Delaware Co. Auditor

Kenneth & Paula A. Pasker to Delaware County.

N/c

Entered for taxation 30th day of November A.D., 2004
Sharon McCarthy Auditor
By Carol Beck Deputy
89-16W

BOOK 2004 PAGE 4359
DEBORAH L. TEYLON
DELAWARE CO. RECORDER

2004 NOV 22 PM 1:22

DELAWARE COUNTY IOWA
FILED

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:

Kenneth Pasker and Paula A. Pasker

In consideration of the lump sum of five hundred twenty seven and 09/100 Dollars ($527.00), 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 1 for project number LB-04(03)—73-28. Said plat is in section 9 and16, township 89N, range 5W and is fully described on the aforementioned plat as recorded in Book 2004, page 4181.

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

Signed on this 1st day of October A.D. 2004

Kenneth J. Pasker Sr

Paula A. Pasker

Landowner(s) of Record

STATE OF IOWA)
Delaware County)s.s
)

On this 1st day of October A.D. 2004, before me, the undersigned Notary Public, personally appeared to me known **Kenneth Pasker and Paula A. Pasker** to be the person(s) named herein and who executed the foregoing instrument, and acknowledge that **Kenneth Pasker and Paula A. Pasker** executed the same as a voluntary act and deed.

NOTARIAL SEAL IOWA
Mark J. Nahra
COMMISSION NUMBER 165627
MY COMMISSION EXPIRES
7-2-2007

Seal or Stamp above

Mark J. Nahra
Notary Public in and for said County

DELAWARE COUNTY IOWA
FILED

2004 NOV -5 PM 2:58

BOOK 2004 PAGE 4181
DEBORAH L. PEYTON
DELAWARE CO. RECORDER
12.00

FILED
SHARON McCRABB
DELAWARE COUNTY

NOV 5 2004

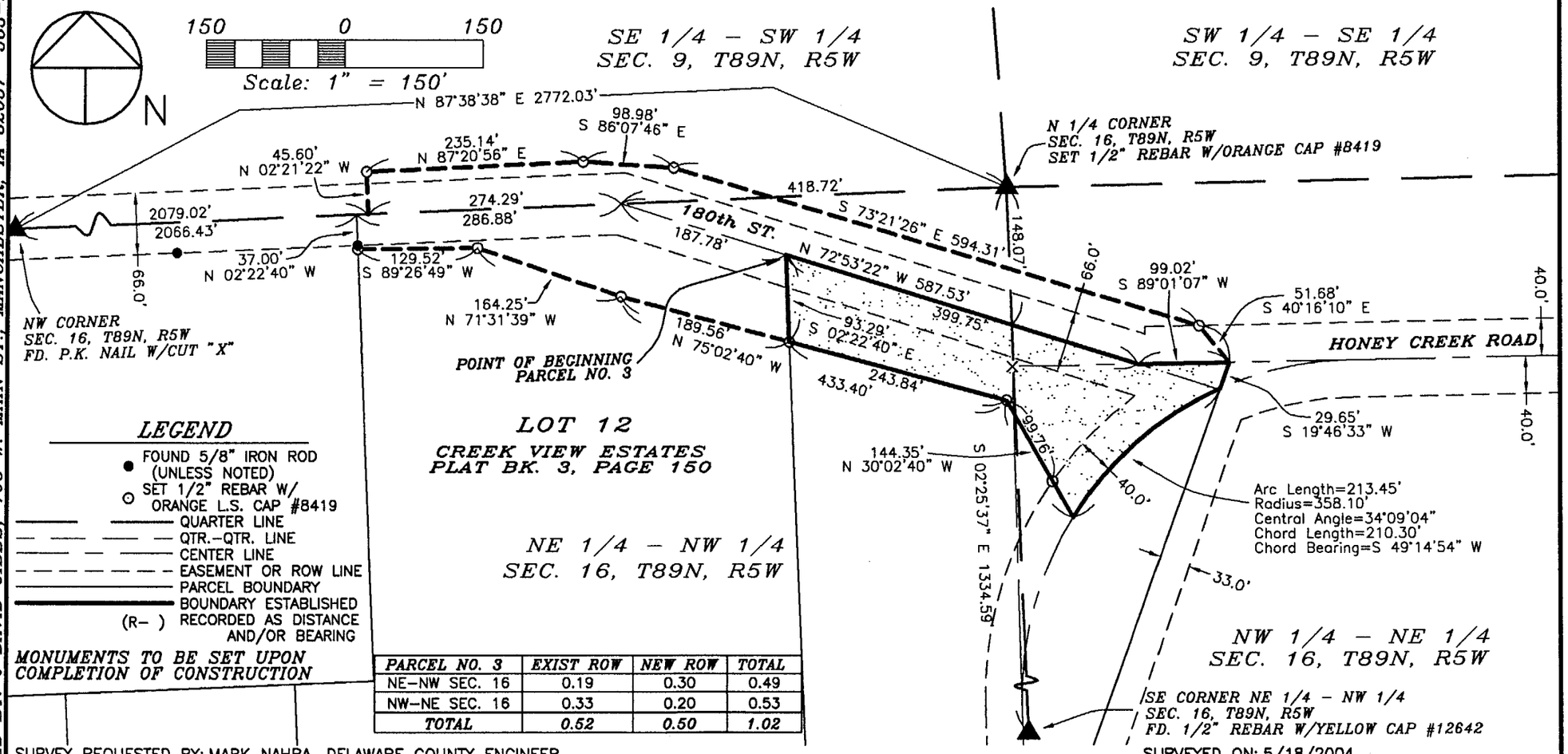
FILED
JOHN R. KLAUS
DELAWARE COUNTY ASSESSOR

