DELAWARE CO. AUDITOR

Kevin E. Hoeger
to
Delaware County

Entered for taxation 17th day of March A.D., 2005
Sharon McCaslin Auditor
By Deb Gerber Deputy
88-05

Book 2005 Page 846
Document 2005 846 Type 03 06 Pages 3
Date 3/14/2005 Time 8:09 AM
Rec Amt $.00

DEBORAH L. PEYTON, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

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

2005-343

KNOWN ALL PERSONS BY THESE PRESENTS THAT:

Kevin E. Hoeger

In consideration of the lump sum of eleven thousand two hundred and 49/100 ——— DOLLARS ($11,200.49), 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 11 for project number L-G-04(01)—73-28. Said plat is part of the NW ¼ Section 11, T88N, R4W of the Fifth P.M., Delaware County, and is fully described on the aforementioned plat.

and **Kevin E. Hoeger** hereby covenant with the said Delaware County that **Kevin E. Hoeger** is 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 **Kevin E. Hoeger** have good and lawful authority to sell and convey the same, and **Kevin E. Hoeger** hereby covenants to warrant and defend the said premises against the lawful claims of all persons whomsoever.

Signed on this 20th day of January A.D. 2005

STATE OF IOWA)
Delaware County)s.s
)

_____

Kevin E. Hoeger
Landowner(s) of Record

On this 20th day of January A.D. 2005, before me, the undersigned Notary Public, personally appeared to me known **Kevin E. Hoeger** to be the person(s) named herein and who executed the foregoing instrument, and acknowledge that **Kevin E. Hoeger** 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 ✓

2005 JA 31 PM 2:56

BOOK 2005 PAGE 343
DEBORAH L. PEYTON
DELAWARE CO. RECORDER
12.00

FILED
JOHN R. KLAUS
DELAWARE COUNTY ASSESSOR

JAN 31 2005

FEE
SHARON
DELAWARE CO.

