DEL. CO. AUDITOR

John M. & Carol Beitz to Delaware County, IA

87-70

Entered for taxation 5th day of July A.D. 2001
Sharon McCurdy, Auditor
By Deb Sinclair, Deputy

DELAWARE COUNTY IOWA
FILED
2001 JL -2 PM 2:01
BOOK 2001 PAGE 2627
DEBORAH L. FRITCH
DELAWARE CO. RECORDER
N/C

THIS DOCUMENT WAS PREPARED BY MARK NAHRA, DELAWARE COUNTY ENGINEER'S OFFICE, 2139 HIGHWAY 38., DELAWARE, IA 52018, 563-927-3505

EASEMENT FOR PUBLIC HIGHWAY

KNOWN ALL PERSONS BY THESE PRESENTS THAT:

JOHN M. BEITZ AND CAROL BEITZ

In consideration of the lump sum of three thousand five hundred eighty two and 67/100 DOLLARS ($3,582.67) and other valuable consideration, 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:

Property as described on the attached plat and legal description of parcel number 1 for project number BROS-CO-28(46)--8J-28. Said plat is in section 10, township 87N, range 4 west and is fully described on the aforementioned plat.

and JOHN M. BEITZ AND CAROL BEITZ hereby covenant with the said Delaware County that JOHN M. BEITZ AND CAROL 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 JOHN M. BEITZ AND CAROL BEITZ have good and lawful authority to sell and convey the same, and JOHN M. BEITZ AND CAROL BEITZ hereby covenant to warrant and defend the said premises against the lawful claims of all persons whomsoever.

Signed on this 19 day of June A.D. 2001

John M. Beitz

Carol Beitz

Landowner(s) of Record

STATE OF IOWA
)
Delaware County)s.s
)

On this 19th day of June A.D. 2001, before me, the undersigned Notary Public, personally appeared to me known JOHN M. BEITZ AND CAROL BEITZ to be the person(s) named herein and who executed the foregoing instrument, and acknowledge that JOHN M. BEITZ AND CAROL BEITZ executed the same as a voluntary act and deed.

