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Document 2011 2783 Type 06 006 Pages 1
Date 9/06/2011 Time 2:25:12PM
Rec Amt $7.00

DEBORAH L PEYTON, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

Prepared By: Anthony Bardgett, 2139 Highway 38, Manchester, IA 52057 563-927-3505
Return to: Tom Porter 1823 Firefly Rd Manchester, IA 52057

Landowner Agreement

WHEREAS due to a road vacation proceeding having already taken place by Delaware County to vacate 130th Avenue between Sections 3 and 4 of Prairie Township, according to a recorded resolution adopted by the Delaware County Board of Supervisors on September 6, 2011, and recorded in Book 2011 Page 2782.

WHEREAS landowners directly affected by said road vacation are known as Jeffrey Penney, now known as party of first part, and Thomas Porter, now known as party of second part, and

WHEREAS both parties understand that all County easement rights have been transferred back to them due to vacation proceedings, and

WHEREAS both parties agree to maintain the existing road in its current form to allow access to both parties, and

WHEREAS both parties agree to never cultivate, fence, build upon, or add any kind of object or structure that would encroach upon or block access to existing road, and

WHEREAS this agreement stands as a binding document that can only be revoked with the written permission of both parties, and

WHEREAS this agreement transfers to all future landowners in its current binding form.

NOW THEREFORE BE IT RESOLVED that both parties agree to this document in its entirety and binding form.

SO AGREED THIS 6th DAY OF Sept, 2011.

Landowners

Jeffrey R Penney
Jeffrey Penney, Party of First Part

Thomas Porter
Thomas Porter, Party of Second Part

On this 6th day of Sept, 2011, before me Anne Rave, a notary public in and for the State of Iowa appeared Jeffrey Penney and Thomas Porter to me personally known, and who, being by me duly sworn, did say that they are the Landowner Parties as referred to in this document.

Anne Rave
Notary Public Anne Rave

Seal: ANNE RAVE
Commission Number 757587
MY COMMISSION EXPIRES
MARCH 25, 2012

My Commission Expires: 3/25/2012