

EASEMENT

This is an easement made and entered into this 6 day of April, 1994, by and between William DeJong, Jr. and Nancy DeJong, husband and wife, and Kent I. Kiburz. The parties agree as follows:

1. DeJong desires to continue to use two wells located on the property being sold to Kiburz identified on the attached description marked "Exhibit A". Waterlines now exist from the wells to the hog confinement buildings. The DeJongs retain perpetual easement for the right to maintain, operate, repair, replace, and remove the waterlines now located across the property of Kiburz. This easement shall be 20 feet in width, the centerline of which shall be the water pipeline as now located.

2. Dejong shall bear the full cost of maintaining the waterline and the wells, and be responsible for any crop damage or damage to the property of Kiburz in connection with this easement.

3. This easement or any portion of it may be released at any time by agreement for that purpose entered into between the owners of the two tracts of land involved herein.

IT IS SO AGREED between the parties.

Kent I. Kiburz
Kent I. Kiburz

Bill DeJong, Jr.
Bill DeJong, Jr., Seller
Nancy DeJong
Nancy DeJong, Seller
1107 S. 5th
Knoxville, IA 50138

COMPUTER ☒
RECORDED ☒
COMPARED ☒

REC 1000
AUD 100
R.M.F. 100

FILED NO. 2650

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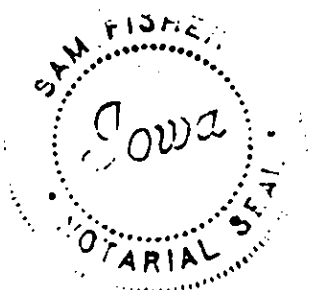
MICHELLE UTSLER
RECORDER
MADISON COUNTY, IOWA

STATE OF IOWA:

MARION COUNTY: ^{SS}

On this 6 day of April, 1994, before me, the undersigned a Notary Public in and for said State, personally appeared Kent I. Kiburz, Bill DeJong, Jr., and Nancy DeJong, to me known to be the identical persons named in and who executed the foregoing instrument and acknowledged that they executed the same as their voluntary act and deed.

Sam Fisher
Notary Public in and for said
State



Not Assignment
Deed, Deed Record 141-801
9-2-99

"EXHIBIT A"

The South 344 Feet of the West 380 Feet of the Southeast (1/4) of the Northwest Quarter (1/4), excepting therefrom a tract described as follows: Commencing 200 Feet East of the Southwest corner of said Southeast Quarter (1/4) of the Northwest Quarter (1/4), thence North 182 Feet, thence East 180 Feet, thence South 182 Feet, thence West 180 Feet to the point of beginning; and the South Half (1/2) of the Southwest Quarter (1/4) of the Northwest Quarter (1/4) of Section Four (4), and the East Half (1/2) of the Southeast Quarter (1/4) of the Southeast Quarter (1/4) of the Northeast Quarter (1/4) of Section Five (5), excepting a parcel of land located in the Southeast Quarter (1/4) of the Northwest Quarter (1/4) and in the Southwest Quarter (1/4) of the Northwest Quarter (1/4) of Section Four (4), more particularly described as follows: Beginning at the Southwest Corner of the Southeast Quarter (1/4) of the Northwest Quarter (1/4) of Section Four (4), thence along the South Line of the Southwest Quarter (1/4) of the Northwest Quarter (1/4) of said Section Four (4), South 89 degrees 35' 58" West 113.34 feet, thence North 00 degrees 00' 00" 518.67 feet, thence South 89 degrees 35' 58" West 395.00 feet, thence North 00 degrees 00' 00" 141.33 feet, thence North 89 degrees 35' 58" East 508.34 feet to the East Line of said Southwest Quarter (1/4) of the Northwest Quarter (1/4), thence along said East Line, South 00 degrees 00' 00" 316.00 feet, thence North 89 degrees 35' 58" East 200.00 feet, thence South 00 degrees 00' 00" 344.00 feet to the South Line of the Southeast Quarter (1/4) of the Northwest Quarter (1/4) of said Section Four (4), thence along said South line, South 89 degrees 35' 58" West 200.00 feet to the Point of Beginning, said parcel of land contains 4.578 Acres, including 0.237 Acres of County Road Right of Way, all in Township Seventy-five (75) North, Range Twenty-eight (28) West of the 5th P.M., Madison County, Iowa