Mark J. Nahra
COMMISSION NUMBER 165627
MY COMMISSION EXPIRES
July 2, 2004

Mark J. Nahra

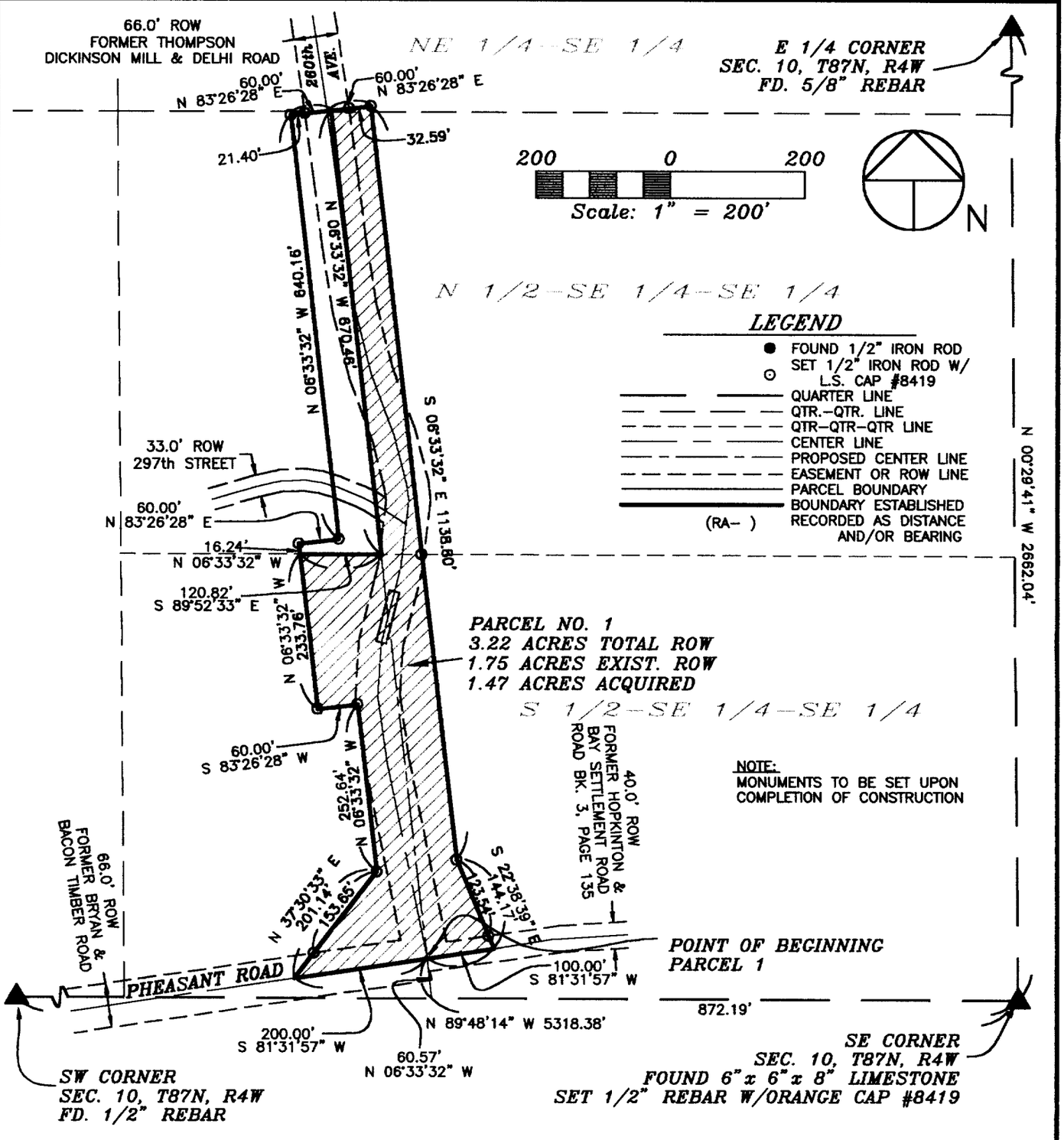
Notary Public in and for said County

Seal or Stamp above

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

PLAT OF SURVEY

ACQUISITION PLAT – PARCEL NO. 1
PROJECT NO. BROS-CO-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

LICENSED LAND SURVEYOR
J. DAVID GIBBS
8419
IOWA

PAGES OR SHEETS COVERED BY THIS SEAL: 1-2

PROPRIETORS: *JOHN M. BEITZ & CAROL BEITZ*

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.

J. DAVID GIBBS, P.E., L.S. LIC. #8419 — 5/25/01 DATE

MY LICENSE RENEWAL DATE IS DECEMBER 31, 2002

GIBBS ENGINEERING & SURVEYING
PROFESSIONAL SERVICES BUILDING
223 WEST MAIN STREET, MANCHESTER, IA 52057

PROJECT NO. 00-68
SCALE: 1"=200'
DATE: 1/23/2000
DRAWN BY: RLR
CHECKED BY: JDG
FIELD BK: D.L.
REVISED
SHEET 1 OF 2

LEGAL DESCRIPTION:

PARCEL NO. 1 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 centerline of Pheasant Road, 60.57 feet, the **POINT OF BEGINNING**;

THENCE along the centerline of Pheasant Road, South 81° 31' 57" West, 200.00 feet;

THENCE North 37° 30' 33" East, 201.14 feet;

THENCE North 06° 33' 32" West, 252.64 feet;

THENCE South 83° 26' 28" West, 60.00 feet;

THENCE 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), 233.76 feet;

THENCE along said Southerly Line, South 89° 52' 33" East, to the proposed centerline, 120.82 feet;

THENCE along the proposed centerline, North 06° 33' 32" West, 670.46 feet;

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

THENCE South 06° 33' 32" East, 1138.80 feet;

THENCE South 22° 38' 39" East, to the centerline of Pheasant Road, 144.17 feet;

THENCE along the centerline of Pheasant Road, South 81° 31' 57" West, 100.00 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.