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DEBORAH L. FENTON
DELAWARE CO. RECORDER
2.00

Prepared by James R. Clifton, POB 306, Earlville, IA 52041 563-923 3495

EASEMENT

We, Michael S. Cairney, Vivian A. Cairney, Dan W. Wheeler, and Connie S. Wheeler, a partnership based in Delaware County, Iowa, doing business as DMD Enterprises, are the owners of Parcel A of the Plat of Parcel A and Parcel B of Part of the Southwest Quarter (SW1/4) of the Northwest Quarter (NW1/4), Section Thirty Six (36), Township Eighty-Nine North (T89N), Range Four West (R4W) of the Fifth P.M., City of Earlville, Delaware County, Iowa, according to Plan recorded in Book 5 Plats, Page 39.

DMD Enterprises grant to James R. Clifton, the owner of Parcel B of the above mentioned Plat and to his successors and/or assignes a permanent easement 12 feet in width along the entire south side of Parcel A. This easement is for the purpose of access to Parcel B and authorizes a driveway be constructed, improved and maintained across Parcel A. This easement is not in conflict with the unobstructed sight zone over and across a portion of the premises covered by this easement. This is to provide an unobstructed view between rail, pedestrian and vehicular traffic approaching the existing railroad grade crossing in West Street.

DMD Enterprises by

Michael S. Cairney dated 4-23 02 — Michael S. Cairney, Partner

Vivian A. Cairney dated 4-30 02 — Vivian A. Cairney, Partner

Dan W. Wheeler dated 4-25 02 — Dan W. Wheeler, Partner

Connie S. Wheeler dated 4-25-02 — Connie S. Wheeler, Partner

State of Iowa)
County of Delaware)ss.

Subscribed and sworn to before me by Michael S. Cairney this 23rd day of April, 2002.

LISA ANNE MAIERS
Commission Number 177511
My Commission Expires
1-19-04

Lisa Anne Maiers
Notary Public

State of Iowa)
County of Delaware)ss.

Subscribed and sworn to before me by Vivian A. Cairney this 30th day of April, 2002.

LISA ANNE MAIERS
Commission Number 177511
My Commission Expires
1-19-04

Lisa Anne Maiers
Notary Public

State of Iowa)
County of Delaware)ss.

Subscribed and sworn to before me by Dan W. Wheeler this 25th day of April, 2002.

LISA ANNE MAIERS
Commission Number 177511
My Commission Expires
1-19-2004

Lisa Anne Maiers
Notary Public

State of Iowa)
County of Delaware)ss.

Subscribed and sworn to before me by Connie S. Wheeler this 25th day of April, 2002.

LISA ANNE MAIERS
Commission Number 177511
My Commission Expires
1-19-04

Lisa Anne Maiers