

Deed Record, No. 96, Madison County, Iowa

MATT FARMER & SONS CO., WATERLOO, IOWA 66-4316

Harley Fischer
To

#961

Filed for record the 1 day of July
A.D. 1968 at 4:04 o'clock P. M.

Fee \$2.50

A. E. Thomas et al

Mary E. Welty, Recorder

EASEMENT AGREEMENT

This agreement made and entered into this 28th day of June, 1968, by and between Harley Fischer, single, grantor, and A. E. Thomas and E. K. Taylor, their heirs, administrators, executors, agents and assigns, grantees; witnesseth:

Whereas grantor owns the real estate legally described as:

Commencing at the Southwest corner (SW) of the Northwest Quarter (NW $\frac{1}{4}$) Northwest Quarter (NW $\frac{1}{4}$) of Section Twenty-two (22), Township Seventy-five (75) North, Range Twenty-eight (28) West of the 5th P.M. running thence East (E) One Hundred Forty (140) rods, thence North (N) Twenty two and seven-eighths (22 and $\frac{7}{8}$) rods, thence West (W) One Hundred Forty (140) rods, thence South (S) Twenty two and seven-eighths (22 and $\frac{7}{8}$) rods to the point of beginning,

and,

Whereas the grantees desire to construct a stock pond on premises which grantees now own immediately south of the premises owned by the grantor, which construction will cause water to back up and be stored on the land owned by grantor.

Now therefore for and in consideration of one dollar and other valuable consideration Harley Fischer, single does hereby grant, convey, assign and set over to A. E. Thomas and E. K. Taylor the right to overflow, flood and/or cover with flood, slack or backwater resulting from the construction of the stock pond and dam above mentioned a tract of land described as:

Commencing Twenty-three (23) rods West (W) of the Southeast (SE) corner of the Northwest Quarter (NW $\frac{1}{4}$) Northwest Quarter (NW $\frac{1}{4}$) Section Twenty-two (22) Township Seventy-five (75) North, Range Twenty-eight (28) West of the 5th P.M., running thence North (N) six (6) rods, thence West (W) Ten (10) rods, thence South (S) Six (6) rods, thence East Ten (10) rods to the point of beginning,

together with the rights of ingress and egress to said land for the purposes of maintaining and protecting the stock pond and dam to be constructed.

Harley Fischer
Harley Fischer

STATE OF IOWA MADISON COUNTY) SS

On this 28th day of June, 1968, before me the undersigned, a notary Public in and for said County in said State personally appeared Harley Fischer to me known to be the identical persons named in the above and foregoing easement, and who executed the foregoing and acknowledged that they executed the same as their voluntary act and deed.

NOTARIAL
SEAL

Beth Flander
Beth Flander - - -