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Daneen Schindler, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

ENJ
ⓧ **PREPARER:** Nick Strittmatter 123 East First Street PO Box 229 Monticello, IA 52310 Ph 319-465-3531
RETURN TO: PREPARER

AGREEMENT

STATE OF IOWA, COUNTY OF JONES, §:

This Agreement is entered into by and between FLORENCE JEAN PRULL, Contract Seller, and JOHN D. TIMM and JOANNE F. TIMM, husband and wife, Contract Buyers.

On March 1, 2001, Florence Jean Prull and her husband, John E. Prull, now deceased, signed a Real Estate Contract to sell their Delaware County farm consisting of approximately 200 acres to John D. Timm and Joanne F. Timm, husband and wife. The Contract was filed March 7, 2001 in Book 2001, Page 728 of the Delaware County Recorder records. Upon the death of John E. Prull, Florence Jean Prull became the sole owner of this Contract. Following the Timms' Contract payment on April 1, 2019, the Timms have paid a total of \$169,740.15 Contract sale principal, leaving a balance owing of \$180,259.85. As an accommodation to the Timms, Florence Jean Prull has agreed to convey a Warranty Deed to the Timms for the following described real estate:

The NW 1/4 NW 1/4 of Section 35 and the E 1/4 NE 1/4 of Section 34, all in Township 87 North, Range 3, West of the 5th P.M.;

in PARTIAL FULFILLMENT of the aforementioned Real Estate Contract. In appreciation of and in consideration to Florence Jean Prull, John D. Timm and Joanne F. Timm, in the event Florence Jean Prull regains full title to the western portion of the farm consisting of about 110 acres presently being purchased by the Timms in accordance with the aforementioned Contract, the Timms hereby grant to Florence Jean Prull and her successors in interest a permanent easement right of ingress and egress over the above-described property and over the currently owned Timms property described as:

SW 1/4 SE 1/4 NE 1/4; and the East 1/2 acre of the SE 1/4 SE 1/4, Section 34; and the West 2 rods of the SW 1/4 and the South 1 rod of the West 1 rod of the SW 1/4 NW 1/4 of Section 35, all in Township 87 North, Range 3, West of the 5th P.M.;

in order to provide access from the Jones-Delaware Road to the aforementioned western portion of the Prull farm. Upon full payment of the remaining Contract balance and conveyance of the Warranty Deed from Florence Jean Prull to the Timms, currently held in escrow, the grant of this conditional easement shall be null and void.

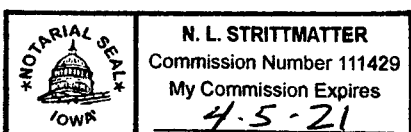
AGREED TO this 26 day of April, 2019 by the undersigned.

Florence Jean Prull
FLORENCE JEAN PRULL

John D. Timm
JOHN D. TIMM

Joanne F. Timm
JOANNE F. TIMM

Subscribed and sworn to before me by Florence Jean Prull, John D. Timm, and Joanne F. Timm, this 26th day of April, 2019.



Daneen Schindler
N.L. STRITTMATTER (Notary Public)