DELAWARE COUNTY IOWA
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DEBORAH L. PENTON
DELAWARE COUNTY RECORDER
11.00

Carr & Carr Attorneys 117 S. Franklin St. PO Box 333 Manchester, IA 52057 (563) 927-4165

2003 - 320

AGREEMENT

This agreement made this 20th day of January, 2003 between Ronald D. Gienapp and Diane L. Gienapp (hereinafter "Sellers") and Jason N. Nolz and Sara A. Nolz (hereinafter "Buyers"),

WHEREAS, Sellers are selling to Buyers real estate described as follows:

Lot One (1) of River Pointe, A Subdivision of Part of the North ninety nine and one-half (99½) rods of the Southeast Quarter (SE¼), Section Five (5), Township Eighty Eight (88) North, Range Five (5), West of the Fifth P.M. according to plat recorded in Book 2002, Page 4975

NOW THEREFORE, in consideration of the terms of this agreement and further in consideration of the mutual benefits to be gained by the parties they agree that Buyers shall not block the waterway located on the west side near the road of the above described real estate.

This agreement shall run with the land and shall be binding on all subsequent heirs, successors and/or assigns of Buyers.

Ronald D. Gienapp

Jason N. Nolz

Diane L. Gienapp

Sara A. Nolz

Sellers

Buyers

STATE OF IOWA, COUNTY OF DELAWARE, ss:

On this 20th day of January, 2003, before me, the undersigned, a Notary Public in and for said State, personally appeared Ronald D. Gienapp, Diane L. Gienapp, Jason N. Nolz and Sara A. Nolz, to me known to be the person named in and who executed the foregoing instrument, and acknowledged that (he) (she) executed the same as (his) (her) voluntary act and deed.

Carol A. Cooper

Carol A. Cooper, Notary Public in and for said State.

NOTARIAL SEAL IOWA
CAROL A. COOPER
COMMISSION NO. 162921
MY COMMISSION EXPIRES
11-4-03

(Section 558.39, Code of Iowa)

Acknowledgment: For use in the case of natural persons acting in their own right

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