Book 2010 Page 798
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DEBORAH L PEYTON, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

TERMINATION OF WASTE DISPOSAL LEASE AGREEMENT

Only as it pertains to Parcel B of the Northwest ¼ of the Southwest ¼, Section 3, Township 89 North, Range 6 West of the 5th P.M., as recorded in Amended Plat Book 2008, Page 1006

(1310 165TH STREET, DUNDEE, IA)

Recorder's Cover Sheet

Preparer Information:
Alice Wilske, 223 West Main Street, Manchester, (563) 927-9100

Taxpayer Information:
Charles J. Recker

Return Address
Charles J. Recker, 1275 Washburn Avenue, Lamont, IA 50650

Grantors:
Charles J. Recker, A Single Person

Grantees:
Jean M. Smith, A Single Person

Legal Description: Parcel 'B' In Part Of The Northwest Quarter of the Southwest Quarter of Section 3, Township 89 North, Range 6, West of the 5th P.M., Delaware County, Iowa, according to Amended Plat recorded in Book 2008, Page 1066.

Document or instrument number if applicable: Book 2008, Page 2055

TERMINATION OF WASTE DISPOSAL LEASE AGREEMENT
ONLY AS IT PERTAINS TO PARCEL B OF THE NORTHWEST ¼ OF THE SOUTHWEST ¼, SECTION 3, TOWNSHIP 89 NORTH, RANGE 6 WEST OF THE 5TH P.M. AS RECORDED IN AMENDED PLAT BOOK 2008, PAGE 1006 (1310 165TH STREET, DUNDEE, IA)

THIS AGREEMENT CONSTITUTES A TERMINATION AND RELEASE OF "WASTE DISPOSAL LEASE AGREEMENT" dated May 23, 2008 by and between Jordon Perrinjaquet, operator of a swine facility (hereinafter "Operator"), and Jeremy Reiling (hereinafter "Owner"), with an address of 2889 170th Street, Winthrop, Iowa 50682 and Charles J. Recker of 3121 122nd Street, Lamont, Iowa 50650-9734 (hereinafter "Subsequent Owner") regarding the agreement recorded in Book 2008 at Page 2055 of the records of Delaware County, Iowa *as it pertains to 1310 165th Street, Dundee Iowa, property of Subsequent Owner.*

In consideration of mutual promises herein contained regarding the property located at 1310 165th Street, Dundee, Iowa, the parties agree as follows:

1. Termination of Grant of Lease. The parties consent to the termination of a lease regarding a twenty (20) year waste disposal lease agreement dated May 23, 2008 by and between Jordon Perrinjaquet and Jeremy Reiling, their successors and/or assigns which provided a right to deposit animal waste on real estate located at 1310 165th Street, Dundee, Iowa, together with the right of entrance and exit at convenient points of said property for such purposes and including the right to bring and maintain all equipment necessary to deposit and disseminate said animal waste products on the Southwest Quarter of Section 3, Township 89, Range 6 of the fifth P.M., Delaware County, Iowa. The legal description of the Operator's facility is shown to be Parcel "C" part of the

Southwest Quarter of Section 3, Township 89 North, Range 6 of the 5th P.M., Delaware County, Iowa.

This lease mistakenly refers to property located at 1310 165th Street, Dundee, Iowa, subsequently purchased by Charles J. Recker. The parties hereby terminate the lease regarding this property, now owned by Charles J. Recker.

2. Lease Agreement Was Not Pursued. The parties acknowledge that the Operator, his successors and assigns did not deposit animal waste products (including animals and animal parts from livestock operations) on the said property, nor has any equipment entered the property by Operator, his successors and assigns for any such purpose because the agreement was never intended to include the property purchased by Subsequent Owner.

3. Acknowledgement of Error. The parties agree the property located at 1310 165th Street, Dundee, Iowa was not a property meant to be included or affected by the Waste Disposal Lease Agreement referred to above, and further declare their intention to terminate the above agreement as it related to the property described in this paragraph.

Signed under the pains and penalties of perjury.

Dated: 3-1-10

Jordon Perrinjaquet

Subscribed, sworn and acknowledged before me by Jordon Perrinjaquet on this 1st day of March, 2010.

Notary

ALICE MARIA WILSKE
COMMISSION NO. 751574
MY COMMISSION EXPIRES
MARCH 05, 2011

Dated: 3/9/10

Jeremy Reiling

Subscribed, sworn and acknowledged before me by Jeremy Reiling on this 9 day of March, 2010.

Notary

DONNA L. PATTEE
Commission Number 190955
My Commission Expires
July 3, 2012

Dated: 3-11-10

Charles J. Recker

Subscribed, sworn and acknowledged before me by Charles J. Recker on this 11th day of March, 2010.

Notary

ALICE MARIA WILSKE
COMMISSION NO. 751574
MY COMMISSION EXPIRES
MARCH 05, 2011