

THIS AGREEMENT, ENTERED INTO THIS 8<sup>th</sup> day of August, 1977, by and between Clarence H. Guggisberg and Marie I. Guggisberg, husband and wife, parties of the first part; Joseph Guggisberg and Karen Guggisberg, his wife, parties of the second part, and Hilary P. Liebl and Mary Liebl, husband and wife, parties of the third part, to wit:

WHEREAS, the parties of the first part are the owners in fee of the Northeast Quarter of Section Fifteen Township One Hundred Twelve, Range Thirty Two (NE $\frac{1}{4}$ -15-112-32) Renville County, Minnesota; and

WHEREAS, the parties of the second part are the contract purchasers of the North Half of the Northeast Quarter of Section Fifteen Township One Hundred Twelve Range Thirty Two (N $\frac{1}{2}$ NE $\frac{1}{4}$ -15-112-32) Renville County, Minnesota; and

WHEREAS, the parties of the third part are the owners of the Southeast Quarter of Section Ten Township One Hundred Twelve Range Thirty Two (SE $\frac{1}{4}$ -10-112-32) and the Southwest Quarter of the Southwest Quarter of Section Eleven Township One Hundred Twelve, Range Thirty Two (SW $\frac{1}{4}$ SW $\frac{1}{4}$ -11-112-32) Renville County, Minnesota; and

WHEREAS, there are presently four tile lines, i.e., one 16 inch line, one ten inch line and two six inch lines, going under the roadway between the property of the parties hereto, draining the lands of the parties of the third part through the lines in the property of the parties of the first and second parts, and

WHEREAS, the parties of the third part have paid unto the other parties hereto the sum of Four Thousand (\$4,000.00) Dollars, the receipt of which is hereby acknowledged, for the privilege of outlets in said tile lines; and

WHEREAS, branch lines have been established by the parties hereto which drain into the above mentioned main tile lines;

NOW THEREFORE, it is agreed as follows:

1. No lands not specifically included in this agreement may be added to the watershed served by the said tile line.
2. Each of the parties hereto may install branch tile lines to drain the above described lands with said installation and maintenance to be at their own expense.
3. Each of the parties hereto grants unto each of the other parties hereto a perpetual easement for purposes of construction, operation and maintenance of the above specified main tile lines.
4. All maintenance on the said tile line, with the exception of the intakes, shall be divided on the following basis:

Parties of the first and second part - 50% to divide as they see fit

Parties of the third part - 50%

5. All repairs to intakes on the main tile line shall be the responsibility of the party upon whose lands said intake is located.

IN TESTIMONY WHEREOF, the parties hereto have set their hands the day and year first above written.

Clarence H. Guggisberg  
Clarence H. Guggisberg

Marie I. Guggisberg  
Marie I. Guggisberg

Joseph Guggisberg  
Joseph Guggisberg

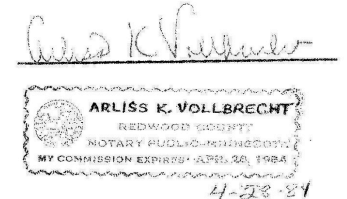
Karen Guggisberg  
Karen Guggisberg

Hilary P. Liebl  
Hilary P. Liebl

Mary Liebl  
Mary Liebl

STATE OF MINNESOTA )  
 ) ss  
COUNTY OF REDWOOD )

On this 8<sup>th</sup> day of August, 1977, before me, a notary public within and for said County and State personally appeared Clarence H. Guggisberg and Marie I. Guggisberg, husband and wife, Joseph Guggisberg and Karen Guggisberg, his wife, and Hilary P. Liebl and Mary Liebl, husband and wife, to me known to be the persons described in and who executed the same foregoing instrument and acknowledged that they executed the same as their free act and deed.



THIS INSTRUMENT  
DRAFTED BY:  
W. M. Vollbrecht  
Attorney at Law  
Morgan, Minnesota 56266

Doc. No. 235201

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|--------------------------------------------------------------------------------------------------------------------------|----------|
| OFFICE OF THE NOTARY PUBLIC                                                                                              |          |
| RENVILLE COUNTY, MINNESOTA                                                                                               |          |
| I hereby certify that on this 8th day of August, 1977, at 9:05 AM, I was present at the signing of the above instrument. |          |
| Book 176                                                                                                                 | Page 221 |
| Deeds                                                                                                                    | 222      |
| Notary Public: <u>W. M. Vollbrecht</u>                                                                                   |          |

