DELAWARE COUNTY IOWA
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DEBORAH L. PEYTON
DELAWARE CO. RECORDER
16.00

(X) John C. Compton 116½ W. Mission St. Strawberry Point, IA 52076 319-933-4334

EASEMENT FOR WATER RIGHTS

THIS AGREEMENT, made and entered this 10th day of January, 2001 by and between the Estate of Evelyn B. Robinson, Charles V. Robinson and John E. Robinson, Executors, Jerry A. Cornwell and Roberta J. Cornwell, husband and wife, and Edward McDowell and Mary Jane McDowell, husband and wife, as follows:

WHEREAS the Evelyn B. Robinson Estate owns certain real estate in Greeley, Delaware County, Iowa described as:

> Lot Fourteen (14) of the Subdivision of that part of the Southeast Quarter (SE¼) of the Southwest Quarter (SW¼) of Section Twenty (20), Township Ninety (90) North, Range Four (4), West of the Fifth Principal Meridian, lying East of the railroad and South of the center line of East and West prescriptive road, in Delaware County, Iowa.

WHEREAS Jerry A. Cornwell and Roberta J. Cornwell are proposed purchasers of the above-described real estate, and;

WHEREAS Edward McDowell and Mary Jane McDowell are owners of the property adjacent to the above described real estate to the west and described as:

> Lot Twelve (12) of the Subdivision of that part of the Southeast Quarter (SE¼) of the Southwest Quarter (SW¼) of Section 20, Township Ninety (90) North, Range Four (4), West of the Fifth Principal Meridian lying East of the railroad and South of the center line of East and West prescriptive road, in Delaware County, Iowa.

WHEREAS the property described above (McDowell) property) obtains the water supply from a well situated on the property of the Robinson Estate/Cornwells,

NOW THEREFORE, in consideration of One Dollar ($1.00) and in further consideration of the mutual terms and covenants contained herein, the parties agree as follows:

1. That Grantors Robinson Estate, Jerry A. Cornwell and Roberta J. Cornwell grant, devise and give unto Grantees Edward McDowell and Mary Jane McDowell an Easement for water rights in and to the well existing on the above-described property.

2. Grantees McDowells shall have the right to draw water therefrom in an amount suitable for residential use.

3. Grantees shall be responsible for maintenance and repair of water lines and pipes extending from the pump at the well location to their residence. Grantees shall have reasonable access, upon notice, to the premises of Grantors for maintenance and repairs of said water line.

4. Grantors in no way guarantee water quality or quantity and are under no obligation to assure an uninterrupted supply of water to Grantees, and Grantors shall be entitled to reasonable residential water use.

5. This Agreement is binding on the parties, their heirs, executors, assigns and successors in interest and shall run with the land until Grantees either elect an alternate water source, or either property shall cease to be used for residential purposes.

Dated this 6 day of January, 2001.

ESTATE OF EVELYN B. ROBINSON

Charles V. Robinson
By: Charles V. Robinson

Edward J McDowell
Edward McDowell

John E Robinson
By: John E. Robinson

Mary Jane McDowell
Mary Jane McDowell

Jerry A Cornwell
Jerry A. Cornwell

Roberta J Cornwell
Roberta J. Cornwell

GRANTORS

GRANTEES

STATE OF IOWA) Charles V. Robinson
)ss: John E. Robinson
CLAYTON COUNTY)

On this 6 day of January, 2000, before me, the undersigned, a Notary Public in and for said State, personally appeared Charles V. Robinson and John E. Robinson to me known to be the identical persons named in and who executed the foregoing instrument, and acknowledged that such persons, as such fiduciaries, executed the same as the voluntary act and deed of such persons and of such fiduciaries.

John C. Compton
Notary Public, State of Iowa

STATE OF IOWA) Jerry A Cornwell
)ss: Roberta J Cornwell
CLAYTON COUNTY)

On this 6th day of January, 2000, before me, the undersigned, a Notary Public in and for said State, personally appeared Jerry A. Cornwell and Roberta J. Cornwell to me known to be the identical persons named in and who executed the foregoing instrument, and acknowledged to me that they executed the same as their voluntary act and deed.

Nancy L Keppler
Notary Public, State of Iowa

STATE OF IOWA) Edward J Mc Dowell
)ss:
CLAYTON COUNTY) Mary J. McDowell

On this 6 day of January, 2000, before me, the undersigned, a Notary Public in and for said State, personally appeared Edward McDowell and Mary Jane McDowell to me known to be the identical persons named in and who executed the foregoing instrument, and acknowledged to me that they executed the same as their voluntary act and deed.

John C. Compton
Notary Public, State of Iowa