26.00
TRANSFER FEE $

FILED FOR RECORD THE 25 DAY OF October, 19 95 AT 1:38 O'CLOCK P M. BOOK 6 PAGE 13

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

Twenty Nine (29) of Burrington's Addition, and of dwellings erected on lots adjoining and located on the East side of the East boundary line of Ridgewood Drive.

3. That said Agreement provides that said covenants and restrictions run with the land and are binding on the parties, including present and subsequent owners of Lot Two (2) and upon their successors, grantees, heirs and assigns.

4. That the Second Parties hereby agree to terminate the Agreement dated August 30, 1983, and filed November 28, 1983, in Book W, Misc., Page 107, as to Paragraph 1 and agree that any prohibitions affecting Lot Two (2) of Lyman's Lakeview Court referred to in said Paragraph 1 are void and of no further force and effect. However, Paragraph 2 of said Agreement restricting ingress and egress to Lot Two (2) of Lyman's Lakeview Court from Ridgewood Drive shall remain in full force and effect.

Dated this 20 day of October, 1995.

Dorrance B. McDonald

Emogene A. McDonald
Husband and Wife
FIRST PARTIES

Wanda Goodman

Marva Witt

Michael J. Peyton

Deborah C. Peyton
Husband and Wife

Bernadine W. Wiewel

Julie A. Huether

David Huether
Wife and Husband

M. Ruth Francois

William Francois

Wife and Husband

SECOND PARTIES

STATE OF IOWA, COUNTY OF DELAWARE, ss:

On this 20th day of Monday Oct., 1995, before me, the undersigned, a Notary Public in and for said State, personally appeared Dorrance B. McDonald and Emogene A. McDonald, husband and wife, 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.

Cheri Boeding-Orcutt

Cheri Boeding-Orcutt 7/12/98

Notary Public in and for the State of Iowa

STATE OF IOWA, COUNTY OF DELAWARE, ss:

On this 31 day of October, 1995, before me, the undersigned, a Notary Public in and for said State, personally appeared, Wanda Goodman, a single person, to me known to be the identical person named in and who executed the foregoing instrument, and acknowledged that she executed the same as her voluntary act and deed.

William C. Francois

William C. Francois

Notary Public in and for the State of Iowa

STATE OF IOWA, COUNTY OF DELAWARE, ss:

On this 20 day of October, 1995, before me, the undersigned, a Notary Public in and for said State, personally appeared Marva Witt, a single person, to me known to be the identical person named in and who executed the foregoing instrument, and acknowledged that she executed the same as her voluntary act and deed.

William C. Francois

William C. Francois

Notary Public in and for the State of Iowa

STATE OF IOWA, COUNTY OF DELAWARE, ss:

On this 22 day of October, 1995, before me, the undersigned, a Notary Public in and for said State, personally appeared Michael J. Peyton and Deborah C. Peyton, 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.

William C Francois
William C Francois
Notary Public in and for the State of Iowa

STATE OF IOWA, COUNTY OF DELAWARE, ss:

On this 22 day of October, 1995, before me, the undersigned, a Notary Public in and for said State, personally appeared Bernadine W. Wiewel, 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.

William C Francois
William C Francois
Notary Public in and for the State of Iowa

STATE OF IOWA, COUNTY OF DELAWARE, ss:

On this 21 day of October, 1995, before me, the undersigned, a Notary Public in and for said State, personally appeared Julie A. Huether and David Huether, wife and husband, 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.

William C Francois
William C Francois
Notary Public in and for the State of Iowa

STATE OF IOWA, COUNTY OF DELAWARE, ss:

On this 20th day of October, 1995, before me, the undersigned, a Notary Public in and for said State, personally

appeared M. Ruth Francois and William Francois, wife and husband, 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.

Cheri Boeding - Orcutt

Cheri Boeding - Orcutt 7/12/98

Notary Public in and for the State of Iowa

167-1203
DELAWARE COUNTY IOWA
FILED ✓
'95 OCT 25 PM 1 38
BOOK 6 PAGE 13
DEBORAH L. PEYTON
DELAWARE CO. RECORDER
$26.00

Dorrance B. McDonald & Wife

To

Wanda Goodman, Etal

✓

Dorrance B. McDonald
RR 2, Box 202
Hopkinton, IA 52237