Entered for taxation 21st day
of July A.D. 2006
Sharon McCrabb, Auditor
By A. Schmidt, Deputy
87-34

Book 2006 Page 2604
Document 2006 2604 Type 03 006 Pages 2
Date 7/20/2006 Time 9:35:02AM
Rec Amt $.00

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:

Gary S. and Janet K. Freese

In consideration of the lump sum of Eight thousand seven hundred ninty-six and sixty-eight cents DOLLARS ($ 8,796.68), 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:

1) Property as described net acquired right of way and shown on the attached plat and legal description of parcel number 3 for project number C-775. Said plat is part of the South ½ of the SW ¼ Section 34, T87N, R3W of the Fifth P.M., Delaware County, and is fully described on the aforementioned plat as recorded in book 2006, page 2442.

and **Gary S. and Janet K. Freese** hereby covenant with the said Delaware County that **Gary S. and Janet K. Freese** 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 **Gary S. and Janet K. Freese** have good and lawful authority to sell and convey the same, and **Gary S. and Janet K. Freese** hereby covenant to warrant and defend the said premises against the lawful claims of all persons whomsoever.

Signed on this 1 day of March A.D. 2006

STATE OF IOWA)
Delaware County)s.s
)

NOTARIAL SEAL IOWA
NICOLE STREIT
COMMISSION NUMBER 727528
MY COMMISSION EXPIRES
3/22/2007

Gary S. Freese
GARY S. FREESE
Janet K. Freese
Landowner(s) of Record JANET K. FREESE

On this 1 day of March A.D. 2006, before me, the undersigned Notary Public, personally appeared to me known **Gary S. and Janet K. Freese** to be the person(s) named herein and who executed the foregoing instrument, and acknowledge that **Gary S. and Janet K. Freese** executed the same as a voluntary act and deed.

Nicole Streit
Notary Public in and for said County

Seal or Stamp above

Del. to Recorder

FILED
JUL 07 2006
SHARON McCRABB
DELAWARE COUNTY AUDITOR

FILED
JUL 07 2006
CHERI BOEDING-ORCUTT
DELAWARE COUNTY ASSESSOR

Book 2006 Page 2442
Document 2006 2442 Type 06 002 Pages 1
Date 7/07/2006 Time 2:53:39PM
Rec Amt $.00

DEBORAH L. PEYTON, RECORDER/REGISTRA
DELAWARE COUNTY IOWA

PREPARED BY J.D. TJEPKES LS, JONES COUNTY ENGINEER'S OFFICE, 19501 HWY. 64, ANAMOSA, IOWA (319) 462-3785

B-74

PROPRIETOR:
GARY S. & JANET K.
FREESE-B131 P202

ACQUISITION PLAT

PARCEL NO. 3 (PROJECT C-775)

PART OF THE SOUTH HALF OF THE SOUTHWEST QUARTER, SECTION 34, TOWNSHIP 87 NORTH, RANGE 3 WEST OF THE 5TH PM, DELAWARE COUNTY, IOWA

LEGAL DESCRIPTION: PARCEL NO. 3 (PROJECT NO. C-775)
PART OF BOOK 131 PAGE 202

A PARCEL OF LAND LOCATED IN THE SOUTH HALF OF THE SOUTHWEST QUARTER OF SECTION 34, TOWNSHIP 87 NORTH, RANGE 3 WEST OF THE 5TH PRINCIPAL MERIDIAN, DELAWARE COUNTY, IOWA, SAID PARCEL ALSO BEING PART OF BOOK 131, PAGE 202 AS SHOWN AND RECORDED IN THE RECORDS OF THE DELAWARE COUNTY RECORDER'S OFFICE, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SAID SECTION 34; THENCE S89°48'59"E ALONG THE SOUTH LINE THEREOF, 660.97 FEET; THENCE N00°33'42"W, 20.00 FEET TO THE POINT OF BEGINNING OF THE HEREIN DESCRIBED PARCEL OF LAND, WHICH POINT OF BEGINNING IS ALSO ON THE PRESENT EXISTING NORTHERLY RIGHT OF WAY OF THE JONES-DELAWARE COUNTY LINE ROAD; THENCE CONTINUING N00°33'42"W, 47.49 FEET; THENCE N88°52'35"E, 24.20 FEET; THENCE ALONG THE ARC OF A CURVE TO THE RIGHT WITH A RADIUS OF 21886.96 FEET, A CENTRAL ANGLE OF 01°07'25", AN ARC LENGTH OF 429.19 FEET, WHICH CHORD BEARS N89°26'18"E, 429.18 FEET; THENCE S90°00'00"E, 1263.27 FEET TO A POINT ON THE EAST LINE OF THAT PARCEL OF LAND AS DESCRIBED IN SAID BOOK 131, PAGE 202; THENCE S02°57'49"E ALONG SAID EAST LINE, 57.76 FEET TO A POINT ON SAID PRESENT EXISTING NORTHERLY RIGHT OF WAY OF THE JONES-DELAWARE COUNTY LINE ROAD; THENCE N89°48'59"W ALONG SAID NORTHERLY RIGHT OF WAY, 1719.16 FEET TO THE POINT OF BEGINNING.

THE ABOVE DESCRIBED PARCEL OF LAND CONTAINS 2.14 ACRES MORE OR LESS AND IS SUBJECT TO EASEMENTS AND RESTRICTIONS OF RECORD.

LEGEND:
- ⚠ ----SET OR FOUND AS INDICATED.
- ◉ ----SET PIN AND ORANGE CAP LS 14807
- ◎ ----FOUND PIN AND CAP LS
- ⊡ ----PARCEL CORNER AS INDICATED.

NOTE:
ALL MEASUREMENTS IN FEET AND DECIMALS THEREOF.

DATE OF FIELD WORK:
02-13-02

BASIS OF BEARING:
UPON THE CONSIDERATION THAT THE SOUTH LINE OF THE SOUTH WEST QUARTER OF SECTION 34-87-3 BEARS N89°48'59"W AS SHOWN HEREON.

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.
Signed: Joseph D. Tjepkes, PLS, No. 14807
My license renewal date is December 31, 2006.
Pages or sheets covered by this seal: (Entire submission unless specified here)
Date: 7-7-06

LICENSED LAND SURVEYOR JOSEPH D. TJEPKES 14807 IOWA

PROJECT NUMBER	SHEET	OF	SHEETS	DATE	SCALE	FIELD BOOK NUMBER
C-775	1		1	05-24-06	1"=200'	337

SHEET TITLE: ACQUISITION PLAT
PARCEL NO. 3

PROJECT TITLE: PART OF THE SOUTH HALF OF THE SOUTHWEST QUARTER, SECTION 34, TOWNSHIP 87 NORTH, RANGE 3 WEST OF THE 5TH PM, DELAWARE COUNTY, IOWA

JCEO

JONES COUNTY ENGINEER'S OFFICE
19501 Hwy 64, P.O. Box 368
Anamosa, Iowa 52205
(319) 462-3785

Design By	Drawn By	Checked By	Approved By
TP	JDT	TP	JDT

Date Revised

BOOK 2006 PAGE 2442