Delaware County Auditor

Entered for taxation 30th day
of November A.D., 2005
Sharon McCrabb, Auditor
By A. Schmidt, Deputy
90-206

Book 2005 Page 4227
Document 2005 4227 Type 03 006 Pages 4
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DEBORAH L. PEYTON, RECORDER/REGISTRA
DELAWARE COUNTY IOWA

THIS DOCUMENT WAS PREPARED BY MARK NAHRA, DELAWARE COUNTY ENGINEER'S OFFICE, 2139 HIGHWAY 38, DELAWARE, IA 52036, 563-927-3505
RETURN TO: DELAWARE COUNTY AUDITOR, 301 E. MAIN STREET, MANCHESTER, IA 52057

EASEMENT FOR PUBLIC HIGHWAY

KNOWN ALL PERSONS BY THESE PRESENTS THAT:

Robert J. Demmer and Sharon K. Demmer

In consideration of the lump sum of four thousand five hundred eleven and 22/100 DOLLARS ($4511.22), 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 7 for project number LOST-05(01)—73-28. Said plat is part of the NW ¼ and part of the NW ¼ -SW ¼ of Section 26, T90N, R6W of the Fifth P.M., Delaware County, and is fully described on the aforementioned plat as recorded in book 2005, page 3609.

and **Robert J. Demmer and Sharon K. Demmer** hereby covenant with the said Delaware County that **Robert J. Demmer and Sharon K. Demmer** 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 **Robert J. Demmer and Sharon K. Demmer** have good and lawful authority to sell and convey the same, and **Robert J. Demmer and Sharon K. Demmer** hereby covenant to warrant and defend the said premises against the lawful claims of all persons whomsoever.

Signed on this 29th day of September A.D. 2005

STATE OF IOWA)
Delaware County)s.s
)

Robert J Demmer

Sharon K Demmer

Landowner(s) of Record

On this 29th day of September A.D. 2005, before me, the undersigned Notary Public personally appeared to me known **Robert J. Demmer and Sharon K. Demmer** to be the person(s) named herein and who executed the foregoing instrument, and acknowledge that **Robert J. Demmer and Sharon K. Demmer** 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

