Book 2011 Page 1644
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DEBORAH L PEYTON, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

Prepared by and Return to:
John C. Compton, 116½ W. Mission St., Strawberry Point, IA 52076 563-933-4334

# AGREEMENT

THIS AGREEMENT, made and entered into this 11th day of May, 2011 by and between Yankee Settlement Court, Inc., hereinafter referred to as Yankee Settlement and Harold J. Wulfekuhle, Jr. and Katherine M. Wulfekuhle, husband and wife, hereinafter referred to as Wulfekuhle as follows:

WHEREAS the parties own adjoining triangular parcels in the Southwest corner of the NE NE of Section 2, T90N, Range 5 West of the 5th P.M., which parcels are shown on the attached map; and

WHEREAS a prior transfer to Yankee Settlement should have included the property shown which is now owned by Wulfekuhle; and

WHEREAS Yankee Settlement and Wulfekuhle agree to transfer and use of the property as set forth below:

NOW THEREFORE, in consideration of One Dollar and other valuable consideration and further in consideration of the mutual terms and covenants contained herein, the parties agree as follows:

1. Wulfekuhle agrees to transfer to Yankee Settlement, for no consideration other than stated herein, the triangular parcel described as:

> Parcel 'E' being part of the Fractional Northeast Quarter of the Northeast Quarter (Frl. NE ¼ - NE ¼) of Section 2, Township 90 North, Range 5 West of the Fifth P.M. in Delaware County, Iowa, according to the Plat recorded at Book 2011 Plats, Page 126 of the records of Delaware County, Iowa.

2. Wulfekuhle shall be entitled to crop the property at no cost until Yankee Settlement requires the property for building or other purposes. Notice will be given to Wulfekuhle at least 180 days prior to Yankee Settlement using the property, and in all events Wulfekuhle will be permitted to harvest growing crops prior to vacation of the premises.

3. Wulfekuhle will be permitted to remove any fences. Upon vacation of the property by Wulfekuhle, fences will be replaced at joint cost, with Wulfekuhle and Yankee Settlement each paying 50% of the cost to replace fences.

4. The property may be used by Yankee Settlement during the winter months as a dumping area for snow from the project properties.

5. The Agreement will bind the parties and their heirs, successors and assigns. It shall automatically terminate upon transfer of the property and use thereof by Yankee Settlement.

Yankee Settlement Court, Inc.

By: Loretta M Stone
Title: Board President

Harold J Wulfekuhle Jr
Harold J. Wulfekuhle, Jr.

Katherine M. Wulfekuhle
Katherine M. Wulfekuhle

STATE OF IOWA, Delaware COUNTY, ss:

On this 11th day of May, 2011, before me, the undersigned, a Notary Public in and for said State, personally appeared Loretta Stone, to me personally known, who being by me duly sworn, did say that she is the President of the corporation executing the within and foregoing instrument, that no seal has been procured by the corporation; that the instrument was signed on behalf of the corporation by authority of its Board of Directors; and that Loretta Stone as officer acknowledged the execution of the foregoing instrument to be the voluntary act and deed of the corporation by it and by her voluntarily executed.

NOTARIAL SEAL IOWA
SANDRA R. WEGMANN
Commission Number 150374
My Commission Expires
2-16-13

Sandra R Wegmann
Notary Public State of Iowa

STATE OF IOWA, Delaware COUNTY, ss:

On this 15 day of March, 2011, before me, the undersigned, a Notary Public in and for said State, personally appeared Harold J. Wulfekuhle, Jr. and Katherine M. Wulfekuhle, to me known to be the identical persons named in and who executed the foregoing instrument, and acknowledged that they executed the same as their voluntary act and deed.

NOTARIAL SEAL IOWA
THOMAS J. HANSON
Commission Number 115040
My Commission Expires
September 22, 2013

Notary Public, State of Iowa

FILED
JAN 10 2011
CARLA K. BECKER
DELAWARE COUNTY AUDITOR

FILED
JAN 10 2011
CLAUDIA J. CAHALAN
DELAWARE COUNTY ASSESSOR

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DEBORAH L PEYTON, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

