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DEBORAH L PEYTON, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

Preparer Information William D. Werger, 303 First Ave. NE, Waverly, Iowa 50677, (319) 352-1637
Individual's Name Street Address City Phone

Return to: William D. Werger, AT 0008429

SPACE ABOVE THIS LINE FOR RECORDER

RESTRICTIVE COVENANTS AND EASEMENTS

Concerning:
Parcel I Part Of The Southwest Fractional Quarter (SW Frl.1/4) Of The Southwest Fractional Quarter (SW Frl.1/4) And Part Of The Southeast Quarter (SE1/4) Of The Southwest Fractional Quarter (SW Frl.1/4) All In Section Nineteen (19), Township Eighty-Seven North (T87N), Range Six West (R6W) Of The 5th P.M., Delaware County, Iowa per plat recorded in Book 2011 Page 4084

STATE OF IOWA)
) ss:
Delaware COUNTY)

We, Doran J. Zumbach and Wilhelmena K. Zumbach, being first duly sworn on oath do depose and state as follows:

1. We are the current owners of the above described property and are in the process of selling said property to the Iowa Natural Heritage Foundation.

2. We own the land adjacent to said property to the east and wish to impose certain restrictive covenants and easements on the land to be conveyed for the benefit of our adjacent land.

3. The land conveyed shall be subject to the maintenance of existing tile lines and tile outlets benefitting the adjacent property. The owner of the adjacent land shall be entitled to maintain the tile and tile outlets to allow appropriate drainage through said tile to the streams located on the above described property. This shall include mowing and clearing of grass, brush and trees to allow the free flow of water from the tile outlets. Said maintenance shall be performed at the expense of the adjacent landowners.

4. We hereby release and terminate any right of access or easement across the property described above running in our favor as owners of the adjacent property as set forth in the deed dated and filed October 5, 1887 in Book. 36 Page 614
5. No trees or large vegetation shall be planted closer than 50 feet to mutual boundaries of the above described property and our adjacent property to prevent any current or future interference with farming operations on the adjacent property.

Dated this 19 day of January 2012.

Doran J. Zumbach

Subscribed and sworn to before me, a Notary Public, by Doran J. Zumbach this 19 day of January 2012.

Notary Public in and for the State of Iowa

ARLYN D. MAIFELD
Commission Number 755750
My Commission Expires
11-13-2014

Wilhelmena K. Zumbach

Subscribed and sworn to before me, a Notary Public, by Wilhelmena K. Zumbach this 19 day of January 2012.

Notary Public in and for the State of Iowa

ARLYN D. MAIFELD
Commission Number 755750
My Commission Expires
11-13-2014