Book 2016 Page 1663
Document 2016 1663 Type 03 006 Pages 3
Date 6/28/2016 Time 3:51:42PM
Rec Amt $17.00

Daneen Schindler, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

Return Document To: Thomas J. Hanson, 401 East Main Street, Manchester, Iowa 52057
Prepared By: Thomas J. Hanson, 401 East Main Street, Manchester, Iowa 52057
Address Tax Statement: Randall J. Miles and Deborah H. Miles, 2265 275th Street, Delhi, Iowa 52223

EASEMENT AGREEMENT

This Agreement entered into this 28 day of June, 2016 by and between Ronald J. Miles, a single person (hereinafter "First Party"), and Randall J. Miles and Deborah H. Miles, husband and wife, (hereinafter "Second Parties").

WHEREAS, First Party owns the following described real estate located in Delaware County, Iowa:

> Lots 4, 5, 8 and 10 of Miles Acres Subdivision part of Sections 26, 27, 34 and 35, all in T88N, R4W of the 5th P.M., Delaware County, Iowa, according to plat recorded in Book 2010, Page 1760; and Parcels 2015-78 and 2015-79 part of Lot 6 of Miles Acres Subdivision, Section 35-T88N-R4W of the 5th P.M., Delaware County, Iowa, according to amended plat recorded in Book 2016, Page 774.

AND WHEREAS, Second Parties own the following described real estate located in Delaware County, Iowa and legally described as follows:

> Lots 2, 3, 7 and 9 of Miles Acres Subdivision part of Sections 26, 27, 34 and 35, all in T88N, R4W of the 5th P.M., Delaware County, Iowa, according to plat recorded in Book 2010, Page 1760;

AND WHEREAS, by this Agreement First Party hereby grants an easement onto Second Parties, their heirs, successors and assigns to provide access to the real estate owned by Second Parties;

NOW, THEREFORE, in consideration of the mutual promises contained herein and the mutual benefits to be gained by the parties, they agree as follows:

1. First Party hereby gives, grants, bargains and conveys onto Second Parties, their heirs, successors and assigns, an easement over and across the above described Parcel 2015-79 so as to provide access over and across an existing driveway located on said Parcel 2015-79 to provide access to Lots 7 and 9 as described above.

2. First Party hereby gives, grants, bargains and conveys onto Second Parties their heirs, successors and assigns, an easement over and across the above described Parcel 2015-78 so as to provide access over and across an existing driveway located on said Parcel 2015-78 to provide access to Lots 2 and 3 as described above.

3. Second Parties for and on behalf of themselves, their heirs, successors and assigns hereby agree not to in any way block or impede traffic over and across the driveways to be used to provide access to real estate owned by Second Parties and to use said driveways in such a manner as to avoid causing any damage to the surface of said driveways.

4. The parties agree that this agreement and the rights and obligations contained herein shall be binding upon the parties hereto, their heirs, successors and assigns.

Dated this 28 day of June, 2016.

First Party

Ronald J. Miles

Ronald J. Miles

Dated this 27 day of June 2016.

Second Parties

Randall J. Miles

Deborah H. Miles

Deborah H. Miles

STATE OF IOWA, COUNTY OF Delaware **: ss:**

On this 25 day of June, 2016, before me, the undersigned, a Notary Public in and for said State, personally **Ronald J. Miles,** a single person known to me be the identical person named herein and who executed the foregoing instrument and acknowledged that he executed the same as his voluntary act and deed.

THOMAS J. HANSON
Commission Number 115040
My Commission Expires
September 22, 2016

Notary Public in and for the State of Iowa

STATE OF IOWA, COUNTY OF Delaware **: ss:**

On this 27 day of June, 2016, before me, the undersigned, a Notary Public in and for said State, personally appeared **Randall J. Miles** and **Deborah H. Miles**, husband and wife, known to me be the identical persons named herein and who executed the foregoing instrument and acknowledged that they executed the same as their voluntary act and deed.

THOMAS J. HANSON
Commission Number 115040
My Commission Expires
September 22, 2016

Notary Public in and for the State of Iowa