DELAWARE CO. AUDITOR

Entered for taxation 17th day of March A.D., 2005
Sharon McGuire Auditor
By Cathy Baker Deputy
88-27

Virgil C. & Joan E. Reth
to
Delaware County

Book 2005 Page 853
Document 2005 853 Type 03 06 Pages 3
Date 3/14/2005 Time 8:16 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

2005-346

KNOWN ALL PERSONS BY THESE PRESENTS THAT:

Virgil C. Reth and Joan E. Reth

In consideration of the lump sum of One thousand nine hundred twenty five and 00/100 DOLLARS ($1925.00), 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 20 for project number L-G-04(01)—73-28. Said plat is part of the NE ¼-SW ¼ Section 23, T88N, R4W of the Fifth P.M., Delaware County, and is fully described on the aforementioned plat.

and **Virgil C. Reth and Joan E. Reth** hereby covenant with the said Delaware County that **Virgil C. Reth and Joan E. Reth** 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 **Virgil C. Reth and Joan E. Reth** have good and lawful authority to sell and convey the same, and **Virgil C. Reth and Joan E. Reth** hereby covenant to warrant and defend the said premises against the lawful claims of all persons whomsoever.

Signed on this 19th day of January A.D. 2005

Virgil C. Reth

Joan E. Reth

Landowner(s) of Record

STATE OF IOWA)
Delaware County)s.s
)

On this 19th day of January A.D. 2005, before me, the undersigned Notary Public, personally appeared to me known **Virgil C. Reth and Joan E. Reth** to be the person(s) named herein and who executed the foregoing instrument, and acknowledge that **Virgil C. Reth and Joan E. Reth** 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 ✓

2005 JA 31 PM 2:59

BOOK 2005 PAGE 346
DEBORAH L. PEYTON
DELAWARE CO. RECORDER
12.00

FILED
JOHN R. KLAUS
CLAYTON COUNTY ASSESSOR

JAN 31 2005

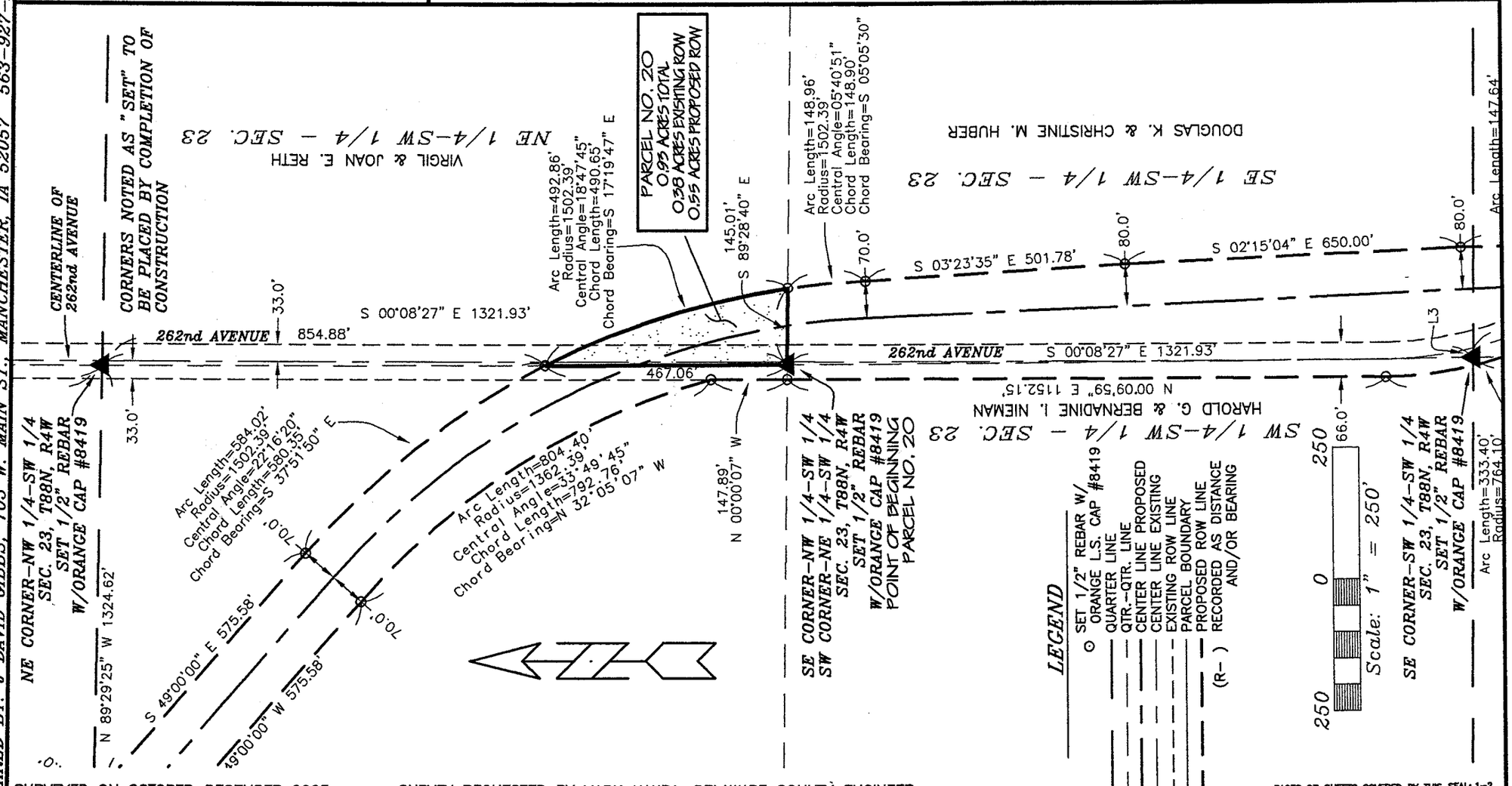
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DELAWARE CO.

