Del. Co. Aud.

315-3142
DELAWARE COUNTY IOWA
FILED
'97 APR 24 PM 4 17
BOOK 40
PEYTON
RECORDER
MC

Entered for taxation this 24th day of April A.D. 1997
Auditor
By Deputy
89-203

Prepared by: Brian T. Ridenour, Delaware Co. Engineer, P.O. Box 68, Delaware, IA; 319-927-3505

# EASEMENT FOR PUBLIC HIGHWAY

## Know All Men by These Presents:

That Steve B. and Cindy Mensen

of DELAWARE COUNTY, STATE of IOWA,

in consideration of the sum of Thirty six hundred thirty two & 50/100-------- DOLLARS in hand paid by Delaware County, do hereby sell and convey unto the County of Delaware, for road purposes and for use as a Public Highway, the following described premises situated in the County of Delaware, State of Iowa, to-wit:

See attached acquisition plat
Project L-1995(3) Mensen property

and we hereby covenant with the said COUNTY OF DELAWARE that we lawfully seized of said premises; that they are free from incumbrance; that we have good and lawful authority to sell and convey the same, and we do hereby covenant to warrant and defend the said premises against the lawful claims of all persons whomsoever, and the said _____

hereby relinquishes right of dower in and to the premises hereinbefore conveyed.

Signed this 24th day of March A. D. 19 97

Steve B. Mensen

Cindy T. Mensen

State of Iowa }
County of Delaware } ss.

On this 24th day of March A. D. 19 97, before me Cathy L. Greif, a Notary Public in and for Delaware County, State of Iowa, personally appeared Steve B. and Cindy Mensen

to me known to be the person (s) who are named in and who executed the foregoing instrument, and acknowledged that they executed the same as their voluntary act and deed.

NOTARIAL SEAL IOWA
CATHY L. GREIF
MY COMMISSION EXPIRES
8-31-97

Cathy L. Greif
Notary Public in and for said County.

DATE 4-24-97 BOOK 2 PAGE 40

County _____

Project No. E-1995(33)

**EASEMENT**
FOR PUBLIC HIGHWAY

Steve B. & Cindy Mensen
TO
Delaware County

Entered for taxation this 6th day of May A. D. 1997
Shawn McCaskey
County Auditor
By Cindy Beck Deputy
89-203

Filed for Record on the _____ day of _____, A. D. 19____, at _____ o'clock ___M., and Recorded in Book _____ of _____, on Page _____

_____ Recorder
By _____ Deputy

# EASEMENT PRIORITY AGREEMENT

For a good and valid consideration the _____

_____

a corporation, duly incorporated under the laws of the State of _____, agrees that the easement for road purposes, and for use as a public highway, granted Delaware County, in and to the premises described in the instrument on the reverse side hereof, shall be superior to the lien of the mortgage recorded in Book _____, Page _____, of the records in the office of the Recorder of Delaware County, Iowa, at Manchester, Iowa.

Attest: _____

_____ By _____

_____

State of _____ }
County of _____ } ss.

On this _____ day of _____, A. D. 19____, before me, _____ a Notary Public in and for said county, personally appeared _____ and _____, to me personally known, who being by me duly sworn did say that they are the _____ and _____, respectively, of the said _____, a corporation duly organized under the Laws of the State of _____, and that the seal affixed to said instrument is the seal of said corporation and that said instrument was signed and sealed on behalf of said corporation by authority of its board of directors; and the said _____ and _____ acknowledged the execution of said instrument to be the voluntary act and deed of said corporation by it voluntarily executed.

_____
Notary Public in and for said County.

# EASEMENT PRIORITY AGREEMENT

For a good and valid consideration _____ agrees that the easement for road purposes, and for use as a public highway granted Delaware County, in and to the premises described in the instrument on the reverse side hereof, shall be superior to the lien of the mortgage recorded in Book _____, Page _____, of the records in the office of Recorder of Delaware County, at Manchester, Iowa.

