Del. Co. Aud.

315-31144
DELAWARE COUNTY IOWA
FILED
'97 APR 24 PM 4 19
BOOK 7 PAGE 42
PEYTON
RECORDER
N/C

Entered for taxation 6th day
A.D. 1997
Auditor
Deputy

89-202,
89-213

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 Glenn H. McDowell

of DELAWARE COUNTY, STATE of IOWA,

in consideration of the sum of Four thousand thirty seven & 60/100---------- 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) McDowell property

and I hereby covenant with the said COUNTY OF DELAWARE that I lawfully seized of said premises; that they are free from incumbrance; that I have good and lawful authority to sell and convey the same, and I 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 JANUARY 24 day of JANUARY A. D. 1997

Glenn H. McDowell

State of Iowa
County of Delaware } ss.

On this 24 day of JANUARY A. D. 1997, before me Brian T. Ridenour, a Notary Public in and for Delaware County, State of Iowa, personally appeared Glenn H.McDowell

to me known to be the person who is named in and who executed the foregoing instrument, and acknowledged that he executed the same as his voluntary act and deed.

BRIAN T. RIDENOUR
My Comm. Exp. 7/2/99

Notary Public in and for said County.
Brian T. Ridenour

DATE 4-24-97 BOOK 7 PAGE 42

County _____

Project No. L-1995(3)

EASEMENT
FOR PUBLIC HIGHWAY

Glenn H. McDowell
to
Delaware County

Entered for taxation this 6th day of May A. D. 1997
Sharon McCrady
County Auditor
By Carla Beeks Deputy

89-202; 89-213

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.

_____

_____

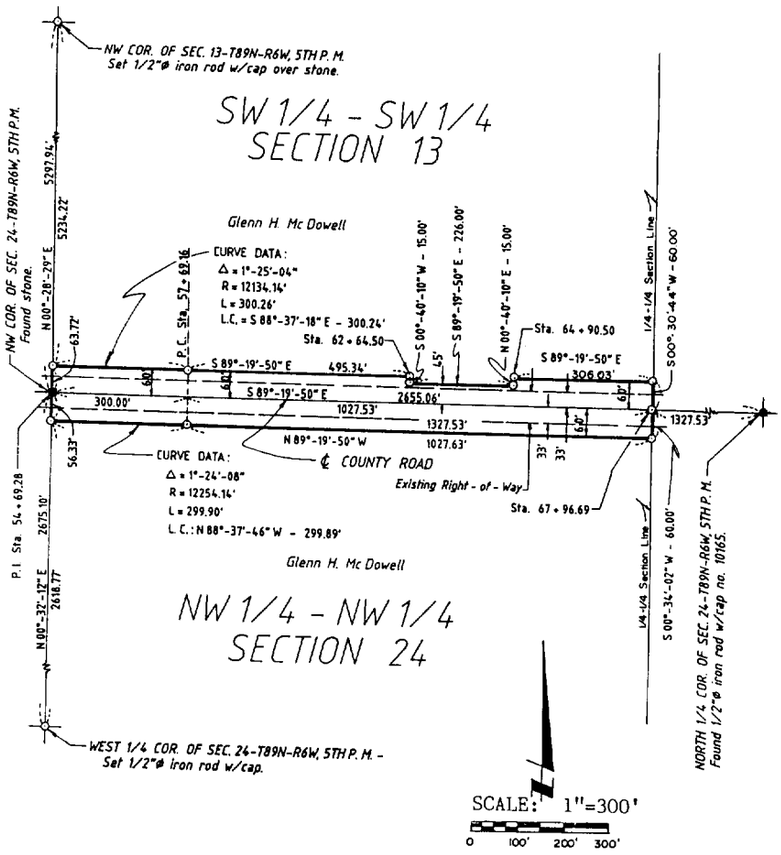
State of _____ }
County of _____ } ss.

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.

MOHN SURVEYING ROGER R. MOHN 1888 GREAT RIVER ROAD LANSING, IOWA 52151 (319) 538-4067



LEGAL DESCRIPTION:

Part of the Southwest quarter of the Southwest Quarter (SW1/4-SW1/4) of Section Thirteen (13) and part of the Northwest Quarter of the Northwest Quarter (NW1/4-NW1/4) of Section Twenty-four (24); all in Township Eighty-nine (89) North, Range Six (6) West of the Fifth Principal Meridian, Delaware County, Iowa, described as follows:

Commencing at the Northwest Corner of Section 24, Township 89 North, Range 6 West of the 5th P.M. which is the Point of Beginning; thence N 00°-28'-29" E, 63.72 feet along the west line of Section 13, T89N, R6W; thence 300.26 feet along a 12134.14 foot radius curve concave northerly with a central angle of 1°-25'-04" and a long chord which bears S 88°-37'-18" E, 300.24 feet; thence S 89°-19'-50" E, 495.34 feet; thence S 00°-40'-10" W, 15.00 feet; thence S 89°-19'-50" E, 226.00 feet; thence N 00°-40'-10" E, 15.00 feet; thence S 89°-19'-50" E, 306.03 feet; thence S 00°-30'-44" W, 60.00 feet; thence S 00°-34'-02" W, 60.00 feet; thence N 89°-19'-50" W, 1027.63 feet; thence 299.90 feet along a 12254.14 foot radius curve concave northerly with a central angle of 1°-24'-08" and a long chord which bears N 88°-37'-46" W, 299.89 feet; thence N 00°-32'-12" E, 56.33 feet along the west line of the NW1/4 of said Section 24 to the Point of Beginning.

R/W IN SW1/4-SW1/4 OF SEC. 13		R/W IN NW1/4-NW1/4 OF SEC. 24	
Total R/W =	1.751 acres	Total R/W =	1.829 acres
Existing R/W =	1.006 acres	Existing R/W =	1.006 acres
Net R/W =	0.745 acres	Net R/W =	0.823 acres

TOTAL R/W = 3.580 acres
Existing R/W = 2.012 acres
Net R/W = 1.568 acres

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

NOTE: The north line of the NW1/4 of Section 24, T89N, R6W is assumed to bear S 89°-19'-50" E.

Survey requested by: Delaware County Engineer
Proprietor: Glenn H. McDowell

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 Land Surveyor under the laws of the State of Iowa.

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

LAND SURVEYOR REGISTERED ROGER R. MOHN 10165 IOWA

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) GLENN H. MCDOWELL PROPERTY	DATE SURVEYED: NOV. - DEC., 1996 FIELD BOOK: 58 SHEET NO. 1 OF 1