Env. Dawn Boerhenstedt
1051 Laney Rd
Edgewood, IA 52042

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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 SW ¼ SW ¼ Section 12, T~~88~~89N R6W, Coffins Grove Twp, Delaware County:

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, Delaware County with a 911 address of 1733 150th Avenue, Masonville, Iowa. Patrick C. Maloney & Carolyn 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 SW ¼ SW ¼ Section 12, T~~88~~89N R6W, Coffins Grove Twp, Delaware County This site has an address 1724 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.

5-12-15
Date

Patrick C. Maloney
by: Patrick C. Maloney

5-12-15
Date

Carolyn L Maloney
by: Carolyn L. Maloney

State of Iowa, Delaware County,

On this 12th day of May, 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.

Laurie A. Wiskus
Notary Public

LAURIE A. WISKUS
Commission Number 742053
My Commission Expires
8-2-2015