DELAWARE COUNTY IOWA
FILED
2003 DE 15 PM 12:23
BOOK 2003 PAGE 5756
DEBORAH L. HANSON
DELAWARE COUNTY AUDITOR

Joseph A. & Linda Goldsmith to Delaware County

89-31

December 17th 2003
Sharon McCurdy Auditor
By [illegible] Deputy

(x) 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:

Joseph A. and Linda Goldsmith

In consideration of the lump sum of One Thousand Five Hundred Eighteen and 75/100 DOLLARS ($1,518.75), 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 3 for project number STP-S-CO28(49)—5E-28. Said plat is in section 31, township 89N, range 3W and is fully described on the aforementioned plat.

and **Joseph A. and Linda Goldsmith** hereby covenant with the said Delaware County that **Joseph A. and Linda Goldsmith** 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 **Joseph A. and Linda Goldsmith** have good and lawful authority to sell and convey the same, and **Joseph A. and Linda Goldsmith** hereby covenant to warrant and defend the said premises against the lawful claims of all persons whomsoever.

Signed on this 12th day of November A.D. 2003

STATE OF IOWA
)
Delaware County)s.s
)

Joseph Goldsmith
Linda Goldsmith
Landowner(s) of Record

On this 12th day of November A.D. 2003, before me, the undersigned Notary Public, personally appeared to me known **Joseph A. and Linda Goldsmith** to be the person(s) named herein and who executed the foregoing instrument, and acknowledge that **Joseph A. and Linda Goldsmith** 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 2:53

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DEBORAH L. PEYTON
DELAWARE CO RECORDER
16.00