JAN 31 2005

BOOK 2005 PAGE 346

PLAT OF SURVEY

PARCEL NO. 20–PROJECT NO. L–G–04(01)––73–28, PART OF THE NE 1/4 – SW 1/4 SEC. 23, T88N, R4W OF THE FIFTH PRINCIPAL MERIDIAN, DELAWARE COUNTY, IOWA



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

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: VIRGIL C. RETH & JOAN E. RETH	PROJECT NO. 03-92
DATE: 8/10/2004		
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, P.E., L.S. LICENSE #8419 DATE 1/31/05

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

LEGAL DESCRIPTON:

PARCEL NO. 20, *PROJECT NO. L-G-04(01)--73-28, PART OF THE NORTHEAST QUARTER (NE ¼) OF THE SOUTHWEST QUARTER (SW ¼) OF SECTION TWENTY-THREE (23), TOWNSHIP EIGHTY-EIGHT NORTH (T88N), RANGE FOUR WEST (R4W) OF THE FIFTH PRINCIPAL MERIDIAN, DELAWARE COUNTY, IOWA,* containing a total 0.93 acres, including 0.38 acres of existing public road right of way, and more particularly described as follows;

BEGINNING at the Southwest Corner of the Northeast Quarter (NE ¼) of the Southwest Quarter (SW ¼) of Section Twenty-three (23), Township Eighty-Eight North (T88N), Range Four West (R4W) of the Fifth Principal Meridian, Delaware County, Iowa;

THENCE along the Westerly Line of the Northeast Quarter (NE ¼) of the Southwest Quarter (SW ¼) of said Section Twenty-three (23), North 00° 08' 27" West, 467.06 feet;

THENCE along a circular curve concave Southwesterly for an arc length of 492.86, feet said circular curve having a radius of 1502.39 feet, a central angle of 18° 47' 45", a chord length of 490.65 feet, and a chord bearing of South 17° 19' 47" East, to the Southerly Line of Northeast Quarter (NE ¼) of the Southwest Quarter (SW ¼) of said Section Twenty-three (23);

THENCE along the Southerly Line of Northeast Quarter (NE ¼) of the Southwest Quarter (SW ¼) of said Section Twenty-three (23), North 89° 28' 40" West, 145.01 feet to the **POINT OF BEGINNING**;

Containing a total 0.93 acres, including 0.38 acres of existing public road right of way.

The Westerly Line of the Northeast Quarter (NE ¼) of the Southwest Quarter (SW ¼) of Section Twenty-three (23), Township Eighty-Eight North (T88N), Range Four West (R4W) of the Fifth Principal Meridian, Delaware County, Iowa is assumed to bear North 00° 08' 27" West.