NOV 5 2004

BOOK 2004 PAGE 4181

PLAT OF SURVEY

PARCEL NO. 3, PROJECT NO. LB-06(01)--73-28, PART OF THE NE 1/4-NW 1/4, AND PART OF THE NW 1/4-NE 1/4, SEC. 16, T89N, R5W OF THE FIFTH P.M., DELAWARE COUNTY, IOWA



LEGEND

- FOUND 5/8" IRON ROD (UNLESS NOTED)
- SET 1/2" REBAR W/ ORANGE L.S. CAP #8419
- QUARTER LINE
- QTR.-QTR. LINE
- CENTER LINE
- EASEMENT OR ROW LINE
- PARCEL BOUNDARY
- BOUNDARY ESTABLISHED
- (R-) RECORDED AS DISTANCE AND/OR BEARING

MONUMENTS TO BE SET UPON COMPLETION OF CONSTRUCTION

PARCEL NO. 3	EXIST ROW	NEW ROW	TOTAL
NE-NW SEC. 16	0.19	0.30	0.49
NW-NE SEC. 16	0.33	0.20	0.53
TOTAL	0.52	0.50	1.02

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

SURVEY REQUESTED BY: MARK NAHRA, DELAWARE COUNTY ENGINEER

SURVEYED ON: 5/18/2004

SCALE: 1"=150'
DATE: 6/16/2004
DRAWN BY: RLR
CHECKED BY: JDG
FIELD BK: D.L.
REVISED
SHEET 1 OF 2

PROPRIETORS:
KENNETH PASKER & PAULA A. PASKER

PROJECT NO.
04-39

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 11/4/04

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

LEGAL DESCRIPTION:

PARCEL NO. 3, *PROJECT LB-06(01)—73-28, PART OF THE NORTHEAST QUARTER (NE ¼) OF THE NORTHWEST QUARTER (NW ¼), AND PART OF THE NORTHWEST QUARTER (NW ¼) OF THE NORTHEAST QUARTER (NE ¼) OF SECTION SIXTEEN (16), TOWNSHIP EIGHTY-NINE NORTH (T89N), RANGE FIVE WEST (R5W) OF THE FIFTH PRINCIPAL MERIDIAN, DELAWARE COUNTY, IOWA,* containing a total of 1.02 acres, including 0.52 acres of existing public road right of way, subject to easements of record, and more particularly described by metes and bounds as follows;

COMMENCING at the North Quarter Corner of Section Sixteen (16), Township eighty-nine North (T89N), Range Five West (R5W) of the Fifth Principal Meridian, Delaware County, Iowa;

THENCE along the Northerly Line of the Northwest Quarter (NW ¼) of said Section Sixteen (16), South 87° 38' 38" West, to the centerline of 180th Street (also being the centerline of a wagon road as recorded in L.D. Book 91, Page 174 in the Office of the Delaware County Recorder), also being a corner on the Northerly Line of Lot 12 of Creek View Estates, as recorded in Book 3 of Plats, Page 150 in the Office of the Delaware County Recorder, 418.72 feet;

THENCE along the Northerly Line of said Lot 12 and centerline of 180th Street, South 72° 53' 22" East, to the Northeast Corner of said Lot 12, 187.78 feet, the **POINT OF BEGINNING**;

THENCE continuing along the centerline of 180th Street, South 72° 53' 22" East, to the to the intersection of former Delaware North Road and westerly extended centerline of Honey Creek Road, 399.75 feet;

THENCE along the westerly extended centerline of Honey Creek Road, North 89° 01' 07" East, to the former centerline of Honey Creek Road, 99.02 feet;

THENCE South 19° 46' 33" West, to the existing centerline of Honey Creek Road, 29.65 feet;

THENCE along the centerline of Honey Creek Road along a circular curve concave Southeasterly for an arc length of 213.45 feet, said circular curve having a radius of 358.10 feet, a central angle of 34° 09' 04", a chord length of 210.30 feet, and a chord bearing of South 49° 14' 54" West;

THENCE North 30° 02' 40" West, 144.35 feet;

THENCE North 75° 02' 40" West, to the Easterly Line of said Lot 12, 243.84 feet;

THENCE along the Easterly Line of said Lot 12, North 02° 22' 40" West, 93.29 feet to the **POINT OF BEGINNING**;

Containing a total of 1.02 acres, including 0.52 acres of existing public road right of way.

The Northerly Line of the Northwest Quarter (NW ¼) of Section Sixteen (16), Township eighty-nine North (T89N), Range Five West (R5W) of the Fifth Principal Meridian, Delaware County, Iowa is assumed to bear North 87° 38' 38" East.