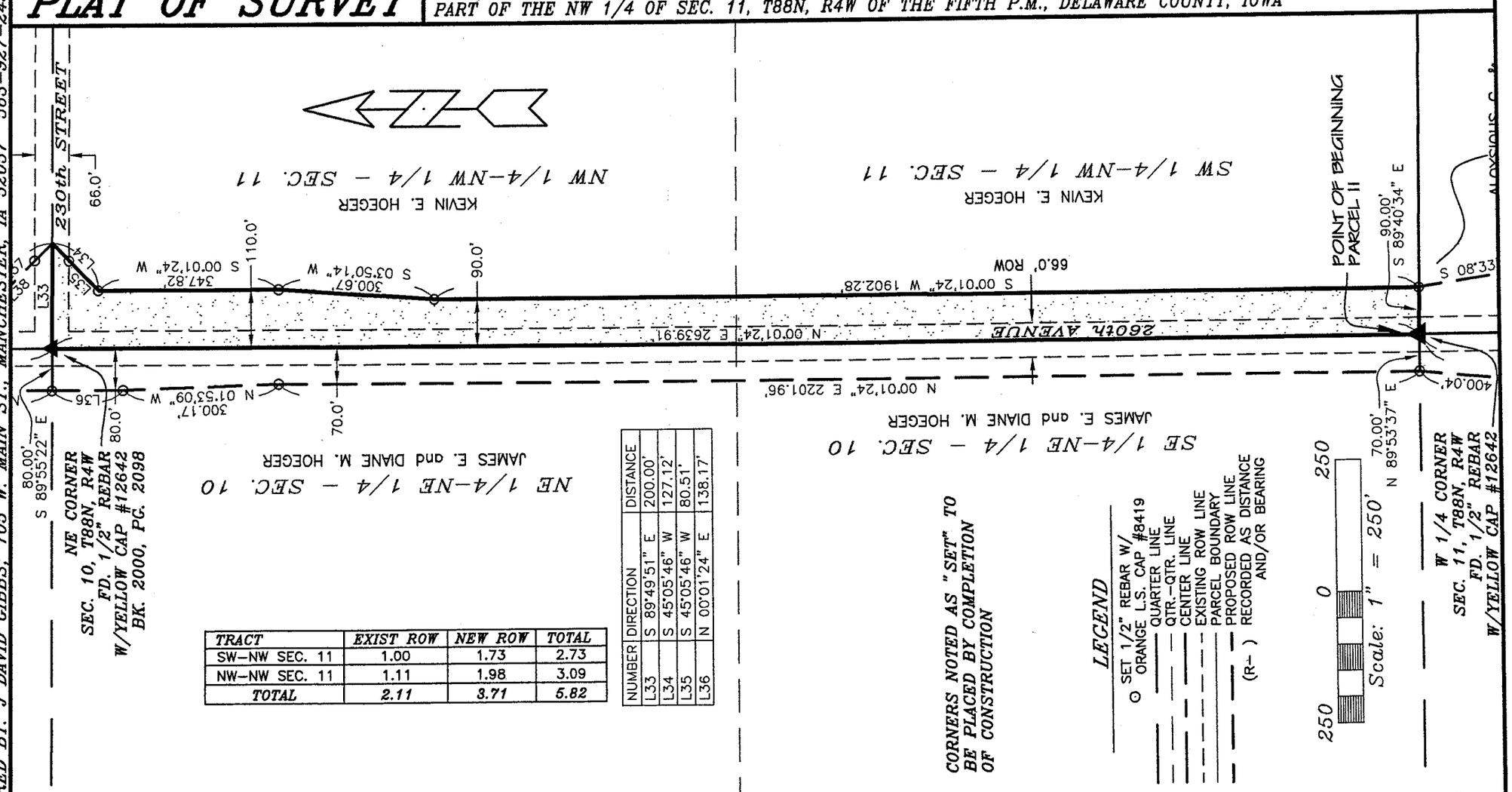
JAN 31 2005

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PLAT OF SURVEY

PARCEL NO. 11 – PROJECT NO. L-C-04(01)--73-28,
PART OF THE NW 1/4 OF SEC. 11, T88N, R4W OF THE FIFTH P.M., DELAWARE COUNTY, IOWA

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



TRACT	EXIST ROW	NEW ROW	TOTAL
SW–NW SEC. 11	1.00	1.73	2.73
NW–NW SEC. 11	1.11	1.98	3.09
TOTAL	*2.11*	*3.71*	*5.82*

NUMBER	DIRECTION	DISTANCE
L33	S 89°49'51" E	200.00'
L34	S 45°05'46" W	127.12'
L35	S 45°05'46" W	80.51'
L36	N 00°01'24" E	138.17'

SURVEYED ON: OCTOBER–DECEMBER 2003 SURVEY REQUESTED BY: MARK NAHRA, DELAWARE COUNTY ENGINEER

PAGES OR SHEETS COVERED BY THIS SEAL: 1–2

SCALE: 1"=250'	PROPRIETORS: *KEVIN E. HOEGER*
DATE: 5/25/2004	PROJECT NO. 03-92
DRAWN BY: RLR	
CHECKED BY: JDG	
REVISED 1/18/2005	
SHEET 1 OF 2	

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 — 1/31/05

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

MY LICENSE RENEWAL DATE IS DECEMBER 31, 2006

LICENSED LAND SURVEYOR
J. DAVID GIBBS
8419
IOWA

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

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LEGAL DESCRIPTON:

PARCEL NO. 11, *PROJECT NO. L-G-04(01)--73-28, PART OF THE NORTHWEST QUARTER (NW ¼) OF SECTION ELEVEN (11), TOWNSHIP EIGHTY-EIGHT NORTH (T88N), RANGE FOUR WEST (R4W) OF THE FIFTH PRINCIPAL MERIDIAN, DELAWARE COUNTY, IOWA,* containing a total 5.82 acres, including 2.11 acres of existing public road right of way, and more particularly described as follows;

BEGINNING at the West Quarter Corner of Section Eleven (11), Township Eighty-eight North (T88N), Range Four West (R4W) of the Fifth Principal Meridian, Delaware County, Iowa;

THENCE along the Westerly Line of the Northwest Quarter (NW ¼) of said Section Eleven (11), North 00° 01' 24" East, to the Northwest Corner of said Section Eleven (11), 2639.91 feet;

THENCE along the Northerly Line of the Northwest Quarter (NW ¼) of said Section Eleven (11), South 89° 49' 51" East, 200.00 feet;

THENCE South 45° 05' 46" West, 127.12 feet;

THENCE South 00° 01' 24" West, 347.82 feet;

THENCE South 03° 50' 14" West, 300.67 feet;

THENCE South 00° 01' 24" West, to the Southerly Line of the Northwest Quarter (NW ¼) of said Section Eleven (11), 1902.28 feet;

THENCE along the Southerly Line of the Northwest Quarter (NW ¼) of said Section Eleven (11), North 89° 40' 34" West, 90.00 feet to the **POINT OF BEGINNING**;

Containing a total 5.82 acres, including 2.11 acres of existing public road right of way.

The Westerly Line of the Northwest Quarter (NW ¼) of Section Eleven (11), Township Eighty-eight North (T88N), Range Four West (R4W) of the Fifth Principal Meridian, Delaware County, Iowa is assumed to bear North 00° 01' 24" East.