DELAWARE COUNTY IOWA
FILED
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BOOK 199 PAGE 393
DEBORAH L. PEYTON
DELAWARE CO. RECORDER
27.00

PREPARER:
A.N. STRITTMATTER, P.O. BOX 229, MONTICELLO, IA (319) 465-3531

TILE DRAINAGE AGREEMENT

This Agreement is made between the following parties:

VERNON GUDENKAUF (hereinafter referred to as GUDENKAUF) is the owner of the following described real estate situated in Delaware County, Iowa:

S 1/2 SW 1/4 SE 1/4 Section 10, Township 87 North, Range 3XX, West of the 5th P.M.

and PHILLIP DeSHAW and JANE DeSHAW, husband and wife, (hereinafter referred to as DeSHAW), owner of the following described real estate situated in Delaware County, Iowa:

The S 1/2 of SW 1/4, Section 10, EXCEPT the South 193 feet of the West 225 feet of the SW 1/4 of Section 10, all in Township 87 North, Range 3XX, West of the 5th P.M.

GUDENKAUF hereby grants to DeSHAW an easement to install a six inch (6") drainage tile across the GUDENKAUF land described above, and right of entry to repair and maintain the same.

Installation and maintenance of this tile line shall be the sole expense of DeSHAW. DeSHAW will keep the tile line in good working order at all times.

Gudenkauf and his successors in interest will only be responsible for repair of the tile line if the tile line is damaged by them in their operation of a backhoe or tiling machine which causes damage to the tile line.

DeSHAW agrees to install the tile line in a workman-like manner at a .10 degree grade.

The tile shall have a minimum dirt covering of two and one-half (2 1/2) feet; however, a variance of this dirt covering may be made at the exit from the GUDENKAUF land. The tile line shall be installed at appropriate depth in order to not interfere with the cultivation of the GUDENKAUF land.

DeSHAW will be responsible for any damage done to crops then growing on GUDENKAUF land in the installation or any repair work done on this tile line.

DeSHAW agrees to replace or reconnect any tile lines that are cut on the GUDENKAUF land in the installation of this six inch (6") line.

The exit ends of the tile will have guarded ends to prevent entrance by animals.

GUDENKAUF does not have the right to hook on to this tile line.

Parties to this Agreement shall notify the other party of any damage to the tile line as soon as the damage is discovered so that repairs may be timely made.

The Easement herein granted runs with the land, and is binding on the parties hereto, their successors, heirs and assigns.

MADONNA GUDENKAUF executes this agreement to release her dower interest as regards this tile easement.

Exhibit "A" showing a sketch of the location of tile line is attached to this Agreement and by this reference made a part hereof.

Dated at Monticello, Iowa this 12th day of November, 1999.

Phillip DeShaw
PHILLIP DeSHAW

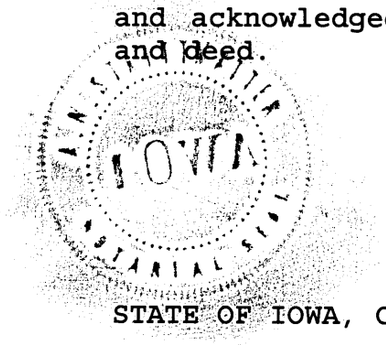
Vernon Gudenkauf
VERNON GUDENKAUF

Jane DeShaw
JANE DeSHAW

Madonna Gudenkauf
MADONNA GUDENKAUF

STATE OF IOWA, COUNTY OF Jones) SS

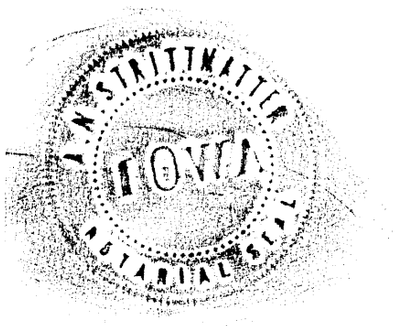
On this 15 day of November, 1999, before me, the undersigned, a notary public in and for said County and State, personally appeared VERNON GUDENKAUF and MADONNA GUDENKAUF, to me known to be the identical persons named in and who executed the foregoing instrument, and acknowledged that they executed the same as their voluntary act and deed.



