DELAWARE COUNTY IOWA
FILED
2003 DEC 15 PM 12:
BOOK 3 PAGE 5755
DEBORAH L. FENTON
DELAWARE COUNTY RECORDER

Mark J. Winter
Etal
to
Delaware
County

Entered for taxation 17
of December A.D. 2003
Sharon McCurdy Auditor
By Deb Becker Deputy

89-30

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:

MARK J. WINTER and ANN M. WINTER, Owners
KENNETH T. REUTER and LOIS G. REUTER, Contract Buyers

In consideration of the lump sum of Two thousand ~~five~~ hundred ninety eight and 75/100 DOLLARS ($2,598.75), 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 net acquired right of way and shown on the attached plat and legal description of parcel number 2 for project number STP-S-CO28(49)—5E-28. Said plat is in section 30, township 89N, range 3W and is fully described on the aforementioned plat.

and **MARK J. WINTER, ANN M. WINTER, KENNETH T. REUTER, and LOIS G. REUTER** hereby covenant with the said Delaware County that **MARK J. WINTER, ANN M. WINTER, KENNETH T. REUTER, AND LOIS G. REUTER** 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 **MARK J. WINTER, ANN M. WINTER, KENNETH T. REUTER, AND LOIS G. REUTER** have good and lawful authority to sell and convey the same, and **MARK J. WINTER, ANN M. WINTER, KENNETH T. REUTER, AND LOIS G. REUTER** hereby covenant to warrant and defend the said premises against the lawful claims of all persons whomsoever.

Signed on this 14th day of November A.D. 2003

Mark J. Winter Ann M. Winter

Kenneth T. Reuter Lois G. Reuter

Landowner(s) of Record

STATE OF IOWA)
Delaware County)s.s
)

On this 14th day of November A.D. 2003, before me, the undersigned Notary Public, personally appeared to me known **MARK J. WINTER, ANN M. WINTER, KENNETH T. REUTER, AND LOIS G. REUTER** to be the person(s) named herein and who executed the foregoing instrument, and acknowledge that **MARK J. WINTER, ANN M. WINTER, KENNETH T. REUTER, AND LOIS G. REUTER** executed the same as a voluntary act and deed.

Mark J. Nahra
COMMISSION NUMBER 165627
MY COMMISSION EXPIRES
7-2-2004

Seal or Stamp above

Mark J. Nahra
Notary Public in and for said County

DELAWARE COUNTY IOWA
FILED ✓

2003 NOV 26 PM 2:52

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DEBORAH L. PEYTON
DELAWARE COUNTY RECORDER
16.00

FILED
JOHN R. KLAUS
DELAWARE COUNTY ASSESSOR

NOV 26 2003

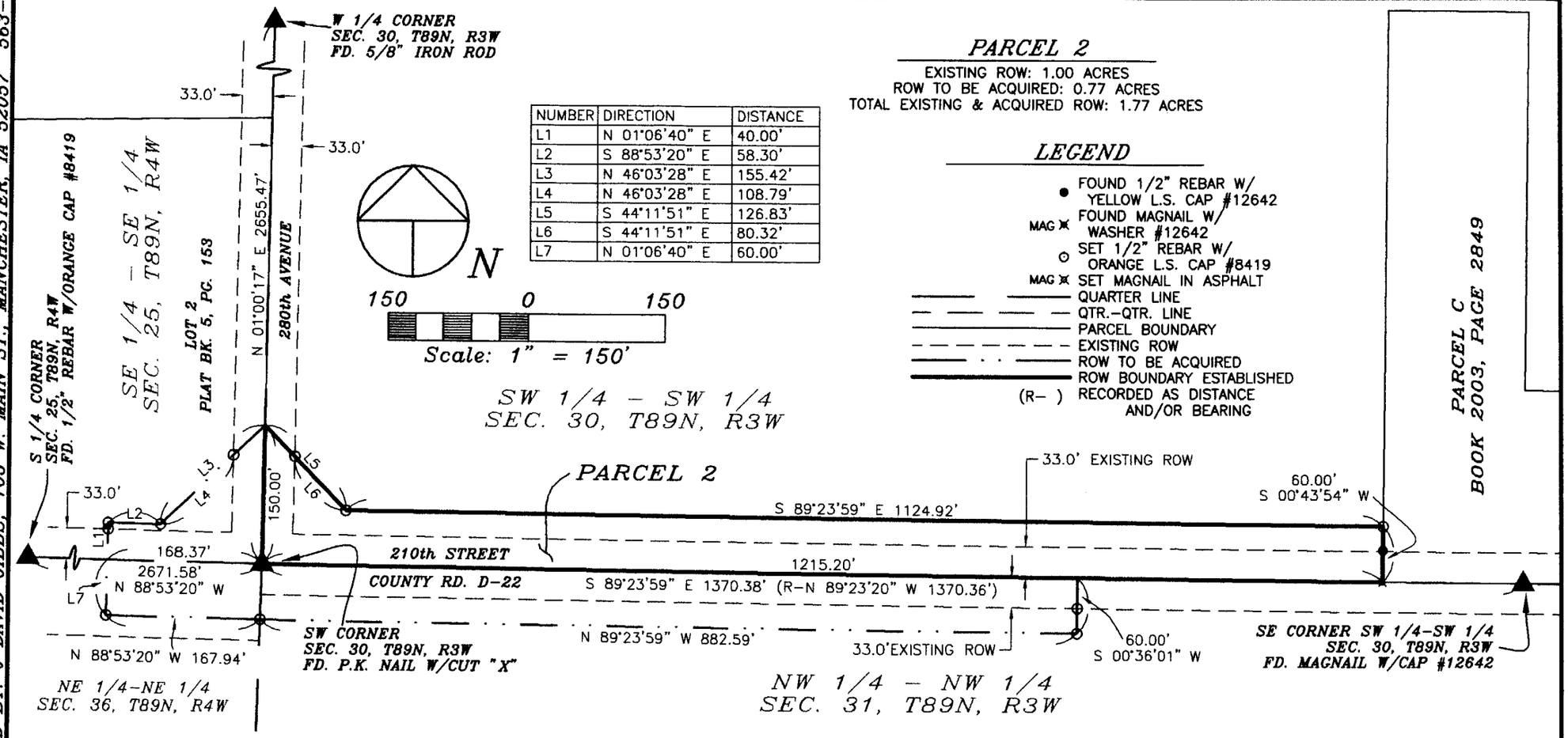
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BY:

