IND. ✓
REC. ✓
PAGE

A G R E E M E N T

THIS AGREEMENT made and entered into by and between the CITY OF TRURO, IOWA, hereinafter referred to as "City" and HARRY MICHAEL and MARGARET MICHAEL, Husband and Wife, hereinafter referred to as "Michael", WITNESSETH:

WHEREAS, the parties hereto entered into a Water Pipe Line Easement on or about the 6th day of August, 1956, which Water Pipe Line Easement was recorded on the 22nd day of May, 1957 in the office of the Madison County Recorder in Deed Record Book No. 88, Page 454; and

WHEREAS, the parties hereto are desirous of amending said Agreement.

NOW THEREFORE IT IS AGREED TO BY AND BETWEEN THE PARTIES HERETO AS FOLLOWS:

1. That Michael shall repay to the City the consideration received by Michael for said Water Pipe Line Easement.

2. That City shall install a water meter to monitor the water withdrawn from the water pipeline now extending through the Michael property and Michael shall be allowed to draw Three Thousand (3000) gallons of water per month free of charge. Michael further agrees to pay the City for all water over three thousand (3000) gallons a month used by Michael at a rate which shall be fixed at two-thirds of the regular rate charged City customers of the City of Truro, Iowa water system.

3. All other provisions of said Water Pipe Line Easement shall remain in full force and effect.

Dated at Truro, Iowa this 10 day of January, 1981.

CITY OF TRURO, IOWA

By George L Parker Mayor

By Joan Fenimore Clerk

Harry Michael
Harry Michael

Margaret Michael
Margaret Michael

Compared

FILED NO. 1015
BOOK 113 PAGE 266
1981 JAN 13 PM 3:39
MARY E. WELTY
RECORDER
MADISON COUNTY, IOWA
Fee 6 00

STATE OF IOWA :
:ss
COUNTY OF MADISON :

On this 10 day of January, 1981, before me, the undersigned, a Notary Public in and for said County, in said State, personally appeared Lee Barker, Mayor, and Jan Freeman, City Clerk of the City of Truro, Iowa, a municipal corporation, which executed the foregoing instrument, and by me duly sworn, each for himself, did say that they are respectively the Mayor and City Clerk of the City of Truro, Iowa, and that said instrument was signed by them and sealed on behalf of the City of Truro, Iowa, by authority of its City Council, and each of them acknowledged the execution of said instrument to be the voluntary act and deed of said City of Truro, Iowa, by it and by them voluntarily executed.

IN WITNESS WHEREOF, I have hereunto signed my name and affixed my Notarial Seal the day and year last above written.

NOTARIAL SEAL JOHN J. FREEBERG

John J. Freeberg

Notary Public in and for the State of Iowa

STATE OF IOWA :
:
COUNTY OF MADISON :

On this 10th day of January, 1981, before me, the undersigned, a Notary Public in and for said County and State, personally appeared Harry Michael and Margaret Michael, 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.

NOTARIAL SEAL JOHN J. FREEBERG

John J. Freeberg

Notary Public in and for the State of Iowa