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DEBORAH L. PEYTON, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

George A. Davis, 202 2nd Avenue NW, Box 7, Farley, IA 52046 563-744-3359

EASEMENT

Angela Kruse is the fee owner of the following described real estate:

Parcel 1: Parcel "C" In Part Of The NW Fractional 1/4 Of The NW Fractional 1/4 Of Section 5, T89N, R3W Of The 5th P.M., Delaware County, Iowa, according to plat recorded in Book 2004, Page 4319; and

Parcel 2: Parcels "E" and "F" of Part of Parcel "D" in the NW Fractional 1/4 of the NW Fractional 1/4 of Section 5, T89N, R3W of the 5th P.M., Delaware County, Iowa.

Angela Kruse makes the following declarations imposing a thirty foot right of way easement on Parcel 1 for the benefit of Parcel 2 and hereby specifies that said declaration shall constitute covenants to run with all of said lots and shall be binding upon all parties and all persons claiming under them and for the benefit of all future owners of said lots.

1. The current owner of Parcel 2 requires access over Parcel 1 for the purpose of ingress and egress to and from Parcel 2 from 160th Street. The location of said access is approximated in Exhibit A attached hereto.

2. The current owners and any successors, heirs and assigns of Parcel 2 shall have the right to use the access across Parcel 1 in order to provide access between Parcel 2 and 160th Street.

3. The cost of construction, reconstruction, maintenance and repair of said access road between 160th Street and Parcel 2 shall be the sole responsibility of the owner of Parcel 2.

Signed on this 2nd day of March, 2005.

Angela Kruse
Angela Kruse

Ralph Oberbroeckling
Ralph Oberbroeckling

STATE OF IOWA)
) ss.
DUBUQUE COUNTY)

On this 2nd day of March, 2005, before me, the undersigned Notary Public, personally appeared Angela Kruse and Ralph Oberbroeckling, husband and wife, to me known to be the identical persons named in and who executed the foregoing instrument and acknowledged that they executed the same as their voluntary act and deed.

Marvin R. Gassmann
Notary Public

MARVIN R. GASSMANN
Iowa Notarial Seal
Commission Number: 223855
My Commission Expires:08/03/05

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