Del. Co. And

Entered for taxation 8th day
of July A.D., 2005
Sharon McCarthy Auditor
By D. A. Barker Deputy
88-32

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Date 7/06/2005 Time 1:39 PM
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

KNOWN ALL PERSONS BY THESE PRESENTS THAT:

Rita Mae Feldmann, and c/p Arnold C. Feldmann and Catherine F. Feldmann

In consideration of the lump sum of nine thousand one hundred and 00/100 Dollars ($9100.00), 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 BROS-CO28(55)—8J-28. Said plat is in section 32, township 88N, range 3W and is fully described on the aforementioned plat.

and **Rita Mae Feldmann and c/p Arnold C. Feldmann and Catherine F. Feldmann** hereby covenant with the said Delaware County that **Rita Mae Feldmann and c/p Arnold C. Feldmann and Catherine F. Feldmann** 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 **Rita Mae Feldmann and c/p Arnold C. Feldmann and Catherine F. Feldmann** have good and lawful authority to sell and convey the same, and **Rita Mae Feldmann and c/p Arnold C. Feldmann and Catherine F. Feldmann** hereby covenant to warrant and defend the said premises against the lawful claims of all persons whomsoever.

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

STATE OF IOWA)
Delaware County)s.s
)

Rita Mae Feldmann
Arnold C. Feldmann
Catherine F. Feldmann
Landowner(s) of Record

On this 20th day of May A.D. 2005, before me, the undersigned Notary Public, personally appeared to me known **Rita Mae Feldmann and c/p Arnold C. Feldmann and Catherine F. Feldmann** to be the person(s) named herein and who executed the foregoing instrument, and acknowledge that **Rita Mae Feldmann and c/p Arnold C. Feldmann and Catherine F. Feldmann** executed the same as a voluntary act and deed.

JoELLEN HOLTORF
COMMISSION NUMBER 119322
MY COMMISSION EXPIRES
4-7-2008
Seal or Stamp above

JoEllen Holtorf
Notary Public in and for said County
JoEllen Holtorf

JOHN R. KLAUS
DELAWARE COUNTY ASSESSOR

FILED
SHARON McCRABB
DELAWARE COUNTY AUDITOR

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MAY 27 2005

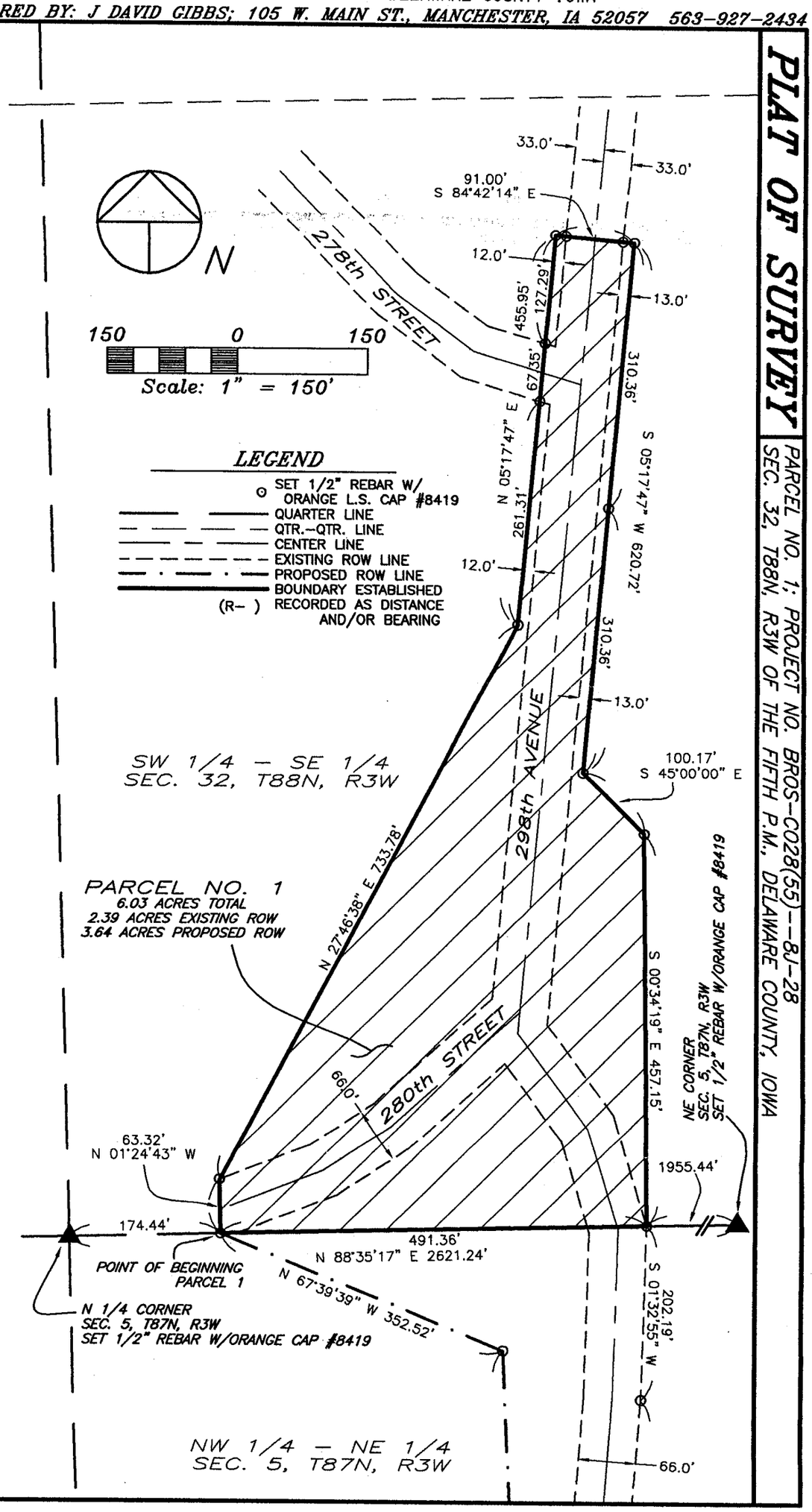
DEBORAH L. PEYTON, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

