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DEBORAH L PEYTON, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

Gerald Workheiser
P.O. Box 296
Hopkinton IA
52041

Return Address and
Preparer Infor: David C. Tracey, 105 N. Franklin St., P.O.Box 279, Manchester, IA 52057 563/927-4925

WELL, WATER AND SEPTIC TANK AGREEMENT

This agreement, dated this 22nd day of May, 2014, by and between Archie Walen and Jeanette Walen, husband and wife, hereinafter referred to as First Parties, and William L. Phelps and Ruth A. Phelps, husband and wife, hereinafter referred to as Second Parties, WITNESSETH:

WHEREAS, First Parties are the owners of the following described real estate situated in Delaware County, Iowa: Clair View Acres Lot 89 and 92.

WHEREAS, Second Parties are the owners of the following described real estate situated in Delaware County, Iowa: Clair View Acres Lot 93.

WHEREAS, a septic tank is located on the property of First Parties and its leach field is located on the property of Second Parties.

WHEREAS, there is a well located on the property of First Parties.

NOW, THEREFORE, it is agreed between the parties as follows:

1. The septic tank shall be shared by both parties and its maintenance shall be shared 50% by First Parties and 50% by Second Parties; this maintenance shall include any repairs, as well as upkeep and replacement if necessary.

2. The cost of maintenance of the well shall be shared 80% by First Parties and 20% by Second Parties; Second Parties shall pay $300.00 per year for use of the water from the well.

This agreement shall run with the land and be binding on all the parties thereto, their successors and assigns.

FIRST PARTIES

Archie Walen

Jeanette Walen

SECOND PARTIES

William L. Phelps

Ruth A. Phelps

STATE OF IOWA)
) ss:
DELAWARE COUNTY)

This instrument was acknowledged before me on July 8, 2014, by Archie Walen and Jeanette Walen, husband and wife.

Notary Public

STATE OF ARKANSAS)
) ss:
SALINE COUNTY)

This instrument was acknowledged before me on July 2, 2014, by William L. Phelps and Ruth A. Phelps, husband and wife.

Notary Public

CHRISTEN MORGAN
MY COMMISSION # 12380544
EXPIRES: February 11, 2021
Saline County