Book 2009 Page 1611

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DEBORAH L PEYTON, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

THE ATTACHED WATERWAY MAP IS A COLORED MAP. SCANNING THIS RECORD PRODUCED A POOR AND ALMOST NON-LEGIBLE COPY.

Return to and Prepared By: Lisa A. Westhoff, 1769 310th Ave, Dyersville Iowa 52040, (563)875-2372
Address Tax Statement: Wayne R. Westhoff, 1769 310th Ave, Dyersville, Iowa 52040, (563)875-2372

Easement for installation and maintenance of grass waterway.

1st Party: Wayne Robert Westhoff & Lisa A Westhoff are the owners of; The South one-fourth (S ¼) of the North one-half (N ½) of the Southwest Quarter (SW ¼) and the North one-half (N ½) of the South one-half (S ½) of the Southwest Quarter (SW ¼) of Section Ten (10), Township Eight Nine (89) North, Range Three (3), West of the 5th P.M., Delaware County, Iowa, subject to roadways and easement of record

2nd Party: Daniel A. Bagge & Mynra Bagge are the owners of; South Quarter (S ¼) of the Southwest Quarter (SW ¼) of Section Ten (10), Township Eighty Nine (89) North, Range Three (3), West of the 5th P.M., Delaware County, Iowa, subject to roadways and easement of record

Whereas it is the desire of the 1st party to install a grass waterway on the property line between the two land owners. The waterway is for the control of runoff and erosion. The center of the waterway will be on the property line, so each party will have half of the capacity of the waterway on their property;

Whereas both parties acknowledge the benefits each will receive by the proposed construction, now therefore it is agreed as follows:

1. The 1st party will ensure that the grass waterway will be installed in accordance with the Natural Resource Conservation Service Specifications.

2. The maintenance agreement with the Delaware Soil and Water Conservation District will be in the name of the 1st party. Maintenance of that part of waterway located on their own property is the responsibility of both the 1st and 2nd party.

Enclosed is a map showing approximate location of the grass waterway.

STATE OF IOWA, DELAWARE COUNTY

Dated: 4-21-09

Wayne Robert Westhoff

Wayne Robert Westhoff

Lisa A. Westhoff

Lisa A. Westhoff

Daniel A Bagge

Daniel A. Bagge

Myrna Bagge

Myrna Bagge

ACKNOWLEDGEMENT*

STATE OF Iowa) ss.: COUNTY OF Dubuque)

On this 21st day of April, A.D., 20 09, before me a Notary Public in and of the said County, personally appeared Wayne Robert Westhoff, Lisa A. Westhoff, Daniel A. Bagge, Myrna Bagge, to me known to be the identical person(s) named in and who executed the foregoing instrument, and acknowledged that (he/she/they) executed the same as (his/her/their) voluntary act and deed.

LISA ANNE MAIERS
Commission Number 177511
My Commission Expires
1-19-10

Lisa Anne Maiers
Notary Public

NOTARY SEAL

*Insert here and have executed the form of acknowledgment required by the Code of Iowa

CONSERVATION PLAN MAP

Date: 3/27/2009

Customer(s): WAYNE R WESTHOFF

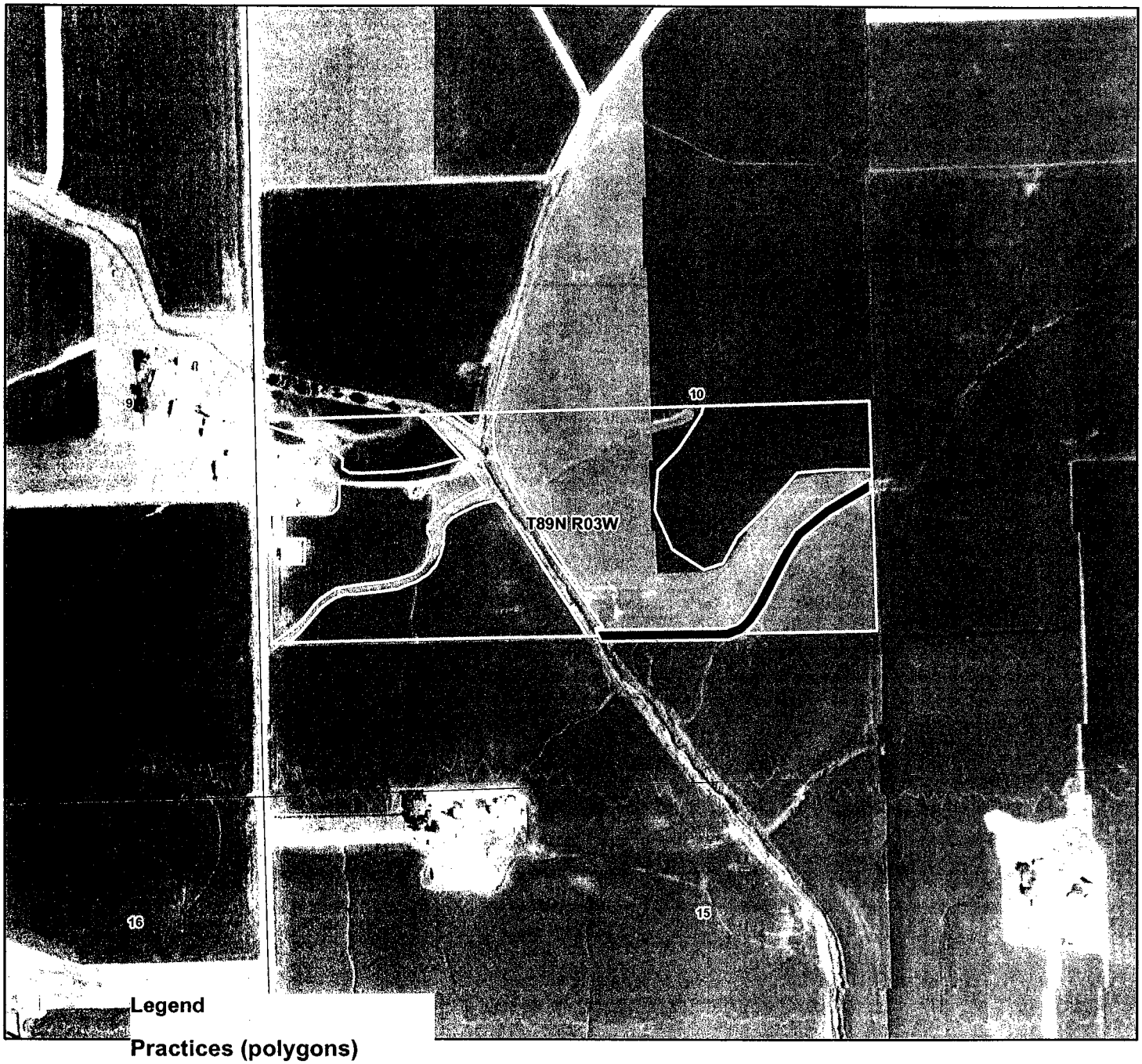
District: DELAWARE SOIL & WATER CONSERVATION DISTRICT

Field Office: MANCHESTER SERVICE CENTER

Agency: USDA-NRCS

Assisted By: Klein, Kenneth

Legal Description: SW 1/4 section 10, Bremen Township



Legend

Practices (polygons)

- ☐ <all other values>

Practice code

- ■ 412 Grass Waterway
- Consplan-T4636
- ☐ Delaware Co - Section Lines
- ☐ Delaware Co - Townships

660 0 660 1,320 Feet

N