ENV. City of Edgewood PO Box 397 Edgewood, IA 52042

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Daneen Schindler, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

Preparer
Information: Justin Vorwald (Individual's Name) 132 South Main Street (St. Address) Elkader (City) (563) 245-1722 (Phone)

AGREEMENT

THIS AGREEMENT entered into on this 27th day of May, 2016, by and between the City of Edgewood, Iowa, and Rebecca A. Bahls.

WITNESSETH:

Rebecca A. Bahls, single, holds marketable title in the following described real estate by virtue of a Warranty Deed dated April 22, 2016, and recorded on April 27, 2016, in Book 2016, Page 1,043:

That part of the Northwest Quarter (NW 1/4) of the Northeast Quarter (NE 1/4) of the Northwest Quarter (NW 1/4) of Section Two (2), Township Ninety (90) North, Range Five (5), West of the Fifth P.M. described as commencing at a point one hundred thirty three (133.0) feet South of the Northeast corner of said Northwest Quarter (NW 1/4) of the Northeast Quarter (NE 1/4) of the Northwest Quarter (NW 1/4), and running thence West one hundred sixty five (165.0) feet, thence South eighty nine (89.0), thence East one hundred sixty five (165.0) feet, thence North eight nine (89.0) feet to the point of beginning, except any part thereof included in Washington Street, formerly Delaware Street.

The City of Edgewood has a storm sewer located in the Southern portion of the above described real estate.

The parties wish to allow Rebecca A. Bahls to construct a garage across the southern portion of her property which lies directly above the storm sewer which is owned by the City of Edgewood.

WHEREFORE the parties agree that in exchange for the issuance of a building permit by the City of Edgewood to allow Rebecca A. Bahls to construct a garage above the storm sewer. Rebecca A. Bahls agrees that she shall be responsible for any construction, repairs, or reconstruction of her garage required as the result as the City of Edgewood needing to in anyway maintain or replace the storm sewer which runs under the southern portion of her property. Rebecca A. Bahls further agrees to hold the City of Edgewood harmless for any damage done to her garage in the repair process.

CITY OF EDGEWOOD

James Stone, Mayor

ATTEST:

Cindy Vorwald, City Clerk

STATE OF IOWA

ss:

Delaware COUNTY

On this 27th day of May, 2016, before me, the undersigned, a Notary Public in and for said County and State, personally appeared James Stone and Cindy Vorwald, to me known, who, being duly sworn, did say that they are the Mayor and City Clerk, respectively, of the City of Edgewood, Iowa; ~~that the seal affixed to the foregoing instrument is the corporate seal of the corporation and that the instrument was signed and sealed on behalf of said corporation~~ (SU), and that James Stone and Cindy Vorwald acknowledged the execution of said instrument to be the voluntary act and deed of the said corporation, by it and by them voluntarily executed.

NOTARIAL SEAL IOWA — MYL NELCHEN — Number 73191 — Expires 12/12/16

NOTARY PUBLIC

Signed: Rebecca A Bahls
Rebecca A. Bahls

Dated: 5-27-16

STATE OF IOWA

ss:

Delaware COUNTY

On this 27 day of May, 2016, before me, the undersigned, a Notary Public in and for said State, personally appeared Rebecca A. Bahls, to me known to be the identical person named in and who executed the foregoing instrument and acknowledged that they executed the same as their voluntary act and deed.

NOTARIAL SEAL IOWA — Cindy S. Vorwald — COMMISSION NUMBER 710050 — MY COMMISSION EXPIRES May 18, 2019

NOTARY PUBLIC