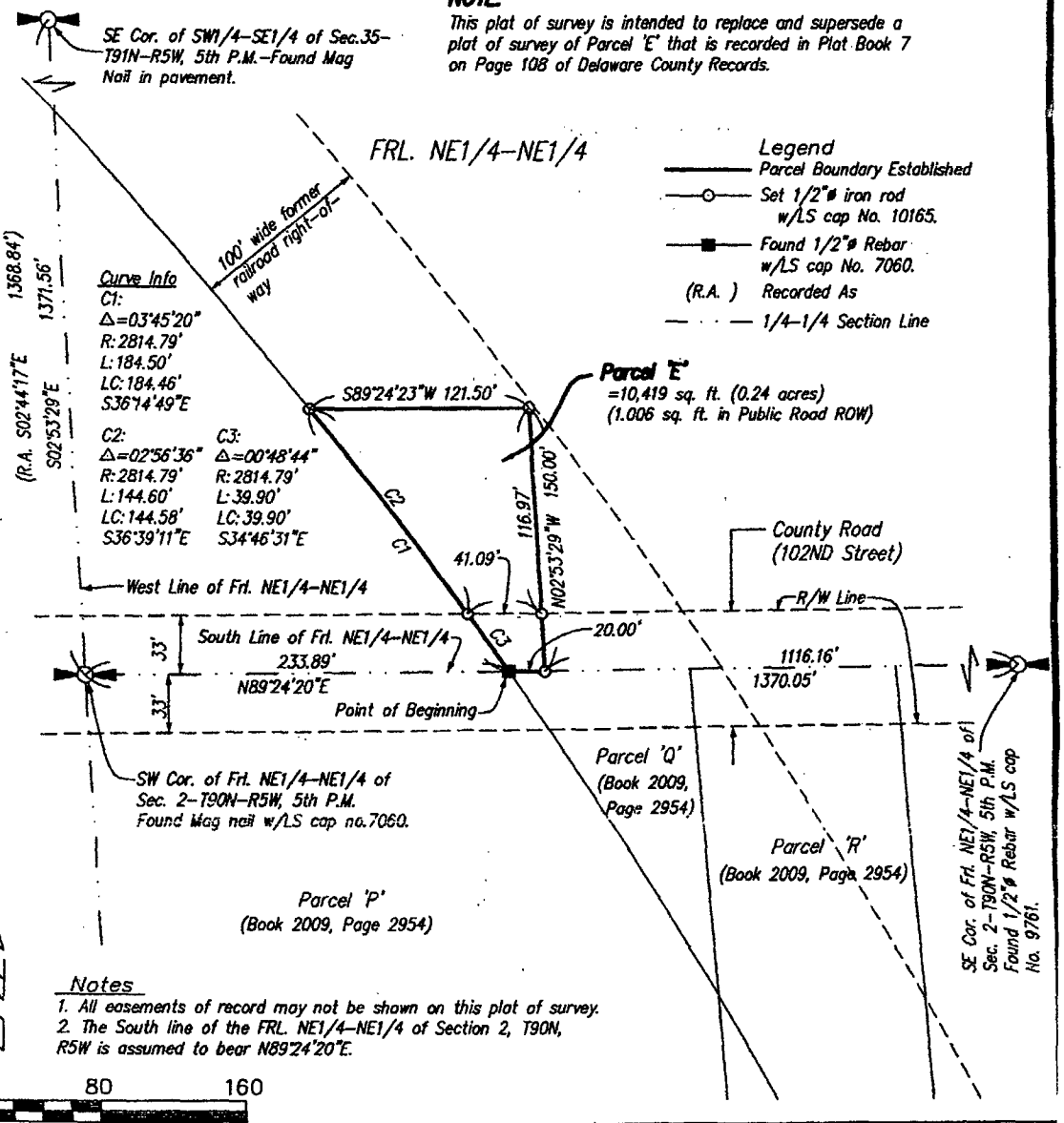
MOHN SURVEYING, INC. • ROGER R. MOHN • 1890 GREAT RIVER ROAD • LANSING, IOWA 52151 • 563-538-4067

# PLAT OF SURVEY

of

PARCEL 'E' BEING PART OF THE FRACTIONAL NORTHEAST QUARTER OF THE NORTHEAST QUARTER (FRL. NE1/4–NE1/4) OF SECTION 2, TOWNSHIP 90 NORTH, RANGE 5 WEST OF THE FIFTH PRINCIPAL MERIDIAN, DELAWARE COUNTY, IOWA.

**NOTE:**
*This plat of survey is intended to replace and supersede a plat of survey of Parcel 'E' that is recorded in Plat Book 7 on Page 108 of Delaware County Records.*




**Notes**
1. *All easements of record may not be shown on this plat of survey.*
2. *The South line of the FRL. NE1/4–NE1/4 of Section 2, T90N, R5W is assumed to bear N89°24'20"E.*

0 80 160

Scale 1" = 80'

*Proprietor(s):*
*Harold J. Wulfekuhle, Jr. & Katherine Wulfekuhle*

*Survey requested by:*
*Hertz Farm Management*
*Julie Meyers*

Sheet No. 1 of 2
*Surveyed: Dec. 21, 2010 (260, 43–46)*
*January 6, 2011 Drawn By: KG, RRM*
*Y:\Drawings\Surveys\2010\Delaware\Yankee\Yankee1*

SEAL

LICENSED LAND SURVEYOR
Roger R. Mohn
10165
IOWA

*I hereby certify that this land surveying document was prepared and the related survey work was performed by me or under my direct personal supervision and that I am a duly licensed Land Surveyor under the laws of the State of Iowa.*

Roger R. Mohn — January 6, 2011
Roger R. Mohn — Date
License Number 10165
My license renewal date is December 31, 2012
Pages or sheets covered by this seal: Sheet 1 of 2 through 2 of 2.