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Date 3/04/2008 Time 11:19:13AM
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DEBORAH L PEYTON, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

2AV'

Do not write or type above this line; for recorder use only.

FORM 5156 (12-2006)

RETURN TO PREPARER: Farm Credit Services of America, PCA
1301 W. Main St., Manchester, IA 52057

Dorothy A. Palmer
563-927-3159

CTL 2: 300 CTL 3: 122 Customer No: 100585 Note No: 201

Farm Credit Services of America

2002-3023/135-344

WAIVER AND CONSENT TO CONSTRUCTION AND/OR OPERATION OF LIVESTOCK FACILITY

The undersigned are the titleholder(s) of the following described parcel of real estate upon which there exists a residence, to wit:

	Sec.	Twp.	Rg.
SE ¼ SW ¼ ----------	6	89N	6W 5th P.M.

The undersigned acknowledges that Mark E. Goebel and Susan K. Goebel ("Operator") are titleholders of the following described tract of real estate, who plan to construct and/or operate a livestock feeding facility together with waste storage structures thereon ("Facility"), to wit:

	Sec.	Twp.	Rg.
SW ¼ SE ¼ ----------	6	89N	6W 5th P.M.

For the benefit of Operator, their heirs, successors and assigns, and any other party that claims by or through Operator any right, title or interest in and to the Facility, specifically including Farm Credit Services of America, FLCA and/or Farm Credit Services of America, PCA (collectively "FCSAmerica"), the undersigned hereby acknowledge and consent to the proposed construction and/or operation of the Facility on the above described premises, waive any separation distance required by law, and agree to hold Operator, their heirs, successors and assigns, and any other party that claims by or through Operator any right, title or interest in and to the Facility, specifically including FCSAmerica, harmless, both in contract and tort, for the operation of the Facility. This Waiver and Consent to Construction and/or Operation of Livestock Facility shall constitute a covenant binding on the above tracts of real estate and shall inure to the benefit of Operator, their heirs, successors and assigns, and any other party that claims by or through Operator any right, title or interest in and to the Facility, specifically including FCSAmerica,

This Waiver and Consent to Construction and/or Operation of Livestock Facility shall be unconditional and irrevocable unless otherwise indicated herein.

Mark E. Goebel
Mark E. Goebel

Susan K. Goebel
Susan K. Goebel

STATE OF IOWA])
) ss
COUNTY OF DELAWARE)

On this 3rd day of March, 2008, before me, a Notary Public, personally appeared Mark E. Goebel and Susan K. Goebel to me known to be the person(s) named in and who executed the foregoing instrument, and acknowledged that they executed the same as their voluntary act and deed.

NOTARIAL SEAL
DOROTHY A. PALMER
Commission Number 158773
My Commission Expires
12/06/08

(SEAL)

Dorothy A. Palmer
Dorothy A. Palmer
Notary Public in and for said County and State

My commission expires 12-06-08 .