FILED
JOHN R. KLAUS
DELAWARE COUNTY ASSESSOR

NOV 26 2003

FILED

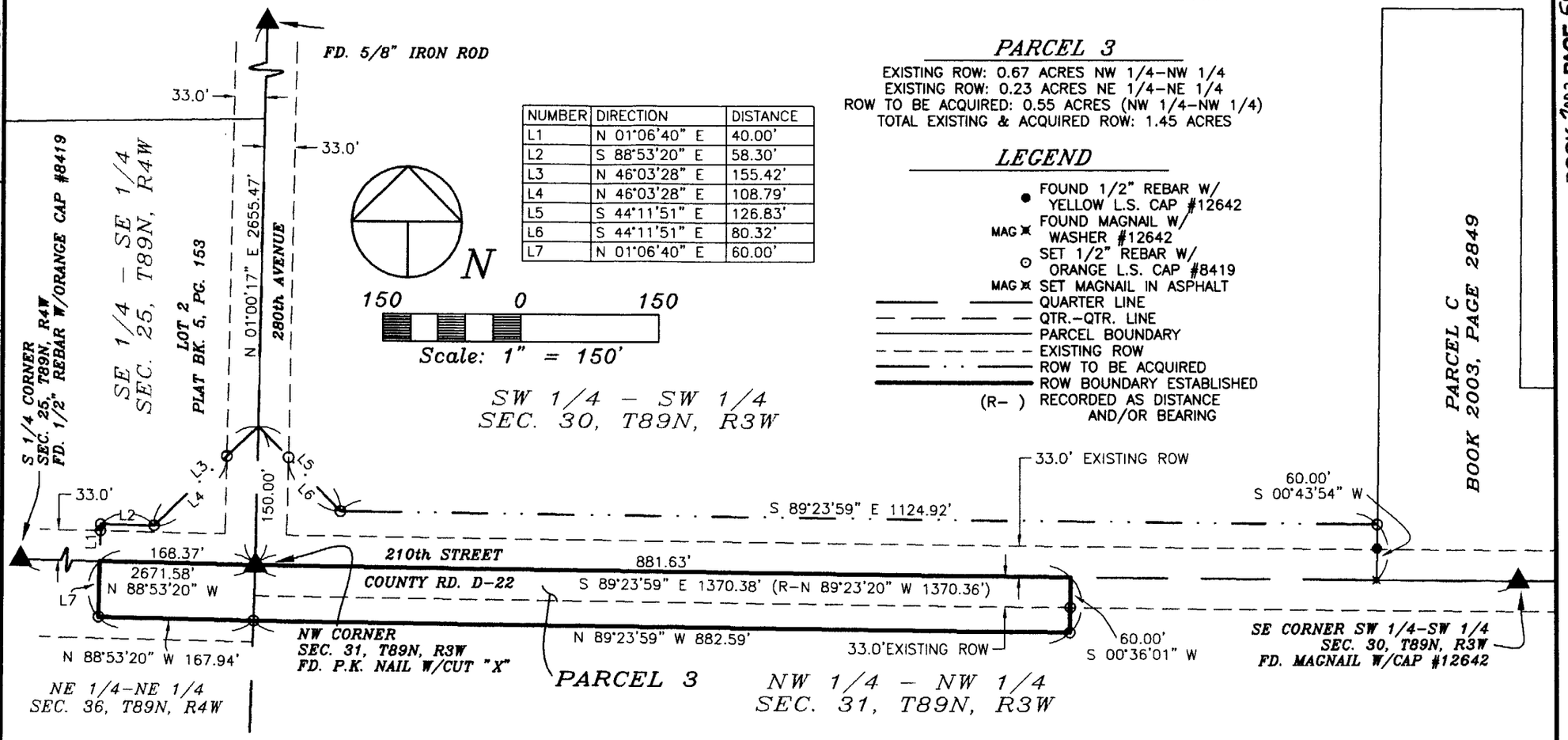
NOV 26 2003

PLAT OF SURVEY

ACQUISITION PLAT – PARCEL NO. 3
PROJECT NO. STP-S-C028(49)--5E-28 BRIDGE REPLACEMENT, SEC. 36, T89N, R4W &
SEC. 31, 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

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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 3

EXISTING ROW: 0.67 ACRES NW 1/4–NW 1/4
EXISTING ROW: 0.23 ACRES NE 1/4–NE 1/4
ROW TO BE ACQUIRED: 0.55 ACRES (NW 1/4–NW 1/4)
TOTAL EXISTING & ACQUIRED ROW: 1.45 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:
JOSEPH A. GOLDSMITH & LINDA GOLDSMITH

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

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

LICENSED LAND SURVEYOR
J. DAVID GIBBS 8419
IOWA

PAGES OR SHEETS COVERED BY THIS SEAL: 1–2

LEGAL DESCRIPTION:

***PARCEL 3**, PROJECT NO. STP-S-CO28(49)—5E-28, PART OF THE NORTHEAST QUARTER (NE ¼) OF THE NORTHEAST QUARTER (NE ¼) OF SECTION THIRTY-SIX (36), TOWNSHIP EIGHTY-NINE NORTH (T89N), RANGE FOUR WEST (R4W) AND PART OF THE NORTHWEST QUARTER (NW ¼) OF THE NORTHWEST QUARTER (NW ¼) OF SECTION THIRTY (31), TOWNSHIP EIGHTY-NINE NORTH (T89N), RANGE THREE WEST (R3W) OF THE FIFTH PRINCIPAL MERIDIAN, DELAWARE COUNTY, IOWA,* containing a total of 1.45 acres, including 0.90 acres of existing public road right of way, and more particularly described as follows;

BEGINNING at the Northwest Corner of Section Thirty-one (31), Township Eighty-nine North (T89N) Range Three West (R3W) of the Fifth Principal Meridian, Delaware County, Iowa;

THENCE along the Northerly Line of the Northwest Quarter (NW ¼) of the Northwest Quarter (NW ¼) of said Section Thirty-one (31), South 89° 23' 59" East, 881.63 feet;

THENCE South 00° 36' 01" West, 60.00 feet;

THENCE North 89° 23' 59" West, to the Westerly Line of the Northwest Quarter (NW ¼) of the Northwest Quarter (NW ¼) of said Section Thirty-one (31), 882.59 feet;

THENCE North 88° 53' 20" West, 167.94 feet;

THENCE North 01° 06' 40" East, to the Northerly Line of the Northeast Quarter (NE ¼) of Section Thirty-six (36), Township Eighty-nine North (T89N), Range Four West (R4W) of the Fifth Principal Meridian, 60.00 feet;

THENCE along the Northerly Line of the Northeast Quarter (NE ¼) of said Section Thirty-six (36), South 88° 53' 20" East, 168.37 feet to the **POINT OF BEGINNING**;

Containing a total of 1.45 acres including 0.90 acres 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.