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Daneen Schindler, RECORDER/REGISTRAR  
DELAWARE COUNTY IOWA

Prepared by/Return to: Jane E. Hanson, 401 East Main Street, Manchester, Iowa 52057; (563) 927-5920  
Individual's Name Street Address City Phone

### SEPTIC SYSTEM EASEMENT AND AGREEMENT

This Agreement entered into this 5<sup>th</sup> day of June, 2025, by and between Randy Harbach, a single person (hereinafter "Harbach") Ronald U. Becker and Kris M. Becker, husband and wife, (hereinafter "Becker").

**WHEREAS**, Harbach owns the following described real estate located in Delaware County, Iowa:

Lot Three (3) of Harbach Subdivision A Subdivision in the NE $\frac{1}{4}$  and in the NE $\frac{1}{4}$  of the SE $\frac{1}{4}$  Section 14, T88N, R5W of the Fifth P.M., Delaware County, Iowa, according to plat recorded in Book 2024, Page 562

(hereinafter "Harbach's Real Estate")

**AND WHEREAS**, Becker owns the following described real estate located in Delaware County, Iowa:

Parcel C in the Northwest Quarter (NE $\frac{1}{4}$ ) of the Northeast Quarter (NE $\frac{1}{4}$ ) of Section 14, Township 88 North, Range 5 West of the 5th P.M., Delaware County, Iowa, according to plat recorded in Book 7, Plats, Page 8; And Parcel R Part of the NW  $\frac{1}{4}$  - NE  $\frac{1}{4}$  Section 14, T88N, R5W of the Fifth P.M., Delaware County, Iowa according to plat recorded in Book 2001, Page 1829, Except Parcel T Part of the NW  $\frac{1}{4}$  - NE  $\frac{1}{4}$  Section 14, T88N, R5W of the Fifth P.M., Delaware County, Iowa according to plat recorded in Book 2001, Page 1829

(hereinafter "Becker's Real Estate")

**WHEREAS**, Becker's Real Estate requires the use of a septic system and the leach lines for said system are located on Harbach's Real Estate. Becker's septic system is located approximately 85 feet East of the Southwest corner of Becker's Real Estate. The leach lines for said septic system travel southwest, fifty (50) feet, over and into Harbach's Real Estate (hereafter referred to as the "Easement Area").

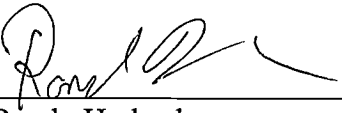
**AND WHEREAS**, the Parties wish to enter into an Agreement to establish their rights and obligations with regard to the leach lines located on Harbach's Real Estate, which serve the septic system on Becker's Real Estate.

**NOW, THEREFORE**, in consideration of the mutual promises contained herein and the mutual benefits to be gained by the Parties they agree as follows:

1. Becker shall have the right to enter Harbach's Real Estate to inspect, maintain and/or replace leach lines located on Harbach's Real Estate.
2. Harbach shall have the right to use the easement area for the purpose of grazing livestock, but shall not plant trees, erect structures or perform deep tillage in the Easement Area.
3. Becker shall be required to pay the cost of any and all repairs or replacements of the leach lines located in the Easement Area. In addition, Becker is hereby granted an Easement over and across that portion of the real estate owned by Harbach in order to provide access to the leach lines as needed to inspect, maintain and repair the same. Becker shall be obligated to return to its natural condition any soil or earth disturbed by inspection, repair, replacement, or maintenance of the leach lines.
4. In the event Becker replaces their septic system, Becker shall move leach lines on to Becker's Real Estate, and Becker and Harbach, their successors in interest, heirs and/or assigns, agree to file a termination of this Easement and Agreement with the County Recorder.
5. This Easement and Agreement shall be binding upon the Parties hereto, their heirs, successors and assigns and shall be considered an Easement that runs with the land.

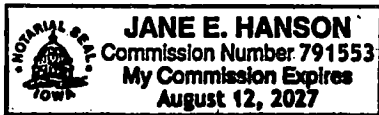
Dated this 5<sup>th</sup> day of June, 2025.

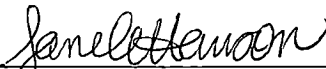
**HARBACH:**

  
\_\_\_\_\_  
Randy Harbach

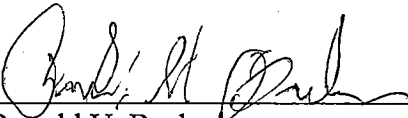
**STATE OF IOWA, COUNTY OF DELAWARE, ss:**

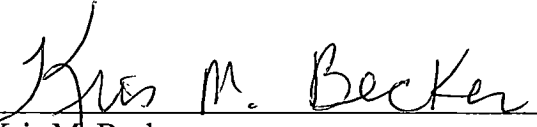
On this 4<sup>th</sup> day of June, 2025, before me, the undersigned, a Notary Public in and for said State, personally appeared Randy Harbach, a single person, to me known to be the identical persons named in and who executed the foregoing instrument and acknowledged that they executed the same as their voluntary act and deed.



  
\_\_\_\_\_  
Notary Public in and for the State of Iowa

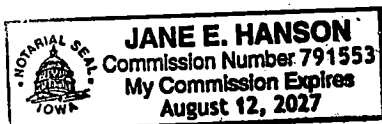
**BECKER:**

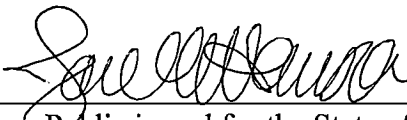
  
\_\_\_\_\_  
Ronald U. Becker

  
\_\_\_\_\_  
Kris M. Becker

**STATE OF IOWA, COUNTY OF DELAWARE, ss:**

On this 5<sup>th</sup> day of June, 2025, before me, the undersigned, a Notary Public in and for said State, personally appeared Ronald U. Becker and Kris M. Becker, husband and wife, 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.



  
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Notary Public in and for the State of Iowa