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LISA SMITH, COUNTY RECORDER
MADISON COUNTY IOWA

CHEK

✓ Prepared by and Return to: Mark L. Smith, PO Box 230, Winterset, IA 50273; 515-462-3731

**COVENANT AND AGREEMENT TO
HOLD AS ONE PARCEL**

The undersigned hereby certify that South Central Iowa Landfill Agency, (hereinafter
“Owner”) is the owner of real property in Madison County, Iowa, legally described as follows:

PARCEL 1: 400073442012000 (NE NW EX .75A S & W SIDE)

The Northeast Quarter (1/4) of the Northwest Quarter (1/4) of Section Thirty-four (34), Township Seventy-six (76) North, Range Twenty-seven (27) West of the 5th P.M., Madison County, Iowa, EXCEPT a strip Twenty-five (25) feet wide off the West and South sides thereof, heretofore conveyed for a highway, and other land not considered herein;

AND,

PARCEL 2: 400073442030000 (.25A ALONG W SIDE OF NE NW)

A strip of land 25 feet wide off the West side of the Northeast Quarter (¼) of the Northwest Quarter (¼) of Section Thirty-four (34), Township Seventy-six (76) North, Range Twenty-seven (27) West of the 5th P.M., Madison County, Iowa, EXCEPT that part of Parcel “C” located therein, as shown in Retracement Survey filed in Book 2019, Page 3770 on November 26, 2019, in the Office of the Recorder of Madison County, Iowa;

AND,

PARCEL 3: 400073444020000 (E3.02A NW NW N OF RY)

A tract of land commencing at a point 1071.3 feet East and 50 feet South of the Northwest Corner of Section Thirty-four (34), thence continuing South approximately 524.7 feet to the North line of the right of way of the Chicago, Rock

Island and Pacific Railroad Company, thence along the North line of said right-of-way, South 86°54' East, approximately 243.7 feet to the East line of the Northwest Quarter (¼) of the Northwest Quarter (¼) of said section, thence North on said East line approximately 537 feet to a point due East of the point of beginning, thence West approximately 248.7 feet to the point of beginning, all in Township Seventy-six (76) North, Range Twenty-seven (27) West of the 5th P.M., Madison County, Iowa.

The Owners agree and covenant with Madison County, Iowa, that the above legally described properties shall be held as one Parcel and no portion, at any time in the future, shall be sold separately except in accordance with the Madison County Subdivision and Zoning Ordinances.

This Covenant and Agreement shall run with the above-described land and shall be binding upon the Owners, future owners, their successors, heirs and assigns and shall continue in effect until released by the authority of Madison County, Iowa, upon written submittal of a request, applicable fees and evidence that this Covenant and Agreement is no longer required by law.

Owners shall be allowed to do a Subdivision or Replat of this property in accordance with the Madison County Subdivision and Zoning Ordinance.

SOUTH CENTRAL IOWA LANDFILL AGENCY

Alan Utster
(Signature)

Alan Utster, operator
(Print Name and Title)

Subscribed and sworn to before me by Alan Utster, the
operator of South Central Iowa Landfill Agency, this 15 day of
September, 2022.

Kim Leonard
Notary Public in and for the State of Iowa

