Dubuque Bank + Trust
102 W. Main
Epworth IA
52045

DELAWARE COUNTY IOWA
FILED
2002 MAY 31 PM 12:
BOOK 2002
DEBORAH L. FENTON
DELAWARE CO. RECORDER
6.00

Prepared by Kevin Perrinjaquet, PO Box 400 Edgewood Iowa 52042, 563-928-6653

APPENDIX 7
WAIVER OF SEPARATION DISTANCE

STATE OF IOWA)
)
COUNTY OF DELAWARE)

ss: S ½ of the SW ¼ of Section 8 and the N ½ of the NW ¼ of Section 17, T89N, R4W of Fifth PM Delaware County, Iowa (139.5 Acres)

RE: (legal description of the property benefiting from the separation distance) in Delaware County.

The undersigned is titleholder to the above described land ("benefited land").

Kevin and Margaret Perrinjaquet are titleholder(s) of land legally described as: 5.28 Acres in Section 17, T89N, R4W of the Fifth PM Delaware County, Iowa.

Kevin Perrinjaquet and Margaret Perrinjaquet plan to construct a 4000 head finishing site on their land with an animal weight capacity of 600,000 pounds. Pursuant to Iowa Code Supplement 455B.162 (1996), a separation distance of 1000 feet is required between the finishing site and the undersigned's (residence/church/ business/school). Pursuant to Iowa Code Supplement 455B.165(3), the undersigned as titleholder to the benefited land hereby waives the enforcement of this separation distance requirement between his (residence/church/business/school) and the finishing site. This waiver shall apply only to the livestock facilities described in this agreement, shall be perpetual, and shall run with the land.

Dated: 5-31-02

Steven R Ries, William S Ries
Deborah Sue Ries
Signature of the benefited landowner

STATE OF IOWA, DELAWARE COUNTY, ss:

On this 31 day of May 2002, before me, the undersigned, a Notary Public in and for said State, personally appeared Steven R & Deborah Sue Ries & William S. Ries to me known to be the identical person named in and who executed the foregoing instrument and acknowledged that he executed the same as his voluntary act and deed.

Steve R Ries
Notary Public