

IMPOUNDMENT EASEMENT

Robert F. Baur, individually and as co-trustee for R. Edward Baur Trust and President of Baur Farms, Inc., Karla Tillotson co-trustee of R. Edward Baur Trust, John R. Baur individually and as Trustee of the Mary E. Baur Trust, and Baur Farms, Inc., in consideration for the sum of one dollar (\$1.00) and other valuable consideration, do hereby convey onto Madison County, its successors, assigns, heirs, grantees, a perpetual easement over, under and across the follow described real estate:

The North 1/2 of the Southeast Quarter, Section 36, Township 77 North, Range 27 West, Madison County, Iowa

to the overflow, flood, submerge and impound water from North River, Madison County, Iowa, to an elevation of 767.52 (assumed datum). Said easement is for temporary backwater from the North River and will be able to pass a flood with a fifty (50) year recurrence interval.

The above described property is presently subject to the highwater of the North River. The elevation of said 767.52 ft. is based upon the 50 year flood profile of said river and includes a factor of 0.91 ft. backwater possible by this highway construction.

The above flood elevation is 0.16 ft. higher than the Iowa Department of natural Resources (IDNR) requirements for bridge and culvert construction for 1 50 year design form. Therefore the above easement is required by the IDNR to construct Madison County Project No. BRS-6041(2)--60-61.

This grant and other provision of this easement constitute a covenant running with the land for the benefit of Grantees, its successors and assigns.

Dated this 2nd day of February, 1993, 1992.

Robert F. Baur, Individually

John R. Baur, Individually

R. EDWARD BAUR TRUST by Robert F. Baur, Co-Trustee

MARY E. BAUR TRUST by John R. Baur, Trustee

R. EDWARD BAUR TRUST by Karla Tillotson, Co-Trustee

BAUR FARMS, INC by Robert F. Baur

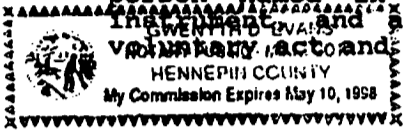
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REC & AUD

MICHELLE INSLER RECORDER MADISON COUNTY, IOWA

On this 3rd day of February, 1993, 1992, before me, the undersigned, A Notary Public in and for said County in said State, personally appeared Robert F. Baur, to me know to be the identical person named in and who executed the within and foregoing instrument, and acknowledged that he executed the same as his voluntary act and deed.



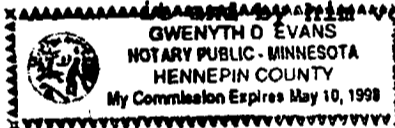
Gwenth D Evans
NOTARY PUBLIC IN AND FOR THE STATE OF IOWA *Minnesota*

On this 2nd day of December, 1992, before me, the undersigned, A Notary Public in and for said County in said State, personally appeared Co-Trustees Robert F. Baur and Karla Tillotson, for the R. Edward Baur Trust, to me know to be the identical persons named in and who executed the within and foregoing instrument, and acknowledged that they executed the same as their voluntary act and deed.



Frances M. Carezza
NOTARY PUBLIC IN AND FOR THE STATE OF IOWA

On this 3rd day of February, 1993, 1992, before me, the undersigned, A Notary Public in and for said County in said State, personally appeared Robert F. Baur, to me personally known, who, being by me duly sworn, did say that he is the President of said corporation; that no seal has been procured by the said corporation; that said instrument was signed on behalf of said corporation by authority of its Board of Directors; and that the President as such officer acknowledged the execution of said instrument to be the voluntary act and deed of said corporation, by voluntarily executed.



Gwenth D. Evans
NOTARY PUBLIC IN AND FOR THE STATE OF IOWA *Minnesota*

On this 7 day of April, 1993, 1992, before me, the undersigned, A Notary Public in and for said County in said State, personally appeared John R. Baur, trustee for the Mary E. Baur Trust, to me know to be the identical person named in and who executed the within and foregoing instrument, and acknowledged that he executed the same as his voluntary act and deed.



x Lesley Sweet
NOTARY PUBLIC IN AND FOR THE STATE OF IOWA

On this 7 day of April, 1993, 1992, before me, the undersigned, A Notary Public in and for said County in said State, personally appeared John R. Baur to me know to be the identical person named in and who executed the within and foregoing instrument, and acknowledged that he executed the same as his voluntary act and deed.



x Lesley Sweet
NOTARY PUBLIC IN AND FOR THE STATE OF IOWA