Book 2015 Page 3162
Document 2015 3162 Type 03 006 Pages 4
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Daneen Schindler, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

Prepared by & return to: Carr & Carr Attorneys, 117 S. Franklin St., Box 333, Manchester, IA 52057 (563) 92704164
Grantors: Glenn C. Harris, Robert P. Jared
James D. Jared, Peggy S. Hempstead
John P. Jared, Shelli R. Meyer
Grantee: Bobbie D. Snyder Estate

ENCROACHMENT EASEMENT

WHEREAS Glenn C. Harris, a single person, Robert P. Jared and Mara Topko-Jared, husband and wife, James D. Jared and Kelly Jared, husband and wife, Peggy S. Hempstead and Richard Hempstead, wife and husband, John P. Jared and Deb Jared, husband and wife, and Shelli R. Meyer and John Meyer, wife and husband, (hereinafter "First Party") are owners of the following described real estate:

> Lot Two (2) of Snyder's Dam Site View Subdivision, a subdivision of part of the Southeast Quarter (SE1/4) of the Northeast Quarter (NE1/4) of Section Nineteen (19), Township Eighty-Nine North (T89N), Range Five West (R5W) of the Fifth Principal Meridian together with access easement across the Northwesterly Twelve (12) feet of Lot (1) of said subdivision.

WHEREAS and Bobbie D. Snyder, a single person (deceased), (hereinafter "Second Party") is the owner of the following described real estate:

> Lot Two (3) of Snyder's Dam Site View Subdivision, a subdivision of part of the Southeast Quarter (SE1/4) of the Northeast Quarter (NE1/4) of Section Nineteen (19), Township Eighty-Nine North (T89N), Range Five West (R5W) of the Fifth Principal Meridian.

WHEREAS there is a building located on the property of the Second Party that encroaches over onto property of the First Party.

It is therefore agreed between the parties in consideration of the promises and performances herein as follows:

1. First Party grants to Second Party an Easement on and over that part of their property where the encroachment exists including reasonable access for repairs.

2. This Easement shall remain effective for so long as the encroachment remains in place including any reasonable repairs thereto.

3. Second Party agrees that no further encroachment of any type will be constructed.

4. Second Party agrees to hold harmless First Party and save them in full from any and all liability whatsoever arising from usage of any part of the encroachment.

5. Upon the complete destruction or removal of the encroachment this Easement shall terminate.

6. This Easement will run with the land and be binding upon the heirs, successors and assigns of both parties hereto.

Dated this 3rd day of ~~October~~ November, 2015.

Glenn C. Harris

Robert P. Jared as Executor of the Bobbie Snyder Estate

Robert P. Jared

Mara Topko-Jared

James D. Jared

Kelly Jared

Peggy S. Hemptsead

Richard Hempstead

John P. Jared

Deb Jared

Shelli R. Meyer

John Meyer

STATE OF IOWA)
) SS
DELAWARE COUNTY)

This instrument was acknowledged before me on this 11th day of ~~October,~~ November 2015 by Glenn C. Harris.

CINDY J. CANNON
Commission Number 724988
My Commission Expires
October 13, 2018

Notary Public in and for State of Iowa

STATE OF IOWA)
) SS
~~DELAWARE~~ COUNTY)
Scott

This instrument was acknowledged before me on this 3rd day of ~~October~~ November, 2015 by Robert P. Jared and Mara Topko-Jared.

Notary Public in and for State of Iowa

STATE OF IOWA)
) SS
DELAWARE COUNTY)

THERESA THOMPSON
Commission Number 742660
My Commission Expires
September 6, 2018

This instrument was acknowledged before me on this 12th day of ~~October~~ November, 2015 by James D. Jared and Kelly Jared.

CINDY J. CANNON
Commission Number 724988
My Commission Expires
October 13, 2018

Notary Public in and for State of Iowa

STATE OF IOWA)
) SS
DELAWARE COUNTY)

This instrument was acknowledged before me on this 12th day of ~~October~~ November, 2015 by Peggy S. Hempstead and Richard Hempstead.

CINDY J. CANNON
Commission Number 724988
My Commission Expires
October 13, 2018

Cindy J Cannon
Notary Public in and for State of Iowa

STATE OF IOWA)
) SS
DELAWARE COUNTY)

This instrument was acknowledged before me on this 13th day of ~~October~~ November, 2015 by John P. Jared and Deb Jared.

CINDY J. CANNON
Commission Number 724988
My Commission Expires
October 13, 2018

Cindy J Cannon
Notary Public in and for State of Iowa

STATE OF IOWA)
) SS
~~DELAWARE~~ COUNTY)

Buchanan

This instrument was acknowledged before me on this 17th day of ~~October,~~ November 2015 by Shelli R. Meyer and John Meyer.

RENAE J. RALSTON
Commission No. 194166
My Commission Expires
12/16/17

Renae Ralston
Notary Public in and for State of Iowa

STATE OF IOWA)
) SS
~~DELAWARE~~ COUNTY)

Scott

This instrument was acknowledged before me on this 3rd day of ~~October~~ November, 2015 by Robert P. Jared as Executor of the Bobbie Snyder Estate.

Theresa Thompson
Notary Public in and for State of Iowa

THERESA THOMPSON
Commission Number 742660
My Commission Expires
September 6, 2018