CHG

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

PLAT OF SURVEY

PARCEL NO. 1; PROJECT NO. BROS-C028(55)--8J-28
SEC. 32, T88N, R3W OF THE FIFTH P.M., DELAWARE COUNTY, IOWA



SURVEYED ON: 1/27 & 5/24/2005

SURVEY REQUESTED BY: MARK NAHRA, DELAWARE COUNTY ENGINEER

PROPRIETORS: RITA MAE FELDMANN
c/o ARNOLD C. FELDMANN & CATHERINE F. FELDMANN

PROJECT NO. 05-01

SCALE: 1"=150'
DATE: 2/23/2005
DRAWN BY: RLR
CHECKED BY: JDG
REVISED 5/26/2005
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 5/27/05

MY LICENSE RENEWAL DATE IS DECEMBER 31, 2006

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

LICENSED LAND SURVEYOR
J. DAVID GIBBS
8419
IOWA

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LEGAL DESCRIPTION:

***PARCEL NO. 1**; PROJECT NO. BROS-CO28(55)—8J-28, SECTION THIRTY-TWO (32), TOWNSHIP EIGHTY-EIGHT NORTH (T88N), RANGE THREE WEST (R3W) OF THE FIFTH PRINCIPAL MERIDIAN, DELAWARE COUNTY, IOWA,* containing a total of 6.03 acres, including 2.39 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 Five (5), Township Eighty-seven North (T87N), Range Three West (R3W) of the Fifth Principal Meridian, Delaware County, Iowa;

THENCE along the Northerly Line of the Northeast Quarter (NE ¼) of said Section Five (5), North 88° 35' 17" East, 174.44 feet to the **POINT OF BEGINNING**;

THENCE North 01° 24' 43" West, 63.32 feet;

THENCE North 27° 46' 38" East, 733.78 feet:

THENCE North 05° 17' 47" East, 455.95 feet;

THENCE South 84° 42' 14" East, 91.00 feet;

THENCE South 05° 17' 47" West, 620.72 feet;

THENCE South 45° 00' 00" East, 100.17 feet;

THENCE South 00° 34' 19" East, to the Northerly Line of said Section Five (5), 457.15 feet;

THENCE along the Northerly Line of said Section Five (5), South 88° 35' 17" West, 491.36 feet to the **POINT OF BEGINNING**;

The Northerly Line of the Northeast Quarter (NE ¼) of Section Five (5), Township Eighty-seven North (T87N), Range Three West (R3W) of the Fifth Principal Meridian, Delaware County, Iowa is assumed to bear North 88° 35' 17" East.