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Daneen Schindler, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

Prepared By & Return to: Steven E. Carr, PO Box 333, Manchester, Iowa 52057 (563) 927-4164

SEPTIC AGREEMENT

Mark D. Kintzle, Trustee of Mark D. Kintzle Revocable Trust dated May 30, 2024 (hereinafter "First Party"), Melanie Hannah aka Melanie Kintzle and Drew Hannah, a married couple (hereinafter "Second Party"), and Randall Lynn Fergesen and Marcia Mae Fergesen, a married couple (hereinafter "Third Party") in consideration of their mutual promises and performances herein agree as follows:

1. First Party owns the following described real estate:

   Lot Seven (7) of Schmidt's Farm & Lake Subdivision, a Subdivision of Parcel 2017-87 in Sec. 23 and Sec. 26 all in T88N, R5W of the Fifth P.M., Delaware County, Iowa, according to plat recorded in Book 2021, Page 1603
   and
   Lot Forty-Four (44) of Schmidt's Farm & Lake Second Subdivision, a subdivision of Parcel 2017-86 in Sec. 23, and Sec. 26 all in T88N, R5W of the Fifth P.M., Delaware County, Iowa, according to Plat recorded in Book 2022, Page 3193 on October 25, 2022, in the Office of the Delaware County Recorder

2. Second Party owns the following described real estate:

   Lot Eight (8) of Schmidt's Farm & Lake Subdivision, a Subdivision of Parcel 2017-87 in Sec. 23, and Sec. 26 all in T88N, R5W Of the Fifth P.M., Delaware County, Iowa, according to plat recorded in Book 2021, Page 1603
   and

Lot Forty-Three (43) of Schmidt's Farm & Lake Second Subdivision, a subdivision of Parcel 2017-86 in Sec. 23, and Sec. 26 all in T88N, R5W of the Fifth P.M., Delaware County, Iowa, according to Plat recorded in Book 2022, Page 3193 on October 25, 2022, in the Office of the Delaware County Recorder

2. Third Party owns the following described real estate:

Mobile home on leased land described as Lot Six (6) of Schmidt's Farm & Lake Subdivision, a Subdivision of Parcel 2017-87 in Sec. 23, and Sec. 26 all in T88N, R5W Of the Fifth P.M., Delaware County, Iowa, according to plat recorded in Book 2021, Page 1603

3. A septic system including two tanks is located on property of the First Party. The septic is system shared by all three of the above properties.

4. All future maintenance, including pumping shall be shared equally among the parties. However, any expense with respect to connecting pipes running to structures from the septic system shall remain the sole expense of the respective owner served.

6. First party grants to Second Party and Third Party, access to the septic system for inspection and maintenance as needed.

7. Unless a new agreement to the contrary is entered into, this agreement shall become null and void and each party will be responsible for establishing their own septic system in the event the current septic system is in need of replacement.

8. This agreement shall be perpetual and shall be binding upon the heirs, successors and assigns of the parties hereto.

Dated this 26th day of November, 2024.

Mark D. Kintzle, Trustee

Melanie Hannah

Drew Hannah

Randall Lynn Fergesen

Marcia Mae Fergesen

STATE OF IOWA)
)
DELAWARE COUNTY)

This instrument was acknowledged before me on this 26th day of November 2024 by Mark D. Kintzle as Trustee of Mark D. Kintzle Revocable Trust dated May 30, 2024.

MELINDA S. WILSON
Commission Number 826456
My Commission Expires
September 2, 2026

Notary Public in and for the State of Iowa

STATE OF IOWA)
)
DELAWARE COUNTY)

This instrument was acknowledged before me on this 26th day of November 2024 by Melanie Hannah aka Melanie Kintzle and Drew Hannah.

KRISTIN BURROUGHS
Commission Number 841569
MY COMMISSION EXPIRES
AUGUST 12, 2025

Notary Public in and for the State of Iowa

STATE OF IOWA)
)
DELAWARE COUNTY)

This instrument was acknowledged before me on this 1st day of April, ~~2024~~ 2025 by Randall Lynn Fergesen and Marcia Mae Fergesen.

STEVEN E. CARR
Commission Number 713328
My Commission Expires
October 30, 2025

Notary Public in and for the State of Iowa