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PLAT OF SURVEY

ACQUISITION PLAT – PARCEL NO. 2
PROJECT NO. STP-S-C028(49)--5E-28 BRIDGE REPLACEMENT
SEC. 30, T89N, R3W OF THE FIFTH P.M., DELAWARE COUNTY, IOWA

PREPARED BY: J. DAVID GIBBS; 105 W. MAIN ST., MANCHESTER, IA 52057 563-927-2434



NUMBER	DIRECTION	DISTANCE
L1	N 01°06'40" E	40.00'
L2	S 88°53'20" E	58.30'
L3	N 46°03'28" E	155.42'
L4	N 46°03'28" E	108.79'
L5	S 44°11'51" E	126.83'
L6	S 44°11'51" E	80.32'
L7	N 01°06'40" E	60.00'

PARCEL 2

EXISTING ROW: 1.00 ACRES
ROW TO BE ACQUIRED: 0.77 ACRES
TOTAL EXISTING & ACQUIRED ROW: 1.77 ACRES

LEGEND

- FOUND 1/2" REBAR W/ YELLOW L.S. CAP #12642
- MAG FOUND MAGNAIL W/ WASHER #12642
- SET 1/2" REBAR W/ ORANGE L.S. CAP #8419
- MAG SET MAGNAIL IN ASPHALT
- QUARTER LINE
- QTR.-QTR. LINE
- PARCEL BOUNDARY
- EXISTING ROW
- ROW TO BE ACQUIRED
- ROW BOUNDARY ESTABLISHED
- (R-) RECORDED AS DISTANCE AND/OR BEARING

SURVEY REQUESTED BY: MARK NAHRA, DELAWARE CO. ENGINEER

SURVEYED ON:

SCALE: 1"=150'	
DATE: 4/17/2003	
DRAWN BY: RLR	
CHECKED BY: JDG	
FIELD BK: D.L.	
REVISED	
SHEET 1 OF 2	

PROPRIETORS: *MARK J. WINTER & ANN M. WINTER*
c/o KENNETH T. REUTER & LOIS G. REUTER

PROJECT NO. 03-55

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

J. DAVID GIBBS, P.E., L.S. LICENSE #8419 DATE 11/26/03
MY LICENSE RENEWAL DATE IS DECEMBER 31, 2004

LICENSED LAND SURVEYOR
J. DAVID GIBBS
8419
IOWA

PAGES OR SHEETS COVERED BY THIS SEAL: 1-2

GIBBS ENGINEERING & SURVEYING
105 WEST MAIN STREET, MANCHESTER, IA 52057

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LEGAL DESCRIPTION:

***PARCEL 2**, PROJECT NO. STP-S-CO28(49)—5E-28, PART OF THE SOUTHWEST QUARTER (SW ¼) OF THE SOUTHWEST QUARTER (SW ¼) OF SECTION THIRTY (30), TOWNSHIP EIGHTY-NINE NORTH (T89N), RANGE THREE WEST (R3W) OF THE FIFTH PRINCIPAL MERIDIAN, DELAWARE COUNTY, IOWA,* containing a total of 1.77 acres, including 1.00 acre of existing public road right of way, and more particularly described as follows;

BEGINNING at the Southwest Corner of Section Thirty (30), Township Eighty-nine North (T89N), Range Three West (R3W) of the Fifth Principal Meridian, Delaware County, Iowa;

THENCE along the Westerly Line of the Southwest Quarter (SW ¼) of said Section Thirty (30), North 01° 00' 17" East, 150.00 feet;

THENCE South 44° 11' 51" East, 126.83 feet;

THENCE South 89° 23' 59" East, to the Easterly Line of Parcel C, as recorded in Book 2003, Page 2849 in the office of the Delaware County Recorder, 1124.92 feet;

THENCE along the Easterly Line of Parcel C, South 00° 33' 48" West, to the Southerly Line of the Southwest Quarter (SW ¼) of the Southwest Quarter (SW ¼) of said Section Thirty (30), 60.00 feet;

THENCE along the Southerly Line of the Southwest Quarter (SW ¼) of the Southwest Quarter (SW ¼) of said Section Thirty (30), North 89° 23' 59" West, 1215.20 feet to the **POINT OF BEGINNING**;

Containing a total of 1.77 acres including 1.00 acre of existing public road right of way.

The Quarter Line Between the Southwest Corner, and the Southeast Corner of the Southwest Quarter (SW ¼) of the Southwest Quarter (SW ¼) of Section Thirty (30), Township Eighty-nine North (T89N), Range Three West (R3W) of the Fifth Principal Meridian, Delaware County, Iowa is assumed to bear South 89° 23' 59" East.