DELAWARE COUNTY IOWA
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BOOK 198 PAGE 377
DEBORAH L. PEYTON
DELAWARE CO RECORDER
11.00

Craig Elliott P.O. Box 366 207 West Main Street Anamosa, Iowa 52205 319-462-4361

PERMANENT EASEMENT AGREEMENT

WHEREAS Mary Jean Thiede, a single person is the owner of the following real estate located in Delaware County, Iowa, hereafter referred to as Lot 15:

Lot Fifteen (15) of Cedar Acres Subdivision In The SW¼, Section 24, T88N, R5W Of the 5th P.M. Delaware County, Iowa, according to plat recorded in Book 4 Plats, Page 135.

AND WHEREAS Lael W. Rekward and Mildred M. Rekward, husband and wife are owners of the following real estate in Delaware County, Iowa, hereinafter referred to as Lot 16:

Lot Sixteen (16) of Cedar Acres Subdivision In The SW¼, Section 24, T88N, R5W Of the 5th P.M. Delaware County, Iowa, according to plat recorded in Book 4 Plats, Page 135.

AND WHEREAS these Lots adjoin each other;

AND WHEREAS a septic/sewer system is located upon Lot 16 in such a location that the Rekwards would need to cross upon and enter upon Lot 15 to perform any repair or maintenance work to be performed upon this septic/sewer system;

AND WHEREAS the parties wish to enter an agreement establishing easement rights across Lot 15 so that septic/sewer repair work can be done on Lot 16.

IT IS THEREFORE AGREED between the Parties as follows:

1. MARY JEAN THIEDE does hereby grant to LAEL W. REKWARD and MILDRED M. REKWARD and their heirs, successors and assigns a permanent easement to enter upon and over Lot 15 from time to time for the purposes of providing repair and maintenance work on the septic/sewer system for Lot 16.

2. The Rekwards shall provide compensation for any damages done to Lot 15 arising from the use of this easement. The Rekwards shall also hold Mary Jean Thiede harmless and release her from liability for any injuries or damages which may arise as the

result of the use of this easement against any employees or agents of the Rekwards.

3. This easement is granted from Mary Jean Thiede to Lael W. Rekward and Mildred M. Rekward for One Dollar ($1.00) and other valuable consideration, receipt of which is hereby acknowledged.

4. This easement shall run with the land with both Lot 15 and Lot 16 and be binding upon the heirs, successors and assigns of both Mary Jean Thiede and Lael W. Rekward and Mildred M. Rekward.

Dated this 11th day of November, 1999.

Mary Jean Thiede

Lael W. Rekward

Mildred M. Rekward

STATE OF IOWA, JONES COUNTY: ss

On this 11th day of November, 1999, before me, the undersigned, a Notary Public in and for the State of Iowa, personally appeared, Mary Jean Thiede, Lael W. Rekward and Mildred M. Rekward, to me known to be the identical persons named in and who excuted the foregoing instrument and acknowledged that they executed the same as their voluntary act and deed.

MARY LYONS
MY COMMISSION EXPIRES
7-15-2002

Mary Lyons
Notary Public in and for the State of Iowa