① Midland Escrow Services
100 1st Ave NE Ste 109
Cedar Rapids IA
52401

Book 2007 Page 2997
Document 2007 2997 Type 06 006 Pages 3
Date 9/13/2007 Time 10:13:11AM
Rec Amt $17.00

DEBORAH L PEYTON, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

Prepared By & Return to: Steven E. Carr, PO Box 333, Manchester, Iowa 52057 (563) 927-4164

# AGREEMENT

Jody Lee Antrim and Denise K. Antrim, husband and wife, hereinafter Antrim(s) and John C. McNally and Sally J. McNally, husband and wife, hereinafter McNallly(s) in consideration of their mutual promises and performances herein agree as follows:

1. That Antrims are the owners of the following described real estate:

② McNally's will pick up

Lot 51 Turtle Creek Camp Replat being part of the Southwest Quarter (SW1/4) of the Northeast Quarter (NE1/4), part of the Northeast Quarter (NE1/4) of the Northeast Quarter (NE1/4), and part of the Southeast Quarter (SE1/4) of the Northeast Quarter (NE1/4) all in Section Twenty-six (26), Township Eighty-eight North (T88N), Range Five West (R5W) of the Fifth Principal Meridian, Delaware County, Iowa; also being part of the Northwest Quarter (NW1/4) of the Northwest Quarter (NW1/4), and part of the Southwest Quarter (SW1/4) of the Northwest Quarter (NW1/4), Section Twenty-five (25), Township Eighty-eight North (T88N), Range Five West (R5W) of the Fifth Principal Meridian, Delaware County, Iowa, according to plat recorded in Book 1999, Page 4340.

Re-recorded
Book 2007 Page 3226
Document 2007 3226 Type 06 006 Pages 3
Date 10/01/2007 Time 9:48:23AM
Rec Amt $17.00

DEBORAH L PEYTON, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

2. That McNallys are the owners of the following described real estate:

Lot 52 Turtle Creek Camp Replat being part of the Southwest Quarter (SW1/4) of the Northeast Quarter (NE1/4), part of the Northeast Quarter (NE1/4) of the Northeast Quarter (NE1/4), and part of the Southeast Quarter (SE1/4) of the Northeast Quarter (NE1/4) all in Section Twenty-six (26), Township Eighty-eight North (T88N), Range Five West (R5W) of the Fifth Principal Meridian, Delaware County, Iowa; also being part of the Northwest Quarter (NW1/4) of the Northwest Quarter (NW1/4), and part of the Southwest Quarter (SW1/4) of the Northwest Quarter (NW1/4), Section Twenty-five (25), Township Eighty-eight North (T88N), Range Five West (R5W) of the Fifth Principal Meridian, Delaware County, Iowa, according to plat recorded in Book 1999, Page 4340.

3. That the west boundary of the Antrim property adjoins the east boundary of the McNally property.

4. That a septic tank currently lies on the mutual line of the parties and is partially located in each lot. This is a mutual septic tank.

5. That the septic tank is owned equally by Antrims and McNallys and all future maintenance, including pumping shall be shared equally. However, connecting pipes to buildings shall remain the sole expense of the landowner on whose property the pipes are installed.

6. Both Antrims and McNallys grant mutual access to the septic tank to each other for maintenance as needed.

7. Unless a new agreement to the contrary is entered into, this agreement shall become null and void and each party will be responsible for establishing their own septic tank in the event the current septic tank needs replacement.

8. That this agreement shall be perpetual and shall be binding upon the heirs, successors and assigns of the parties hereto.

Dated this 2 day of August, 2007.

Jody Lee Antrim

John C. McNally

Denise K. Antrim

Sally J. McNally

STATE OF IOWA )
)
Black Hawk COUNTY)

This instrument was acknowledged before me on this 2 day of Aug., 2007 by Jody Lee Antrim and Denise K. Antrim.

MARY L. BECKER
COMMISSION NO. 107475
MY COMMISSION EXPIRES
5-14-08

Mary L Becker
Notary Public in and for the State of Iowa

STATE OF IOWA )
)
Black Hawk COUNTY)

This instrument was acknowledged before me on this 2 day of Aug., 2007 by John C. McNally and Sally J. McNally.

MARY L. BECKER
COMMISSION NO. 107475
MY COMMISSION EXPIRES
5-14-08

Mary L Becker
Notary Public in and for the State of Iowa