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Prepared by: Bob Shimanek, P.O. Box 351, Monticello, IA 52310-0351 319-465-5648

WELL AGREEMENT

THIS AGREEMENT, dated this 28 day of May, 1997, is as follows:

WHEREAS William L. Bohlken and Joyce Bohlken, husband and wife, hereinafter referred to as "Bohlken" are the owners of the following described real estate located in Delaware County, Iowa, to wit:

Lot Seven (7), Eight (8), and Nine (9), and the South thirty-two (32) feet of Lot Four (4), Sherwood & Cummings' Addition to Sand Springs, Iowa,

AND WHEREAS Randy Milroy, a single person, hereinafter referred to as "Milroy" is the owner of the following described real estate located in Delaware County, Iowa, to wit:

Lots One (1), Two (2), Three (3), and the West Six (6.0) feet of the North one hundred (100.0) feet of Lot Four (4), Sherwood and Cummings Addition to Sand Springs, Iowa, according to plat recorded in Book 1 L.D., Page 300.

AND WHEREAS the parties desire to enter into an agreement concerning the joint use of a well and pump.

NOW THEREFORE in consideration of $1.00 and mutual consideration contained therein, the parties agree as follows:

Bohlken/Milroy agree to share the use of a certain well located on the Milroy property approximately ~~70~~ 45 feet from the North side of the Bohlken property, and both parties agree that neither party may terminate access to the water usage from said well.

Each party shall be jointly responsible for maintenance and repair of the well itself. Each party shall be liable for maintenance of any pipes from said well to their respective house or properties which water usage is required.

Milroy agrees to allow Bohlken access on to his property for purposes of maintenance and repair of the line from the well to the Bohlken property.

It is agreed that Bohlkens shall pay to Milroy the sum of $5.00 per month for electricity for usage of the well and that the meter for said well shall be on Milroy's line.

This agreement shall run with the land and be binding on the parties, their heirs, assigns, and successors in interest.

William L. Bohlken

Randy Milroy

Joyce Bohlken

STATE OF IOWA)
) §
Jones COUNTY)

On this 28 day of May, 1997, before me the undersigned, a notary public in and for said county and state, personally appeared William L. Bohlken, Joyce Bohlken and Randy Milroy, 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.

Notary Public
Tammy J. Leibold

