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Daneen Schindler, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

Separation Distance Waiver and Agreement

(Recorder's Cover Sheet)

Preparer information: *(name, address & phone number)*

Tom & Cheryl Recker
26014 190th Ave
Manchester, IA 52057

Taxpayer information: *(name & complete address)*

NA

Return Document to: *(name & complete address)*

Tom & Cheryl Recker
26014 190th Ave
Manchester, IA 52057

Grantors:

Tom Recker

Grantees:

Joann Manternach

Legal Description is located on page: 2

Document or instrument number of previously recorded documents:

Attachment 1B

SEPARATION DISTANCE WAIVER AND AGREEMENT

THIS SEPARATION DISTANCE WAIVER AND AGREEMENT ("Agreement") is made as of the 31st day of January, 2016, between the undersigned Joann Manternach resident of the State of Iowa ("Owner") and Tom Recker ("Producer") and provides as follows:

1. Owner owns a residence and/or holds title to land which is benefited by applicable separation distance from animal feeding operation structure (collectively, the "AFO") owned and/or operated by Producer. The legal description of the land owned by Owner and on which the residence of Owner is located is as follows:

   SE ¼ of the NE ¼ of Section 28, T-88-N R-5-W, Milo Twp., Delaware County, Iowa and locally known as: 2633 190th Ave. Manchester, IA 52057

2. The legal description of the property on which Producer owns and operates the AFO is as follows:

   NW ¼ of the NW ¼ of Section 27, T-88-N R-5-W, Milo Twp., Delaware County, Iowa

3. Owners hereby waive all applicable separation distances required to be maintained between the proposed AFO and the residence of Owner. This Agreement: (1) is valid for the proposed AFO only; (2) shall run with the land described above to which Owner holds title; (3) is binding on the heirs, assigns, successors and transferees of Owner; and (4) is intended by Owner and Producer to be a valid and complete waiver of all separate distance requirements for AFOs provided in the Iowa Code, including without limitation, the requirements of Iowa Code Sections 459.202, 459.203 and 459.204.

Producer		Owner	
By: Tom Recker 1-31-16		Joann Manternach 1-31-16	
Tom Recker	Date	Joann Manternach	Date