DEL. CO. AUDITOR

Entered for taxation
18th day
June AD 2001
Sharon McCahnon
Auditor
Deputy

87-70

Delaware County Iowa

Robert W. & Sarah L. Beitz
to

DELAWARE COUNTY IOWA
FILED
2001 JAN 12 AM 10:8
BOOK 1008
DEBORAH L. TEYTON
DELAWARE CO. RECORDER
N/C

THIS DOCUMENT WAS PREPARED BY MARK NAHRA, DELAWARE COUNTY ENGINEER'S OFFICE, 2139 HIGHWAY 38., DELAWARE, IA 52036, 563-927-3505

EASEMENT FOR PUBLIC HIGHWAY

KNOWN ALL PERSONS BY THESE PRESENTS THAT:

ROBERT W. BEITZ AND SARAH L. BEITZ

In consideration of the lump sum of Fifteen hundred thirteen dollars & 57/100 DOLLARS ($1513.57), in hand paid by Delaware County, hereby grants unto said Delaware County a permanent easement upon sellers real estate, hereafter referred to as the premises, for the purpose of highway construction and maintenance. Said premises is situated in the County of Delaware, State of Iowa, to-wit:

Right of way as described on the attached Acquisition plat for Parcel number 2 for Project number BROS-C0-28(46)—8J-28, Bridge Replacement, in Section 10, township 87 north, range 4 west of the Fifth Principal Meridian, Delaware County, Iowa, containing 0.95 total acres of right of way. Said right of way consists of 0.37 acres of existing right of way and 0.58 acres of new right of way.

and **ROBERT W. BEITZ AND SARAH L. BEITZ** hereby covenant with the said Delaware County that **ROBERT W. BEITZ AND SARAH L. BEITZ** are lawfully seized of said premises; that said premises are free from encumbrance, that there are no known wells, solid waste disposal sites, hazardous wastes, underground storage tanks, or any other similar hazardous conditions adversely affecting the environment, that **ROBERT W. BEITZ AND SARAH L. BEITZ** have good and lawful authority to sell and convey the same, and **ROBERT W. BEITZ AND SARAH L. BEITZ** hereby covenant to warrant and defend the said premises against the lawful claims of all persons whomsoever.

Signed on this 22 day of May A.D. 2001

STATE OF IOWA
)
Delaware County)s.s
)

x Robert Beitz
Robert W. Beitz

x Sarah L. Beitz
Landowner(s) of Record Sarah L. Beitz

On this 22 day of May A.D. 2001, before me, the undersigned Notary Public, personally appeared to me known **ROBERT W. BEITZ AND SARAH L. BEITZ** to be the person(s) named herein and who executed the foregoing instrument, and acknowledge that **ROBERT W. BEITZ AND SARAH L. BEITZ** executed the same as a voluntary act and deed.

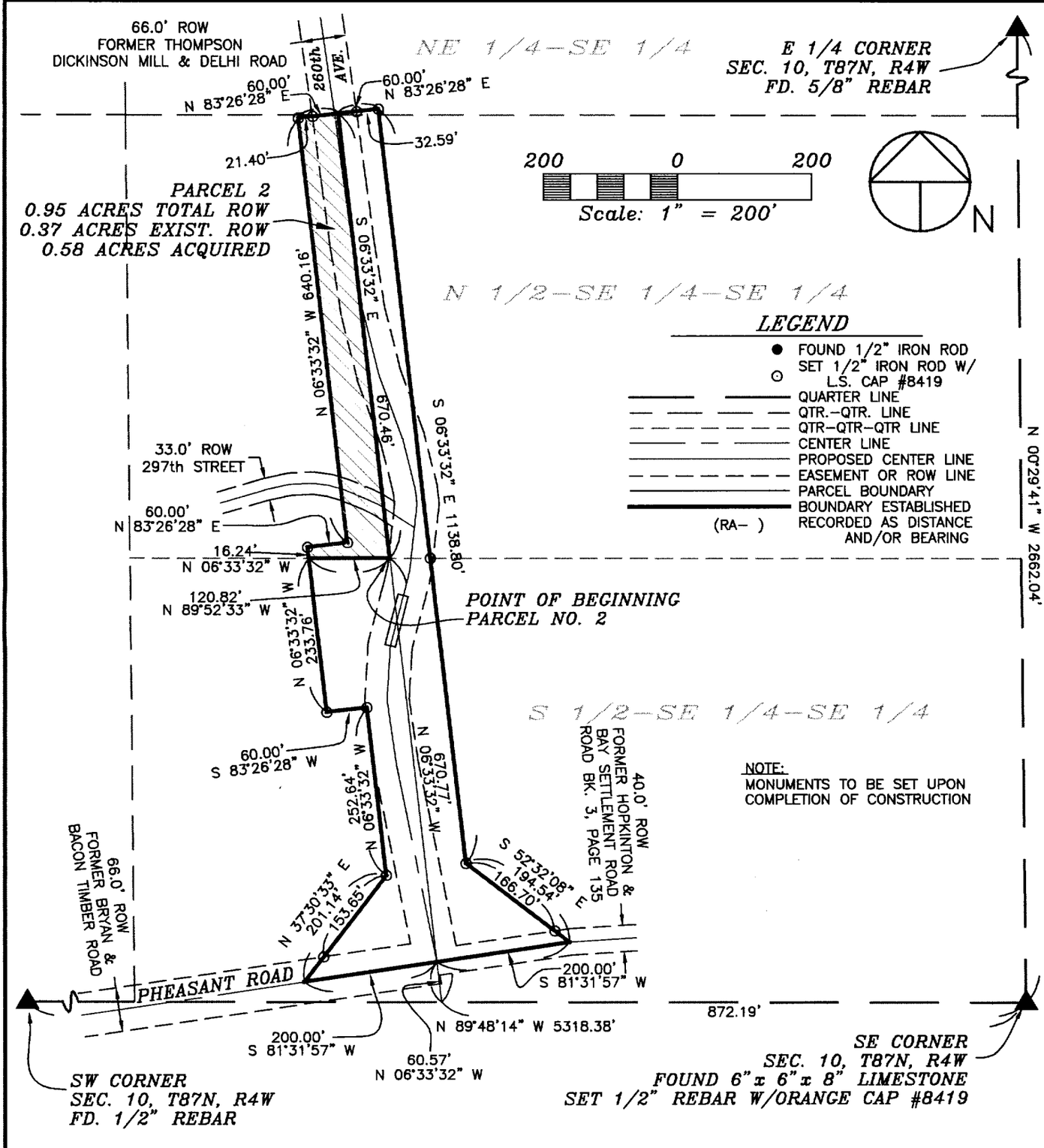
NOTARIAL SEAL IOWA
JoELLEN HOLTORF
MY COMMISSION EXPIRES
4-7-02
Seal or Stamp above

