Rel. to Inst.

Entered for taxation 22nd day
of June A.D., 1999
Sharon McCabb Auditor
By Carla Becker Deputy
90-134

DELAWARE COUNTY IOWA
FILED
1999 JUN 18 PM 2:41
BOOK 99 PAGE 130
DEBORAH LEON
DELAWARE CO. RECORDER
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 Robert J. and Marian D. Philipp

of DELAWARE COUNTY, STATE of IOWA,

in consideration of the sum of Four hundred forty eight dollars & 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 for project number LFM-28(39)--73-28

County to clean trees out of the ditch's along the property not effected by the Grading, Along the North side of the existing paving to the East.

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 May A. D. 19 99

Robert J. Philipp
Robert J. Philipp

Marian D. Philipp
Marian D. Philipp

State of Iowa }
County of Delaware } ss.

On this 24th day of May A. D. 19 99, before me Brian T. Ridenour, a Notary Public in and for Delaware County, State of Iowa, personally appeared Robert J. and Marian D. Philipp

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. 7/2/02

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

County Delaware

Project No. FM-28(39)-73-28

EASEMENT

FOR PUBLIC HIGHWAY

Robert J. & Marian D. Philipp

TO

Delaware County, Iowa

90-134

Entered for taxation this 22nd day of June A. D. 1979

Shawn McCaskey

County Auditor

By Cathy Becker

Deputy

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.

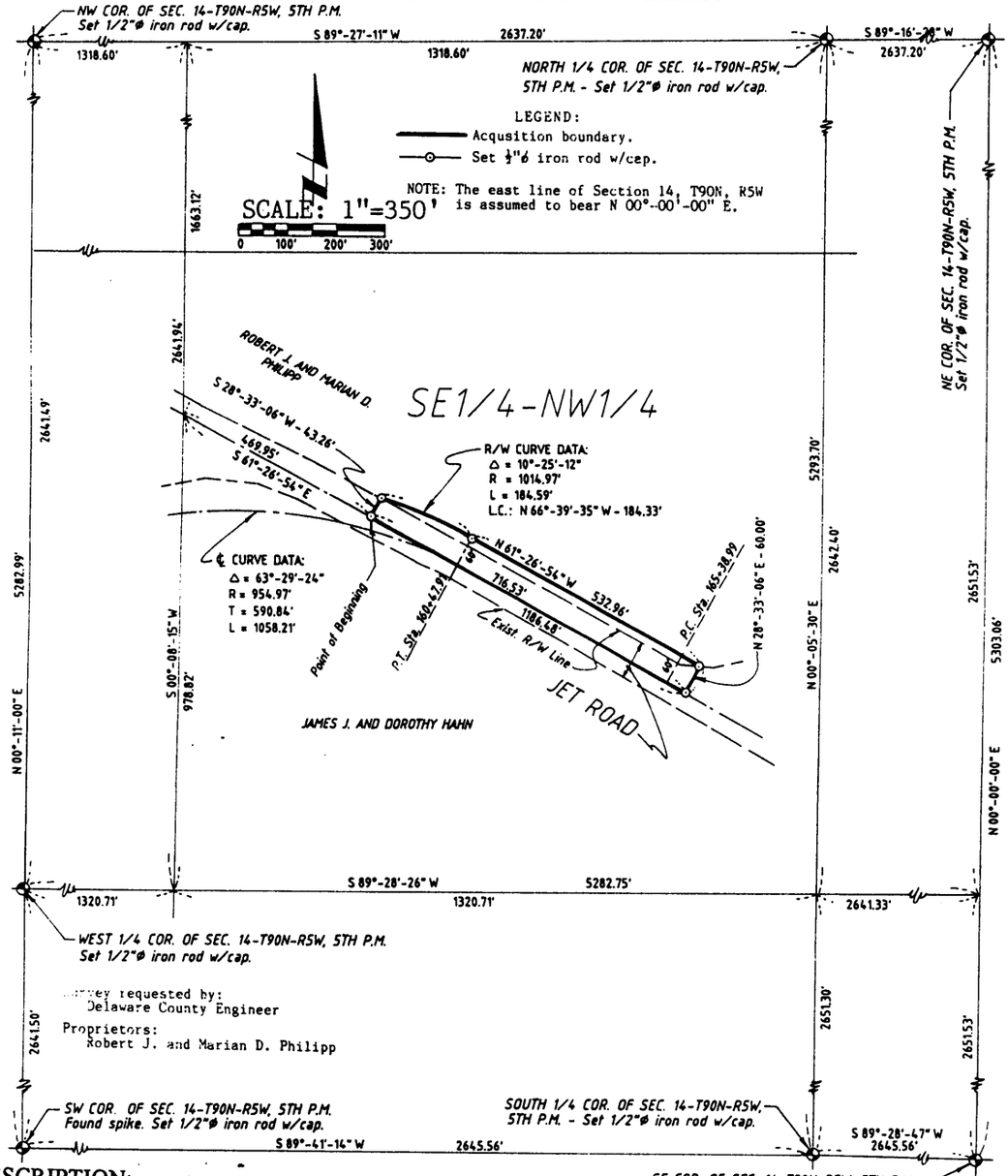
On this ..... day of ....., A. D. 19....., before me, a Notary Public, in and for said County, personally appeared .....
to me known to be the person..... who executed the foregoing instrument, and acknowledged that..... executed the same as ..... voluntary act and deed.

.....
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
ROBERT J. AND MARIAN D. PHILIPP



LEGAL DESCRIPTION:

Part of the Southeast Quarter of the Northwest Quarter (SE1/4-NW1/4) of Section Fourteen (14), Township Ninety (90) North, Range Five (5) West of the Fifth Principal Meridian, Delaware County, Iowa, described as follows:

Commencing at the North 1/4 Corner of Section 14, Township 90 North, Range 5 West of the 5th P.M.; thence S 89°-27'-11" W, 1318.60 feet along the north line of the NW1/4 of said Section 14; thence S 00°-08'-15" W, 1663.12 feet along the west line of the E1/2 of said NW1/4; thence S 61°-26'-54" E, 469.95 feet to the Point of Beginning; thence S 61°-26'-54" E, 716.53 feet; thence N 28°-33'-06" E, 60.00 feet; thence N 61°-26'-54" W, 532.96 feet; thence 184.59 feet along a 1014.97 foot radius curve concave southerly with a central angle of 10°-25'-12" and a long chord which bears N 66°-39'-35" W, 184.33 feet; thence S 28°-33'-06" W, 43.26 feet to the Point of Beginning. Said described parcel contains 0.96 acres, more or less.

TOTAL ACRES = 0.96 AC.
EXIST. ACRES= 0.73 AC.
NET ACRES = 0.23 AC.

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 March 31, 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.

Sheet No. 1 of 1