FILED
JOHN R. KLAUS
DELAWARE COUNTY ASSESSOR

OCT 5 2005

FILED
SHARON McCRABB
DELAWARE COUNTY AUDITOR

OCT 5 2005

Book 2005 Page 3609

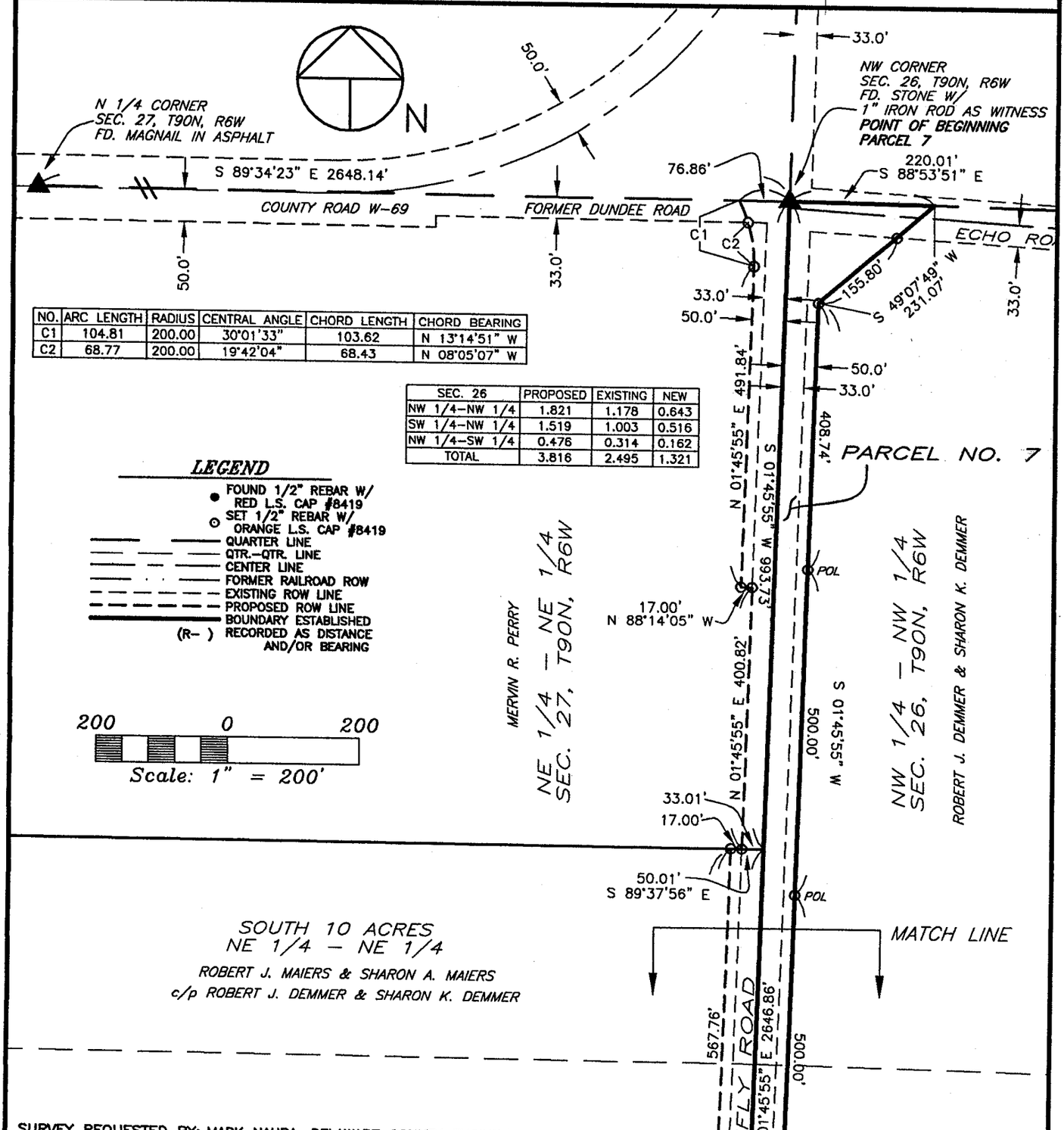
Document 2005 3609 Type 06 002 Pages 3
Date 10/05/2005 Time 4:05 PM
Rec Amt $17.00

DEBORAH L. PEYTON, RECORDER/REGISTRA
DELAWARE COUNTY IOWA

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

PLAT OF SURVEY

PARCEL NO. 7; PROJECT NO. LOST-05(01)--73-28
PART OF THE NW 1/4, AND PART OF THE NW 1/4-SW 1/4,
SEC. 26, T90N, R6W OF THE FIFTH P.M., DELAWARE COUNTY, IOWA



NO.	ARC LENGTH	RADIUS	CENTRAL ANGLE	CHORD LENGTH	CHORD BEARING
C1	104.81	200.00	30°01'33"	103.62	N 13°14'51" W
C2	68.77	200.00	19°42'04"	68.43	N 08°05'07" W

SEC. 26	PROPOSED	EXISTING	NEW
NW 1/4-NW 1/4	1.821	1.178	0.643
SW 1/4-NW 1/4	1.519	1.003	0.516
NW 1/4-SW 1/4	0.476	0.314	0.162
TOTAL	3.816	2.495	1.321

LEGEND

- FOUND 1/2" REBAR W/ RED L.S. CAP #8419
- SET 1/2" REBAR W/ ORANGE L.S. CAP #8419
- QUARTER LINE
- QTR.-QTR. LINE
- CENTER LINE
- FORMER RAILROAD ROW
- EXISTING ROW LINE
- PROPOSED ROW LINE
- BOUNDARY ESTABLISHED
- (R-) RECORDED AS DISTANCE AND/OR BEARING

