

Recorded: 10/18/2024 at 10:11:35.0 AM
County Recording Fee: \$17.00
Iowa E-Filing Fee: \$3.00
Combined Fee: \$20.00
Revenue Tax: \$0.00
Delaware County, Iowa
Daneen Schindler RECORDER
BK: 2024 PG: 2630

Prepared By and Return to: Patrick B. Dillon, 209 E 1st Street, Sumner, IA 50674 563 578-1850.

WELL AGREEMENT

WHEREAS Jay D. and Carolyn E. Taylor (Taylor herein) the owners of the following described property:

See attachment Legal 1

Known locally as 2073 110th ST, Edgewood, Iowa 52042

WHEREAS, Midwest Pumping II, LLC, (Midwest herein) owns the property described as:

See Attachment Legal 2.

Known locally as 2075 110th ST, Edgewood, IA

WHEREAS there is a well located on the above-described property of Taylor. Taylor wishes to share and allow access to the current well located on the above-described property with the Midwest Pumping II, LLC, for incidental water use for its shop property. Taylor agrees to maintain and take financial responsibility of the well during the period of the shared well.

IT IS HEREBY AGREED AS FOLLOWS:

- a. The well and the well system (defined as the well, the power line and water line) can be accessed at any reasonable time for repairs, inspection, and upkeep at the shared cost 50 percent per party to the agreement.
- b. Power to the well is provided from electrical service running from Taylor property and Midwest shall have no responsibility or financial requirement to power the well for any reason under any circumstances outside of a yearly \$100.00 payment to Taylor.
- c. In the event of a well failure and such repair is not reasonable or economically feasible, the agreement is extinguished, and each party shall establish a well and well system upon its own property as they may desire.
- d. If Midwest, or their successors and assigns, fail to pay any amount due under this



Legal 1

Lot One (1) of Hoefer Subdivision; in the Southeast Quarter of the Southeast Quarter of Section 2, Township 90 North, Range 5 West of the 5th P.M., Delaware County, Iowa, according to plat recorded in Book 2018, Page 2286

Legal 2

Lot Two (2) of Hoefer Subdivision; in the Southeast Quarter of the Southeast Quarter of Section 2, Township 90 North, Range 5 West of the 5th P.M., Delaware County, Iowa, according to plat recorded in Book 2018, Page 2286

