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DEBORAH L PEYTON, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

Record & Return to: Rebecca Sexton, 2203 Ogden Avenue, Rockwell City, Iowa 50579
Prepared by: Rebecca Sexton, 2203 Ogden Avenue, Rockwell City, Iowa 50579 (712) 297-5530

SEPARATION DISTANCE WAIVER

STATE OF IOWA, COUNTY OF Delaware ss:

In re: A parcel in the NW ¼ SE ¼ Section 12, T89N R6W, Coffins Grove Twp, Delaware County: DB

This waiver of separation affecting the following described property in Delaware County, Coffins Grove Township, legally described as: A parcel in the NE ¼ SE ¼ Section 11, T89N R6W, Coffins Grove Twp, Delaware County with a 911 address of 1773 150th Avenue, Masonville, Iowa. Patrick C. Maloney & Carloyn L. Maloney are the titleholders to the above described properties and has every legal authority to sign this separation distance waiver.

The following is where the livestock operation will be located:

A parcel in the NW ¼ SE ¼ Section 12, T89N R6W, Coffins Grove Twp, Delaware County This site has an address of 1778 150th Avenue, Masonville, Iowa and is locally known as T & K Pork, LLC. T & K Pork, LLC plans to expand their confinement site with to an animal unit capacity of 2496 (998.4 actual animal capacity). Pursuant to Iowa Code §459.202 (2007), a separation distance of 1250 feet is required between the manure structure and the undersigned's land where the residence is located. Pursuant to Iowa Code §459.205 (2)(2007), the undersigned as titleholder to the land where the residence is located hereby waives the enforcement of this separation distance requirement between the residence and this formed manure structure. This waiver shall apply only to the livestock facilities described in this agreement, it shall be perpetual and shall run with the land.

4-3-2015
Date

Patrick C. Maloney
by: Patrick C. Maloney

4-3-2015
Date

Carolyn L Maloney
by: Carolyn L. Maloney

State of Iowa, Delaware County,

On this 3 day of April, 2015 before me, the undersigned, a Notary Public in and for the state of Iowa, personally appeared Patrick C. Maloney & Carolyn L. Maloney, husband and wife, to me known to be the identical person(s) named, in and who executed the foregoing instrument and acknowledged that they executed the same as their voluntary act and deed.

Notary Public

STEVE PARIS
COMMISSION NO. 771671
Iowa
MY COMM. EXPIRES 02/14/2018
NOTARIAL SEAL