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DEBORAH L PEYTON, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

Env.
Steve Sheppard
2120 330th St.
Coggon, IA 52218

Preparer Information:
Daniel H. Swift, 108 N. Madison St., PO Box 207, Manchester, Iowa 52057 563-927-4901
Preparer's Name Street Address City Phone No.
Return to: Steve Sheppard, 2120 330th St., Coggon, IA 52218

**AMENDMENT TO EASEMENT AGREEMENT**

WHEREAS, Steven J. Sheppard and Mary K. Sheppard, husband and wife, as Contract Purchasers and Adam S. Sheppard, a single person, as Grantee, entered into an Easement Agreement recorded in the office of the Delaware County Recorder on October 10th, 2005 in Book 2005, Page 3652. Sheppard Family Farms, Inc., is a third party beneficiary to the Easement Agreement.

WHEREAS, the parties to the Easement Agreement wish to modify and amend their prior Easement granted; and

NOW, THEREFORE, IN CONSIDERATION OF THE MUTUAL COVENANTS AND AGREEMENTS MADE BETWEEN THE PARTIES AND ONE DOLLAR AND OTHER VALUABLE CONSIDERATION, the undersigned parties hereto, modify and amend the prior Easement Agreement to grant the Easement described therein solely to Adam S. Sheppard as his sole property for his sole use. Said Easement to Adam S. Sheppard is exclusive and non-transferable. The modified Easement is definite and not perpetual and does not run with the land.

Adam S. Sheppard further grants to Mary K. Sheppard and/or Steven J. Sheppard and/or Sheppard Family Farms, Inc., an exclusive right of first refusal to purchase the real estate conveyed to and owned by Adam S. Sheppard in the event Adam S. Sheppard receives a bonafide offer for the purchase of his real estate to be accessed by this Easement.

Steven J. Sheppard

Mary K. Sheppard

STATE OF IOWA, COUNTY OF Delaware, ss:

I, Steven J. Sheppard and Mary K. Sheppard, being first duly sworn on oath, depose and state that I have read the foregoing Amendment to Easement Agreement and the statements and allegations contained therein are true and correct to the best of my present knowledge, belief and information.

Steven J. Sheppard

Mary K. Sheppard

AMY J. BLUMER
Commission Number 186416
My Comm. Exp. 9/5/08

Subscribed and sworn to before me this 8th day of February, 2008.

Notary Public in and for the State of Iowa

SHEPPARD FAMILY FARMS, INC.

By _____ Pres
Steven J. Sheppard, President

STATE OF IOWA, COUNTY OF Delaware, ss:

This instrument was acknowledged before me on the 8th day of February, 2008, by Steven J. Sheppard, as President of Sheppard Family Farms, Inc.

Subscribed and sworn to before me this 8th day of February, 2008.

Notary Public in and for the State of Iowa

AMY J. BLUMER
Commission Number 186416
My Comm. Exp. 9/5/08

Adam S. Sheppard

STATE OF IOWA, COUNTY OF Delaware, ss:

I, Adam S. Sheppard, being first duly sworn on oath, depose and state that I have read the foregoing Amendment to Easement Agreement and the statements and allegations contained therein are true and correct to the best of my present knowledge, belief and information.

Adam S. Sheppard

Subscribed and sworn to before me this 23rd day of January, 2008.

Notary Public in and for the State of Iowa