AM Strottmatter
NOTARY PUBLIC IN AND FOR SAID
COUNTY AND STATE
My Commission Expires: 4-05-00

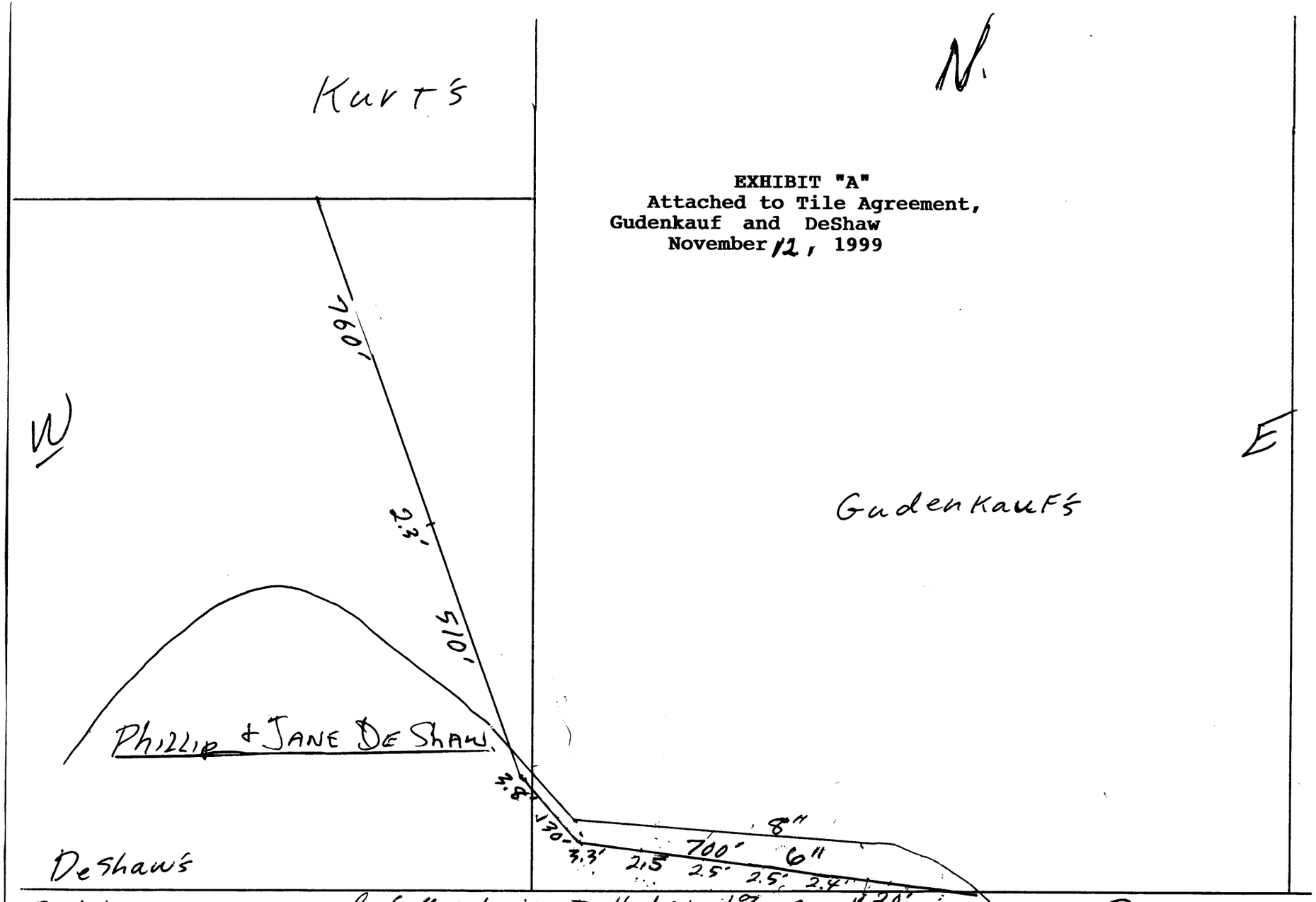
STATE OF IOWA, COUNTY OF Jones) SS

On this 12 day of November, 1999, before me, the undersigned, a notary public in and for said County and State, personally appeared PHILLIP DeSHAW and JANE DeSHAW, to me known to be the identical person named in and who executed the foregoing instrument, and acknowledged that they executed the same as their voluntary act and deed.



AM Strottmatter
NOTARY PUBLIC IN AND FOR SAID
COUNTY AND STATE
My Commission Expires: 4-05-00

EXHIBIT "A"
Attached to Tile Agreement,
Gudenkauf and DeShaw
November 12, 1999



Red line is proposed 6" tile installed on .1% Grade
Red numbers is ground cover over tile in FT.
would start 6" tile at 8" outlet go WNW 700'
then NW 130' into DeShaw's property. 6" tile
will be installed south of 8" line and will not
cross 8" line until on DeShaw side. min. of 2.5' or more dirt over tile.