Del. Co. Aud.

Entered for taxation 22nd day
of June A.D., 1999
Sharon McCubbin Auditor
By Paula Becker Deputy
90-135

DELAWARE COUNTY IOWA
FILED
1999 JUN 18 PM 2:40
BOOK 1999 PAGE 694
RECORDED, INDEXED
DELAWARE COUNTY, IOWA

n/c

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 Richard F. and Ann R. Kluesner

of DELAWARE COUNTY, STATE of IOWA,

in consideration of the sum of Two hundred sixteen and 00/100 **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 for project number LFM-28(39)--73-28

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 22 **day of** April **A. D. 19**99

Richard F. Kluesner
Richard F. Kluesner

Ann R. Kluesner
Ann R. Kluesner

State of Iowa
County of Delaware } **ss.**

On this 22 **day of** April **A. D. 19**99**, before me** Brian T. Ridenour**, a Notary Public in and for** Delaware **County, State of** Iowa**, personally appeared** Richard F. and Ann R. Kluesner

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.**

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

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

County Delaware

Project No. LFM-26(39)--73--28

EASEMENT

FOR PUBLIC HIGHWAY

Richard F. & Ann R. Kluesner

TO

Delaware County, Iowa

Entered for taxation this 22nd day of June A. D. 1999

Shawn McCrudden

County Auditor

By Carla Sachau Deputy

90-135

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.

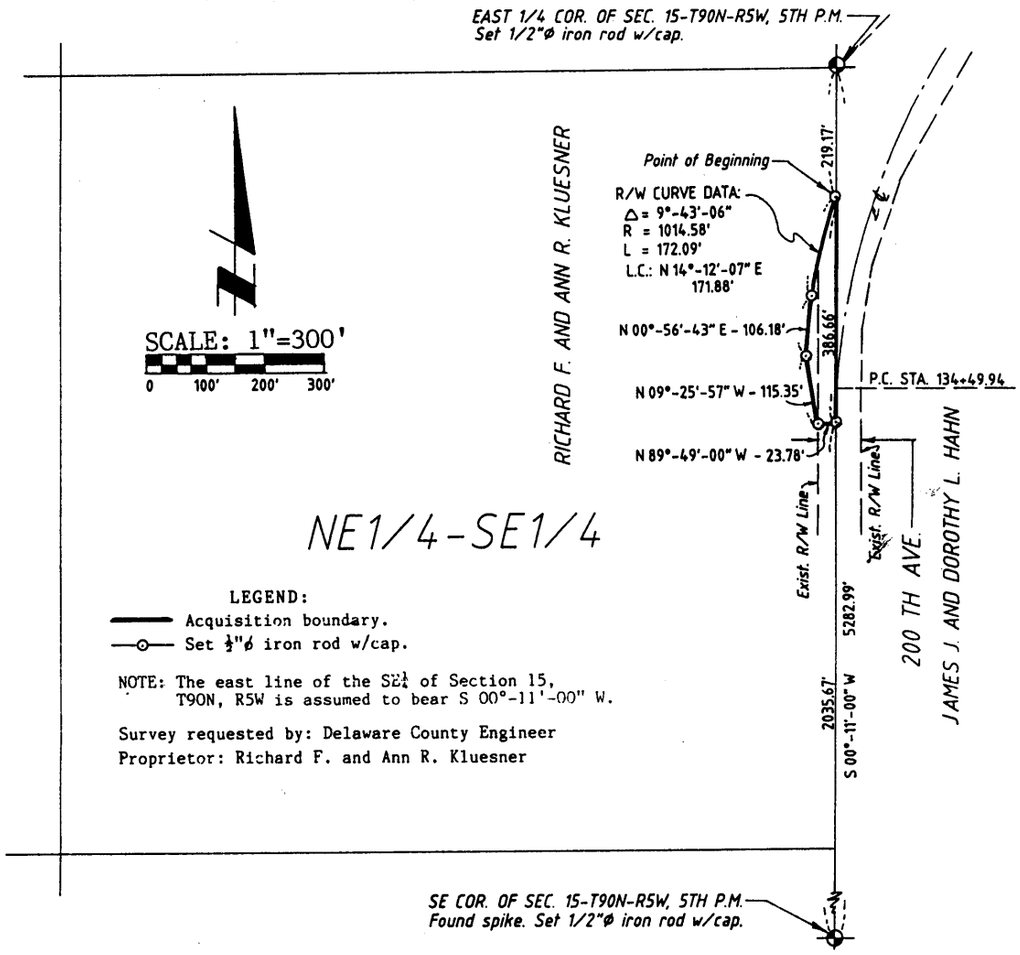
_____

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

ACQUISITION PLAT
PROJ. NO. LFM-28(39)--73-28
RICHARD F. AND ANN R. KLUESNER



LEGAL DESCRIPTION:

Part of the Northeast Quarter of the Southeast Q uarter (NE1/4-SE1/4) of Section Fifteen (15), Township Ninety (90) North, Range Five (5) West of the Fifth Principal Meridian, Delaware County, Iowa, described as follows:

Commencing at the East 1/4 Corner of Section 15, Township 90 North, Range 5 West of the 5th P.M.; thence S 00°-11'-00" W, 219.17 feet along the east line of the SE1/4 of said Section 15 to the Point of Beginning; thence S 00°-11'-00" W, 386.66 feet along the east line of said SE1/4; thence N 89°-49'-00" W, 23.78 feet; thence N 09°-25'-57" W, 115.35 feet; thence N 00°-56'-43" E, 106.18 feet; thence 172.09 feet along a 1,014.58 foot radius curve concave southeasterly with a central angle of 9°-43'-06" and a long chord which bears N 14°-12'-07" E, 171.88 feet to the Point of Beginning. Said described parcel contains 0.27 acres, more or less. The east line of the SE1/4 of Section 15, T90N, R5W is assumed to bear S 00°-11'-00" W.

TOTAL ACRES = 0.27 ACRES
EXIST. R/W ACRES = 0.18 ACRES
NET ACRES = 0.09 ACRES

Surveyed: March - April,1999
(58, 80)

Sheet No. 1 of 2

LICENSED LAND SURVEYOR
ROGER R. MOHN
10165
IOWA

I hereby certify that this land surveying document was prepared and the related survey work was performed by me or under my direct personal supervision and that I am a duly licensed Land Surveyor under the laws of the State Of Iowa.

Roger R. Mohn April 15, 1999
Roger R. Mohn *Date*
License Number 10165
My license renewal date is December 31, 2000
Pages or sheets covered by this seal:
This sheet only.