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DEBORAH L. PEYTON, RECORDER/REGISTRA
DELAWARE COUNTY IOWA

Prepared by: Tom Jenk, P.O. Box 304, Dyersville, Iowa 52040-0304 (563) 875-9112 Chg

EASEMENT TO LAKE - RECREATIONAL USE

In consideration of Ten Dollars and other good and valuable consideration, Tegeler Sand, Inc., hereby grants unto the owners of Lots One through Four of Tegeler Lake Addition, a Subdivision of Parcel D of the North ½ of the NE¼ and part of the NE¼ of the NW¼, all in Section 36, Township 89 North, Range 3 West of the 5th P.M., in the City of Dyersville, Delaware County, Iowa, according to the recorded Plat in Book 2002, Page 609, an easement to the owners of Lots One through and including Four to Tegeler's Pond, a/k/a Tegeler Lake described as follows:

That part of the North one-half (N½) of the Northeast Quarter (NE¼) of Section Thirty-six (36), Township Eighty-nine North (T89N), Range Three West (R3W) of the 5th P.M., Delaware County, Iowa, that lies East of the public road and lies South of the old U.S. 20 except the East 20 acres thereof, and except Tegeler Lake Addition, a Subdivision of Parcel D of the North ½ of the Northeast Quarter (NE¼) and part of the Northeast Quarter (NE¼) of the Northwest Quarter (NW¼) of said Section Thirty-six (36), according to plat recorded in Book 2002, Page 609, all subject to roadways and easements of record.

Such use shall be for recreational purposes only and shall be subject to such reasonable rules and regulations as Grantors may impose from time to time.

This agreement incorporates the Grant of Lake Rights - Recreational Use dated September 14, 2004, and recorded in the Delaware County Recorder's Office in Book 2004, Page 3638.

That the purpose of this easement is to guarantee the owners of the above stated lots, their heirs and assigns as denoted in this particular agreement access at all times to Tegeler's Pond.

That this grant is perpetual and Grantor does not make any representation or guarantee as to the continued existence of said lake nor do they make any representation as to the quality or quantity of water in said lake.

That a meeting was held on the 24th day of May, 2006, regarding the Easement to the Lake - Recreational Use to the above described property and that said Easement to Lake - Recreational Use as above denoted was approved unanimously by the stockholders

of said corporation and approved and instructions were given to the President to sign said easement for and on behalf of the corporation with said Easement to Lake - Recreational Use to be perpetual and easement to the heirs and assigns of Lots One through Four of Tegeler Lake Addition, a Subdivision of Parcel D of the North ½ of the NE¼ and part of the NE¼ of the NW¼, all in Section 36, Township 89 North, Range 3 West of the 5th P.M., in the City of Dyersville, Delaware County, Iowa, according to the recorded Plat in Book 2002, Page 609.

Dated at Dyersville, Iowa, this 21st day of June, 2006.

TEGELER SAND, INC.
f/k/a TEGELER LAKE, INC.

By: _____
Herbert Tegeler, President

By: _____
Mark Tegeler, Secretary/Treasurer

STATE OF IOWA)
) ss:
COUNTY OF DUBUQUE)

On this 21st day of June, 2006, before me, the undersigned, a Notary Public in and for said State, personally appeared Herbert Tegeler and Mark Tegeler, to me personally known, who being by me duly sworn, did say that they are the President and Secretary/Treasurer of said corporation; that no seal has been procured by the said corporation; that said instrument was signed on behalf of the corporation by authority of its Board of Directors; and that the said Herbert Tegeler and Mark Tegeler as such officers acknowledged the execution of said instrument to be the voluntary act and deed of said corporation, by it and by them voluntarily executed.

_____
Notary Public in and for the State of Iowa

NOTARIAL SEAL IOWA
JOANNE OBERBROECKLING
Commission Number 108033
My Comm. Exp. 9/15/2006