SURVEY REQUESTED BY: MARK NAHRA, DELAWARE COUNTY ENGINEER

SURVEYED ON: 7/27/2005

PROPRIETORS:
ROBERT J. DEMMER & SHARON K. DEMMER

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. LIC. #8419 — DATE 10/5/05

MY LICENSE RENEWAL DATE IS DECEMBER 31, 2006

LICENSED LAND SURVEYOR
J. DAVID GIBBS
8419
IOWA

PAGES OR SHEETS COVERED BY THIS SEAL: 1-3

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

PROJECT NO.	05-52
SCALE:	1"=200'
DATE:	8/3/2005
DRAWN BY:	RLR
CHECKED BY:	JDG
FIELD BK:	D.L.
REVISED	
SHEET	1 OF 3

LEGAL DESCRIPTION:

PARCEL NO. 7; *PROJECT NO. LOST-05(01)—73-28, PART OF THE NORTHWEST QUARTER (NW ¼) AND PART OF THE NORTHWEST QUARTER (NW ¼) OF THE SOUTHWEST QUARTER (SW ¼) OF SECTION TWENTY-SIX (26), TOWNSHIP NINETY NORTH (T90N), RANGE SIX WEST (R6W) OF THE FIFTH PRINCIPAL MERIDIAN, DELAWARE COUNTY, IOWA;* containing a total of 3.816 acres, including 2.495 acres of existing public road right of way, subject to easements of record, and more particularly described by metes and bounds as follows:

BEGINNING at the Northwest Corner of Section Twenty-six (26), Township Ninety North (T90N), Range Six West (R6W) of the Fifth Principal Meridian, Delaware County, Iowa;

THENCE along the Northerly Line of the Northwest Quarter (NW ¼) of the Northwest Quarter (NW ¼) of said Section Twenty-six (26), South 88° 53' 51" East, 220.01 feet;

THENCE South 49° 07' 49" West, 231.07 feet;

THENCE South 01° 45' 55" West, to the centerline of the former Chicago Great Western Railroad, 2908.74 feet;

THENCE along the centerline of the former Chicago Great Western Railroad, North 85° 27' 37" West, to the Westerly Line of said Section Twenty-six (26), 50.06 feet;

