DELAWARE CO. AUD 1706

Aloysious C & Mary J. Hoeger
to
Delaware County

Entered for taxation 17th day
of March A.D., 2005
Sharon McCuskey Auditor
By [illegible] Deputy
88-65

Book 2005 Page 856
Document 2005 856 Type 03 06 Pages 3
Date 3/14/2005 Time 8:19 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

2005-341

KNOWN ALL PERSONS BY THESE PRESENTS THAT:

Aloysious C. Hoeger and Mary J. Hoeger

In consideration of the lump sum of three thousand two hundred ninety & 00/100 DOLLARS ($3290.00), 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 9 for project number L-G-04(01)—73-28. Said plat is part of Parcel A in the NW ¼ - SW ¼ Section 11, T88N, R4W of the Fifth P.M., Delaware County, and is fully described on the aforementioned plat.

and **Aloysious C. Hoeger and Mary J. Hoeger** hereby covenant with the said Delaware County that **Aloysious C. Hoeger and Mary J. 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 **Aloysious C. Hoeger and Mary J. Hoeger** have good and lawful authority to sell and convey the same, and **Aloysious C. Hoeger and Mary J. Hoeger** hereby covenants 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

STATE OF IOWA
)
Delaware County)s.s
)

Mary J. Hoeger
Aloysius C. Hoeger
Landowner(s) of Record

On this 19th day of January A.D. 2005, before me, the undersigned Notary Public, personally appeared to me known **Aloysious C. Hoeger and Mary J. Hoeger** to be the person(s) named herein and who executed the foregoing instrument, and acknowledge that **Aloysious C. Hoeger and Mary J. Hoeger** executed the same as a voluntary act and deed.

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 2:54

BOOK 2005 PAGE 341
DEBORAH L. PEYTON
DELAWARE CO. RECORDER
12.00

FILED
JOHN R. KLAUS
DELAWARE COUNTY ASSESSOR

JAN 31 2005

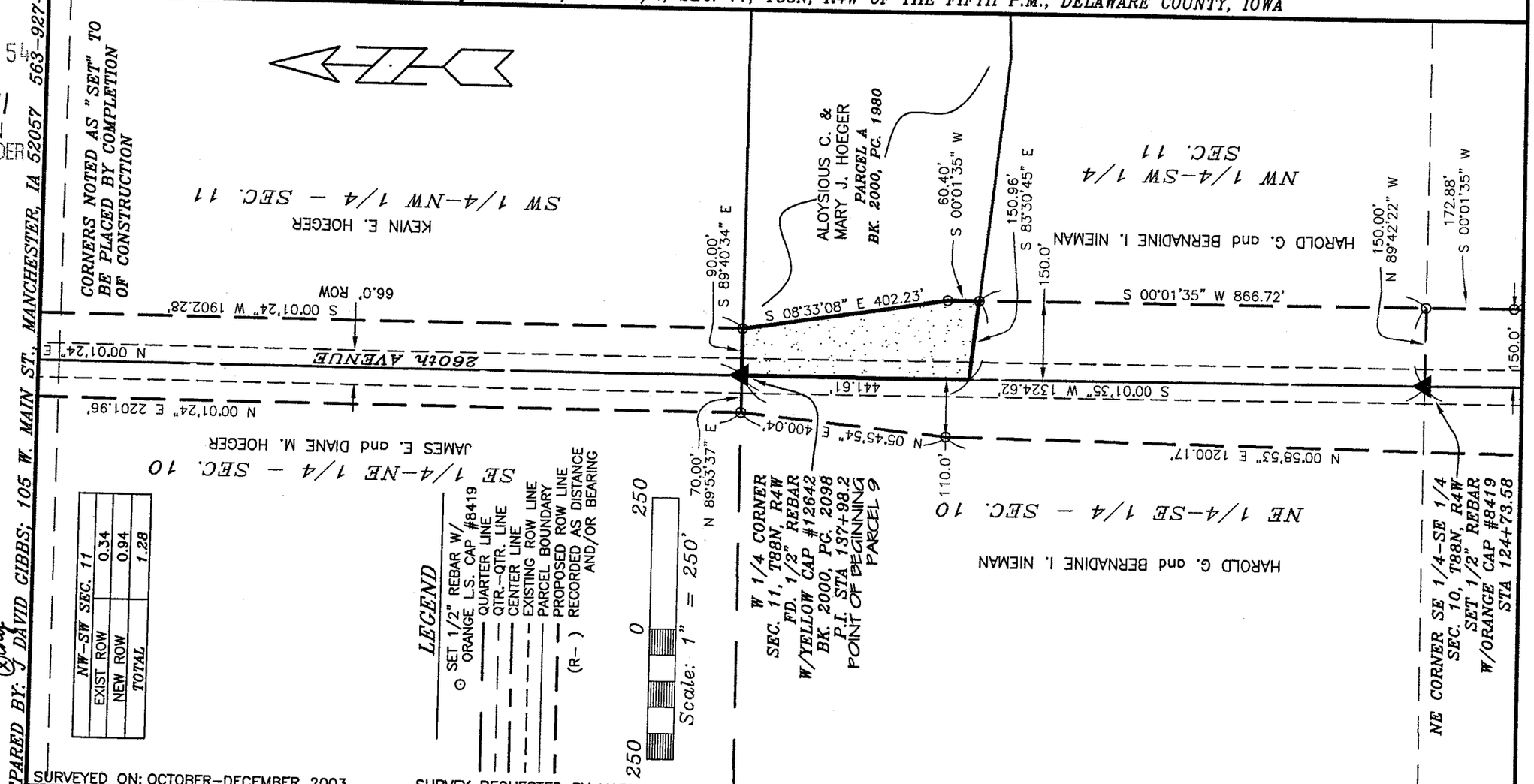
PAID
SHARON
DELAWARE COUNTY IOWA

JAN 31 2005

BOOK 2005 PAGE 341

PLAT OF SURVEY

PARCEL NO. 9–PROJECT NO. L–G–04(01)--73–28, PART OF PARCEL A IN THE NW 1/4–SW 1/4, 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

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: ALOYSIOUS C. HOEGER & MARY J. HOEGER
DATE: 3/9/2004	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, 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

BOOK 2005 PAGE 341

LEGAL DESCRIPTON:

PARCEL NO. 9, *PROJECT NO. L-G-04(01)--73-28, PART OF PARCEL A IN THE NORTHWEST QUARTER (NW ¼) OF THE SOUTHWEST QUARTER (SW 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 1.28 acres, including 0.34 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 Northerly Line of the Northwest Quarter (NW ¼) of the Southwest Quarter (SW ¼) of said Section Eleven (11), also being the Northerly Line of Parcel A, as recorded in Book 2000, Page 1980 in the Office of the Delaware County Recorder, South 89° 40' 34" East, 90.00 feet;

THENCE South 08° 33' 08" East, 402.23 feet;

THENCE South 00° 01' 35" West, to the Southerly Line of said Parcel A, 60.40 feet;

THENCE along the Southerly Line of said Parcel A, North 83° 30' 45" West, to the Westerly Line of the Northwest Quarter (NW ¼) of the Southwest Quarter (SW ¼) of said Section Eleven (11), 150.96 feet;

THENCE along the Westerly Line of the Northwest Quarter (NW ¼) of the Southwest Quarter (SW ¼) of said Section Eleven (11), North 00° 01' 35" East, 441.61 feet to the **POINT OF BEGINNING**;

Containing a total of 1.28 acres, including 0.34 acres of existing public road right of way.

The Westerly Line of the Northwest Quarter (NW ¼) of the Southwest Quarter (SW 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' 35" East.