

MAINTENANCE AGREEMENT

This Agreement made and entered into, by and between, Brad C. Allen and Mary E.

Allen, husband and wife, and Curtis C. Allen and Connie M. Allen, husband and wife.

WHEREAS, Brad C. Allen and Mary E. Allen are the owners of the following described real estate:

Parcel "B" located in the Fractional Northwest Quarter (NW¼) of the Northwest Quarter (NW¼) of Section Thirty (30), Township Seventy-six (76) North, Range Twenty-seven (27) West of the 5th P.M., Madison County, Iowa, more particularly described as follows: Commencing at the Northwest corner of Section Thirty (30), Township Seventy-six (76) North, Range Twenty-seven (27) West of the 5th P.M., Madison County, Iowa; thence, along the West line of the Fractional Northwest Quarter (NW¼) of the Northwest Quarter (NW¼) of said Section Thirty (30), South 00°00'00" West 824.67 feet to the Point of Beginning, thence, continuing along said West line, South 00°00'00" West 353.79 feet; thence North 82°41'05" East 272.79 feet; thence North 52°04'00" East 270.27 feet; thence North 30°32'10" East 177.53 feet; thence South 90°00'00" West 573.94 feet to the Point of Beginning. Said Parcel "B" contains 3.403 acres, including 0.403 acres of U.S. Highway #169 right of way

WHEREAS, said real estate is subject to an Ingress-Egress and Utility Easement, which is now held and owned by Curtis C. Allen and Connie M. Allen, described as follows:

A forty feet (40') wide Ingress-Egress and Utility Easement located in the Fractional Northwest Quarter (NW¼) of the Northwest Quarter (NW¼) of Section Thirty (30), Township Seventy-six (76) North, Range Twenty-seven (27) West of the 5th P.M., Madison County, Iowa, more particularly described as follows: Commencing at the West Quarter corner of Section Thirty (30), Township Seventy-six (76) North, Range twenty-seven (27) West of the 5th P.M., Madison County, Iowa; thence, along the West line of said Section Thirty (30), North 00°00'00" East 1448.00 feet to the Point of Beginning of a 40 feet wide Ingress-Egress and Utility Easement; thence, continuing along said West line, North 00°00'00" East 40.33 feet; thence North 82°41'05" East 256.71 feet; thence North 52°04'00" East 251.71 feet; thence North 30°32'10" East 146.33 feet; thence North 90°00'00" East 46.44 feet; thence South 30°32'10" West 177.53 feet; thence South 52°04'00" West 270.27 feet; thence South 82°41'05" West 272.79 feet to the Point of Beginning

WHEREAS, the parties desire to enter into this Maintenance Agreement to provide for the maintenance of the easement area.

REC \$ 15⁰⁰
AUD \$
R.M.F. \$ 1⁰⁰

COMPUTER
RECORDED
COMPARED



000846
Inst. No. 2001 at 7th day of March 2001 at 3:09 PM
Book 2001 Page 846 Recording Fee \$ 16⁰⁰
Michelle Utstler, Recorder, By Spencer K. Smith Deputy
STATE OF IOWA, SS.
MADISON COUNTY,

NOW THEREFORE IT IS AGREED AS FOLLOWS:

1. The parties agree that Brad C. Allen and Mary E. Allen, shall be responsible for one-half of the cost of maintenance, upkeep, and repair of the easement area, and that Curtis C. Allen and Connie M. Allen, shall be responsible for one-half of the cost of maintenance, upkeep, and repair of the easement area.

2. The parties agree that neither party shall be required to pave, or otherwise pay for or provide paving for such easement area, or any other type of hard surface, such as asphalt.

3. This Agreement shall be binding upon the parties, their heirs, successors and assigns.

Dated this 1 day of March, 2001.

Brad C. Allen
Brad C. Allen

Curtis C. Allen
Curtis C. Allen

Mary E. Allen
Mary E. Allen

Connie M. Allen
Connie M. Allen

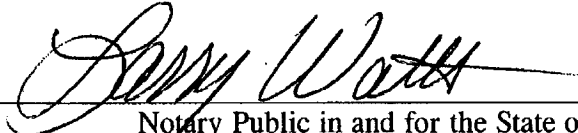
STATE OF IOWA :
 :SS
MADISON COUNTY :

On this 1 day of March, 2001, before me, the undersigned, a Notary Public in and for said State, personally appeared Brad C. Allen and Mary E. Allen, to me personally 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.

Larry Wath
Notary Public in and for the State of Iowa
11-1-2003

STATE OF IOWA :
:SS
MADISON COUNTY :

On this 1 day of March, 2001, before me, the undersigned, a Notary Public in and for said State, personally appeared Curtis C. Allen and Connie M. Allen, to me personally 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.



Notary Public in and for the State of Iowa
11-3-2003