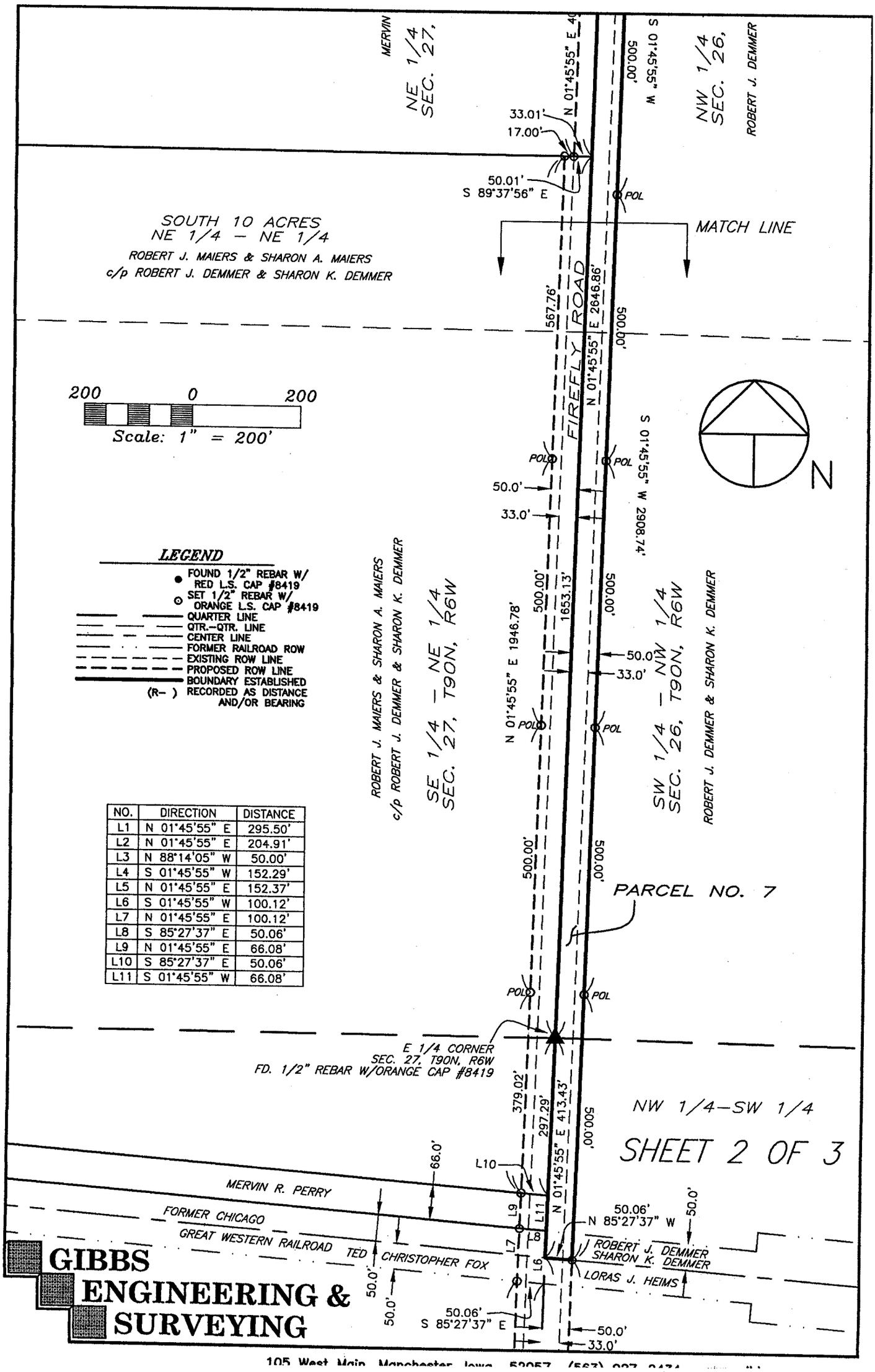
THENCE along the Westerly Line of said Section Twenty-six (26), North 01° 45' 55" East, to the West Quarter Corner of said Section Twenty-six (26), 413.43 feet;

THENCE continuing along the Westerly Line of said Section Twenty-six (26), North 01° 45' 55" East, 2646.86 feet to the **POINT OF BEGINNING**;

Containing a total of 3.816 acres, including 2.495 acres of existing public road right of way, and subject to easements of record.

The Westerly Line of Section Twenty-six (26), Township Ninety North (T90N), Range Six West (R6W) of the Fifth Principal Meridian, Delaware County, Iowa is assumed to bear North 01° 45' 55" East.

Q:\Surveys\Del_Co_05-52\Parcel_7.doc



NO.	DIRECTION	DISTANCE
L1	N 01°45'55" E	295.50'
L2	N 01°45'55" E	204.91'
L3	N 88°14'05" W	50.00'
L4	S 01°45'55" W	152.29'
L5	N 01°45'55" E	152.37'
L6	S 01°45'55" W	100.12'
L7	N 01°45'55" E	100.12'
L8	S 85°27'37" E	50.06'
L9	N 01°45'55" E	66.08'
L10	S 85°27'37" E	50.06'
L11	S 01°45'55" W	66.08'

GIBBS ENGINEERING & SURVEYING
105 West Main Manchester Iowa 52057 (563) 927-8474