Book 2011 Page 2159

Document 2011 2159 Type 06 006 Pages 3
Date 7/06/2011 Time 10:41:51AM
Rec Amt $17.00

DEBORAH L PEYTON, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

Tom Hanson

Prepared By and Return to: Steven E. Carr, PO Box 333, Manchester, Iowa 52057 (563) 927-4164
Grantor: Cornerstone Community Church of Manchester Grantee: Pin Oak Links, Inc.

WELL AGREEMENT

Cornerstone Community Church of Manchester, hereinafter Grantor is the owner of land legally described as follows:

> Lot Two (2) of Pin Oak Links, a subdivision of part of the Fractional NW¼ Section 4, T88N, R5W of the 5th P.M., Delaware County, Iowa, according to plat recorded in Book 2011, Page 1989; also Lot Eight (8) of Oak Way Extension, A Subdivision of Part of the Northeast Quarter (NE¼) of the Northeast Quarter (NE¼) of Section Five (5), Township Eighty Eight (88) North, Range Five (5), West of the Fifth Principal Meridian, and Part of the Northwest Quarter (NW¼) of Section Four (4), Township Eighty Eight (88) North, Range Five (5), West of the Fifth Principal Meridian, Delaware County, Iowa, according to plat recorded in Book 4 Plats, Page 112

Pin Oak Links, Inc., hereinafter Grantee is the owner of land legally described as follows:

> Lot One (1) of Pin Oak Links, a subdivision of part of the Fractional NW ¼ Section 4, T88N, R5W of the 5th P.M., Delaware County, Iowa, according to plat recorded in Book 2011, Page 1989, also Lot A of Bobolink Second Subdivision, A Subdivision of Lot 1 of Bobolink Subdivision Section 4, T88N, R5W Of The Fifth P.M., Delaware County, Iowa, according to plat recorded in Book 2002, Page 4809; also Lots A, B and C of Windy Hollow A Subdivision Of Part Of The NE fr. 1/4 and Part Of The SE 1/4, Section 4, T88N, R5W Of The Fifth P.M., Delaware County, Iowa, according to plat recorded in Book 2000, Page 1238, including Parcel C, part of Lot A in Windy Hollow, according to plat recorded in Book 2001; Page 3703; also Lots Three (3) and Four (4) of Bobolink Second Subdivision, A Subdivision Of Lot 1 Of Bobolink Subdivision Section 4, T88N, R5W Of The Fifth

P.M., Delaware County, Iowa, according to plat recorded in Book 2002, Page 4809.

1. The property of grantee is used as a golf course.

2. An irrigation well used to irrigate the golf course is located on grantor's property.

3. This writing is to insure that the well continue to be used by grantee, and only grantee, should there be a change in ownership of either property.

4. Grantor hereby grants to Grantee access to the well and any extension thereof for inspection, maintenance and repair as needed. Grantee shall return grantor's property to its original state in the event alteration to grantor's property is necessary for such inspection, maintenance and repairs.

5. All costs associated with the well shall be the responsibility of Grantee and Grantee shall indemnify Grantor for any lien which may arise from the performance of any service on the well, nonpayment of associated utilities, and/or any other relative cause.

6. Both parties understand and agree that there is no warranty express or implied as to the quality of the water produced or supplied.

7. Grantor shall not interfere with Grantee's continued usage of the well or future maintenance/repair in any way.

8. Nothing herein shall prohibit Grantee from building an independent well on its own property which would terminate this agreement.

9. Any expense related to discontinuing use of the well shall be that of Grantee.

Therefore, the undersigned agree for good and valuable consideration receipt of which is hereby acknowledged that this agreement is effective and shall run with the land

and be binding upon all heirs, successors and assigns of both parties.

Dated this 6th day of July, 2011.

Cornerstone Community Church of Manchester

By: _____
Bob Shaw, Treasurer

By: _____
John Pruessner, Member of the Board of Elders

Pin Oak Links, Inc.

By: _____
Joe Wiewel, President

STATE OF IOWA, DELAWARE COUNTY

This instrument was acknowledged before me on this 6th day of July, 2011 by Bob Shaw, Treasurer of Cornerstone Community Church of Manchester.

STEVEN E. CARR
Commission Number 713328
My Commission Expires
October 30, 2013

_____
Notary Public in and for State of Iowa

STATE OF IOWA, DELAWARE COUNTY

This instrument was acknowledged before me on this 6th day of July, 2011 by John Pruessner, as Member of the Board of Elders of Cornerstone Community Church of Manchester.

STEVEN E. CARR
Commission Number 713328
My Commission Expires
October 30, 2013

_____
Notary Public in and for State of Iowa

STATE OF IOWA, DELAWARE COUNTY

This instrument was acknowledged before me on this 6th day of July, 2011 by Joe Wiewel, as President of Pin Oak Links, Inc.

STEVEN E. CARR
Commission Number 713328
My Commission Expires
October 30, 2013

_____
Notary Public in and for State of Iowa