_____

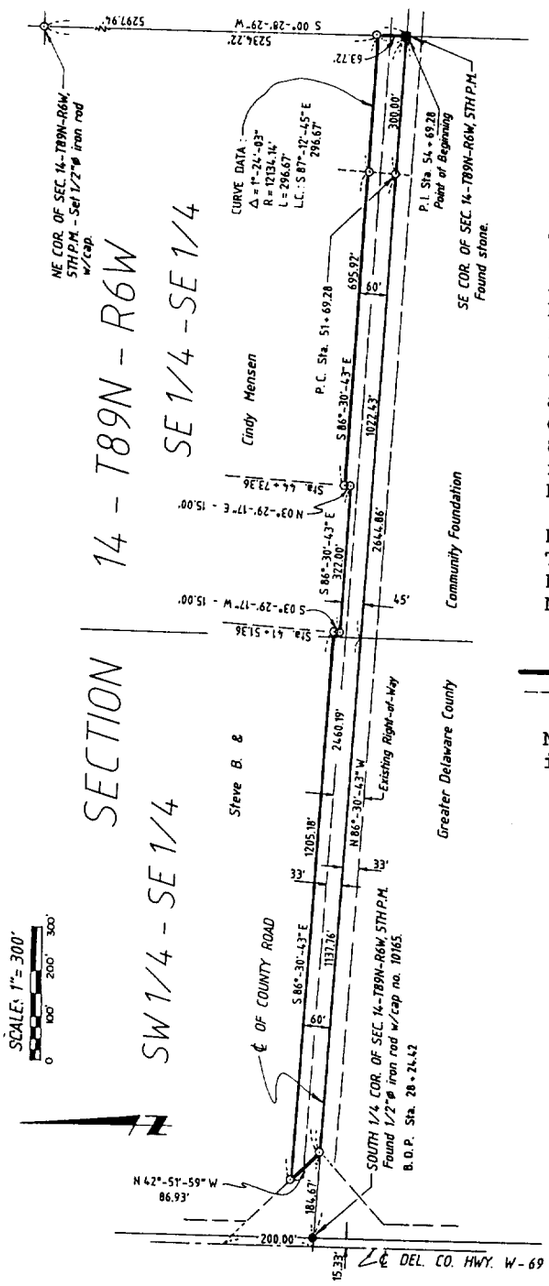
_____

State of _____ }
County of _____ } ss.

On this _____ day of _____, A. D. 19____, before me, a Notary Public, in and for said County, personally appeared _____ to me known to be the person _____ who executed the foregoing instrument, and acknowledged that _____ executed the same as _____ voluntary act and deed.

_____
Notary Public in and for said County.

Instructions. Use corporate or personal form of waiver and acknowledgment as required.




LEGAL DESCRIPTION:

Part of the Southeast Quarter of the Southeast Quarter (SE1/4-SE1/4) and part of the Southwest Quarter of the Southeast Quarter (SW1/4-SE1/4) of Section Fourteen (14), Township Eighty-nine (89) North, Range Six (6) West of the Fifth Principal Meridian, Delaware County, Iowa, described as follows:

Commencing at the Southeast Corner of Section 14, Township 89 North, Range 6 West of the 5th P.M. which is the Point of Beginning; thence N 86°-30'-43" W, 2460.19 feet along the south line of the SE1/4 of said Section 14; thence N 42°-51'-59" W, 86.93 feet; thence S 86°-30'-43" E, 1205.18 feet; thence S 03°-29'-17" W, 15.00 feet; thence S 86°-30'-43" E, 322.00 feet; thence N 03°-29'-17" E, 15.00 feet; thence S 86°-30'-43" E, 695.92 feet; thence 296.67 feet along a 12134.14 foot radius curve concave northerly with a central angle of 1°-24'-03" and a long chord which bears S 87°-12'-45" E, 296.67 feet; thence S 00°-28'-29" W, 63.72 feet along the east line of said Section 14 to the Point of Beginning.

| R/W IN SE1/4-SE1/4 | | R/W IN SW1/4-SE1/4 | |
|---|---|---|---|
| Total R/W | = 1.724 acres | Total R/W | = 1.607 acres |
| Existing R/W | = 1.002 acres | Existing R/W | = 0.876 acres |
| Net R/W | = 0.722 acres | Net R/W | = 0.731 acres |

LEGEND:
Acquisition boundary
Set 1/2" dia. iron rod w/cap.

Survey requested by:
Delaware County Engineer
Proprietor:
Steve B. & Cindy Mensen

NOTE: The south line of the SE1/4 of Section 14, T89N, R6W is assumed to bear N 86°-30'-43" W.




I hereby certify that this engineering and/or land surveying document was prepared by me or under my direct personal supervision and that I am a duly Registered Professional Engineer and Registered Land Surveyor under the laws of the State of Iowa.

Signature: Roger R. Mohn
Roger R. Mohn
Date December 31, 1996 Reg. No. 10165
My Registration expires December 31, 1998

**MOHN SURVEYING** Roger R. Mohn
Surveying • Engineering
1888 Great River Road, Lansing, IA 52151
Phone 319-538-4067 · FAX (319) 538-4067

ACQUISITION PLAT
PROJ. L-1995 (3)
STEVE B. & CINDY MENSEN
PROPERTY

DATE SURVEYED: NOV. - DEC., 1996
FIELD BOOK: 58
SHEET NO. 1 OF 1