JoEllen Holtorf
Notary Public in and for said County
JoEllen Holtorf

PREPARED BY: J DAVID GIBBS; P.O. BOX 295 MANCHESTER, IA 52057 319-927-2434

PLAT OF SURVEY

ACQUISITION PLAT – PARCEL NO. 2
PROJECT NO. BROS-C0-28(46)--8J-28 BRIDGE REPLACEMENT
SEC. 10, T87N, R4W OF THE FIFTH P.M., DELAWARE COUNTY, IOWA



SURVEY REQUESTED BY: DELAWARE COUNTY SECONDARY ROADS

SURVEYED ON: 12/2000

PROPRIETORS: *ROBERT W. BEITZ & SARAH L. BEITZ*

PROJECT NO. 00-68

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.

SCALE: 1"=200'

DATE: 1/23/2000

DRAWN BY: RLR

CHECKED BY: JDG

FIELD BK: D.L.

REVISED

SHEET 1 OF 2

LICENSED LAND SURVEYOR
J. DAVID GIBBS 8419
IOWA

PAGES OR SHEETS COVERED BY THIS SEAL: 1-2

3/5/01

J. DAVID GIBBS, P.E., L.S. LIC. #8419 DATE

MY LICENSE RENEWAL DATE IS DECEMBER 31, 2002

GIBBS ENGINEERING & SURVEYING

PROFESSIONAL SERVICES BUILDING
223 WEST MAIN STREET, MANCHESTER, IA 52057

LEGAL DESCRIPTION:

PARCEL NO. 2 OF PROJECT NUMBER BROS-CO-28(46)—8J-28, BRIDGE REPLACEMENT, DELAWARE COUNTY, IOWA, PART OF THE SOUTHEAST QUARTER (SE ¼) OF SECTION TEN (10), TOWNSHIP EIGHTY-SEVEN NORTH (T87N), RANGE FOUR WEST (R4W) OF THE FIFTH PRINCIPAL MERIDIAN, DELAWARE COUNTY, IOWA, subject to easements of record, and more specifically described by metes and bounds as follows;

COMMENCING at the Southeast Corner of Section Ten (10), Township Eighty-seven North (T87N), Range Four West (R4W) of the Fifth Principal Meridian, Delaware County, Iowa;

THENCE along the Southerly Line of said Section Ten (10), North 89° 48' 14" West, to the extension of the proposed centerline, 872.19 feet;

THENCE along the extension of the proposed centerline, North 06° 33' 32" West, to the Southerly Line of the North One-half (N ½) of the Southeast Quarter (SE ¼) of the Southeast Quarter (SE ¼) of said Section Ten (10), 670.77 feet, the **POINT OF BEGINNING**;

THENCE along said Southerly Line, North 89° 52' 33" West, 120.82 feet;

THENCE North 06° 33' 32" West, 16.24 feet;

THENCE North 83° 26' 28" East, 60.00 feet;

THENCE North 06° 33' 32" West, 640.16 feet;

THENCE North 83° 26' 28" East, to the proposed centerline, 60.00 feet;

THENCE South 06° 33' 32" East, 670.46 feet to the **POINT OF BEGINNING**.

The Southerly Line of Section Ten (10), Township Eighty-seven North (T87N), Range Four West (R4W) of the Fifth Principal Meridian, Delaware County, Iowa is assumed to bear North 89° 48' 14" West.