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DEBORAH L PEYTON, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

Preparer Information: Courtney Vorwald, 401 First Avenue East, Dyersville, Iowa 52040

Return to: Joyce Kessenich, PO Box 322, Delhi, IA 52223

GRANT OF EASEMENT

This Grant of Easement ("Agreement") is made this 16th day of July, 2012 by and between Joyce Kessenich, whose address is 26236 213th Avenue, Delhi, IA 52223 ("Grantor"), and Merlyn Havertape and Marjean Havertape, whose address is 26194 213th Avenue, Delhi, IA 52223 ("Grantees").

The Grantor, its successors and assigns, does hereby grant, sell and convey unto Grantees, its successors and assigns, a perpetual easement for the purpose of drilling and maintaining a well and utilizing the necessary equipment to furnish water to Lot 15 of Wellman's Seven Coves, over and upon the following described real property:

Lot 24 of Wellman's Seven Coves 2nd Subdivision part of the Northeast Quarter (NE ½) of the Northwest Quarter (NW ½) of Section Twenty Five (25), Township Eighty Eight (88) North, Range Five (5) West of the Fifth P.M., Delaware County, Iowa, Recorded in Plat Book 2008, Page 3417.

This easement is located on the above described property at approximately the following locations: the easement shall run forty feet from the eastern edge of Lot 24 of Wellman's Seven Coves 2nd Subdivision part of the Northeast Quarter (NE ½) of the Northwest Quarter (NW ½) of Section Twenty Five (25), Township Eighty Eight (88) North, Range Five (5) West of the Fifth P.M., Delaware County, Iowa, Recorded in Plat Book 2008, Page 3417, which is the border with Lot 15 Of Wellman's Seven Coves A Subdivision of A Parcel in the Northeast Quarter (NE ½) of the Northwest Quarter (NW ½) of Section Twenty Five (25), Township Eighty Eight (88) North, Range Five (5) West of the Fifth P.M. Delaware County, Iowa, recorded in Plat Book 6, Page 30, and extends across the width of Lot 24 Of said Subdivision.

For and in consideration of the sum of Ten Dollars ($10.00) and other good and valuable consideration to Grantor in hand paid by Grantees, the receipt and sufficiency of which is hereby acknowledged, Grantor herein grants a perpetual easement subject to the following terms and conditions:

Easement shall consist of a perpetual servitude of use that runs with the land and shall include the right to establish, service, maintain, improve or replace a well structure on the property described. This right shall include but not be limited to a right of ingress and egress, the ability to utilize equipment necessary to establish and/or drill and maintain the well and the ability to place water pipes over, across and under Lot 24 Of said Subdivision to connect to Lot 15 Of said Subdivision for purposes of water service. Grantees, its successors and assigns, hereby specifically hold Grantor, its successors and assigns, free and harmless from any damages or injuries to any person or maintenance activities on the property described.

Grantor warrants that it is the fee simple record owner of the real property to be subjected to this Easement, that such real property is not subject to any liens, that such real property is not encumbered by any restrictions, easements, covenants, leases or other rights that are in any way conflicting with or inconsistent with the conveyance herein made, and that Grantor has the right and authority to execute this Easement and to grant, sell and convey the rights set forth herein to Grantees.

To have and to hold the Easement, together with all and singular the rights and appurtenances thereto in any way belonging unto the Grantees, its successors and assigns, forever; and Grantor does hereby bind Grantor, Grantor's successors and assigns, to warranty and forever defend all and singular the Easement and rights appurtenant unto Grantees, its successors and assigns, against every person whomsoever lawfully claiming or to claim the same or any part thereof.

WITNESSED this 16th day of July, 2012.

Joyce Kessenich, Grantor

Merlyn Havertape, Grantee

Marjean Havertape, Grantee

STATE OF IOWA)
COUNTY OF DUBUQUE) SS:

On this 16 day of July, 2012, before me, the undersigned, a Notary Public in and for the State, personally appeared Joyce Kessenich, known to be the identical person named in and who executed the foregoing instrument, and acknowledged that the person executed the instrument as the voluntary act and deed of the person.

Courtney Vorwald
Notary Public in and for the State of Iowa

COURTNEY VORWALD
Commission Number 770954
My Commission Expires
12-21-14

STATE OF IOWA)
COUNTY OF DUBUQUE) SS:

On this 16 day of July, 2012, before me, the undersigned, a Notary Public in and for the State, personally appeared Merlyn Havertape and Marjean Havertape, known to be the individuals named in and who have executed the foregoing instrument, and acknowledged that the individuals executed the instrument as their voluntary act and deed.

Courtney Vorwald
Notary Public in and for the State of Iowa

COURTNEY VORWALD
Commission Number 770954
My Commission Expires
12-21-14