STATE OF IOWA, MADISON COUNTY, ss.

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Book 119 Page 685 Recording Fee 10.00 Mary E. Welty, Recorder, By Shirley D Henry Deputy

2pgs.

Compared

AGREEMENT BETWEEN ADJOINING LANDOWNERS CREATING EASEMENT

This agreement, made this 13 day of May, 1986, between Jerry P. Greenwell and Patricia Greenwell, his wife, jointly and severally, parties of the first part, which expression shall include their heirs, executors, administrators, agents or assigns and Richard W. ~~Howe~~ Howard and Mary I. ~~Howe~~ Howard, his wife, jointly and severally, parties of the second part, which expression shall include their heirs, executors, administrators, agents or assigns, witnesseth:

WHEREAS, the parties of the first part own and have title to the real estate located in Madison County, Iowa described as follows:

> Northwest 1/4 of Northwest 1/4 of Section 26 and the South Fifty (50) acres of the East Half (1/2) of the Northeast Quarter (1/4) of Section 22 Township 75 North, Range 27 West of 5th P.M. Porter 40 acres Madison County, Iowa
>
> hereafter referred to as Lot No. 1

WHEREAS, the parties of the second part own and have title to the real estate located in Madison County, Iowa described as follows:

> West 1/4 of Southwest 1/4 of Southwest 1/4 of Section 23, Township 75 North, Range 27 West of 5th P.M. Madison County, Iowa
>
> hereafter referred to as Lot No. 2

WHEREAS, said properties are adjacent to each other, and,

WHEREAS, the parties hereto in consideration of the sum of One ($1.00) Dollar in hand paid each to the other, have agreed to grant to each other an easement or right of way through the property of the other;

NOW, THEREFORE, in pursuance to said agreement and for and in consideration of the sum of One ($1.00) Dollar paid by each of the parties to each other, receipt of which is hereby acknowledged, and of the mutual covenants, agreements, conditions and stipulations therein contained, it is mutually covenanted, stipulated and agreed by and between the parties as follows:

1. Grant by First Parties. The parties of the first part hereby grant to the parties of the second part, their heirs and assigns, an Easement and Right of Way, together with the full and

For corrected legal see misc Rec 43-459 5-13-96

free right for them, and their tenants, servants, visitors and licensees, in common with all others having the like right, at all times hereafter for the purpose of ingress and egress to and from Lot No. 2 and for all other purposes connected with the use of said Lot No. 2 to pass and re-pass along and over the unimproved roadway thereon which has been used in the past for such ingress and egress across Lot No. 1 to Lot No. 2.

2. Grant by Second Parties. The parties of the second part hereby grant to the parties of the first part, their heirs and assigns, an Easement and Right of Way, together with the full and free right for them, and their tenants, servants, visitors and licensees, in common with all others having the like right, at all times hereafter for the purpose of ingress and egress to and from Lot No. 1 and for all other purpose connected with the use of said Lot No. 1 to pass and re-pass along and over the unimproved roadway thereon which has been used in the past for such ingress and egress across Lot No. 2 to Lot No. 1.

3. Appurtenant. It is further understood and agreed that the easements granted herein are to be held by the respective grantees, and their heirs and assigns as appurtenant to the land owned by the respective grantees.

4. Duplicate Copies. This agreement has been executed in duplicate by the parties and each executed copy thereof shall be considered an original.

In Witness Whereof, the parties have hereunto set their hands and seals the day and year first written above.

Jerry P. Greenwell
Jerry P. Greenwell

Richard W. Howard
Richard W. ~~Howe~~ Howard

Patricia A. Greenwell
Patricia Greenwell

Mary L. Howard
Mary L. ~~Howe~~ Howard

Subscribed and sworn to before me this 13th day of May, 1986.

Thelma M. Rogers
Notary Public in and for the State of Iowa