Entered for taxation 21st day
of July A.D. 2006
Sharon McCrabb, Auditor
By A. Schmidt, Deputy
87-34, 87-35

Book 2006 Page 2606
Document 2006 2606 Type 03 006 Pages 2
Date 7/20/2006 Time 9:35:39AM
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:

John D. and Joanne F. Timm

In consideration of the lump sum of _One hundred nineteen and thirty-four cents_ DOLLARS ($_119.34_), 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 5 for project number C-775. Said plat is part of the SE ¼ of the SE ¼ Section 34 and part of the SW ¼ of the SW ¼ of section 35 all in, T87N, R3W of the Fifth P.M., Delaware County, and is fully described on the aforementioned plat as recorded in book 2006, page 2444.

and **John D. and Joanne F. Timm** hereby covenant with the said Delaware County that **John D. and Joanne F. Timm** 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 **John D. and Joanne F. Timm** have good and lawful authority to sell and convey the same, and **John D. and Joanne F. Timm** hereby covenant to warrant and defend the said premises against the lawful claims of all persons whomsoever.

Signed on this 17th day of March A.D. 2006

STATE OF IOWA)
Delaware County)s.s
)

Joanne F. Timm
JOANNE F. TIMM
John D. Timm
Landowner(s) of Record JOHN D. TIMM

On this 17 day of MARCH A.D. 2006, before me, the undersigned Notary Public, personally appeared to me known **John D. and Joanne F. Timm** to be the person(s) named herein and who executed the foregoing instrument, and acknowledge that **John D. and Joanne F. Timm** executed the same as a voluntary act and deed.

Nicole Streit
Notary Public in and for said County

Seal or Stamp above

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

Del. Co. Recorder

FILED
JUL 07 2006
SHARON McCRABB
DELAWARE COUNTY AUDITOR

FILED
JUL 07 2006
CHERI BOEDING-ORCUTT
DELAWARE COUNTY ASSESSOR

Book 2006 Page 2444
Document 2006 2444 Type 06 002 Pages 1
Date 7/07/2006 Time 2:53:51PM
Rec Amt $.00

DEBORAH L. PEYTON, RECORDER/REGISTRA
DELAWARE COUNTY IOWA

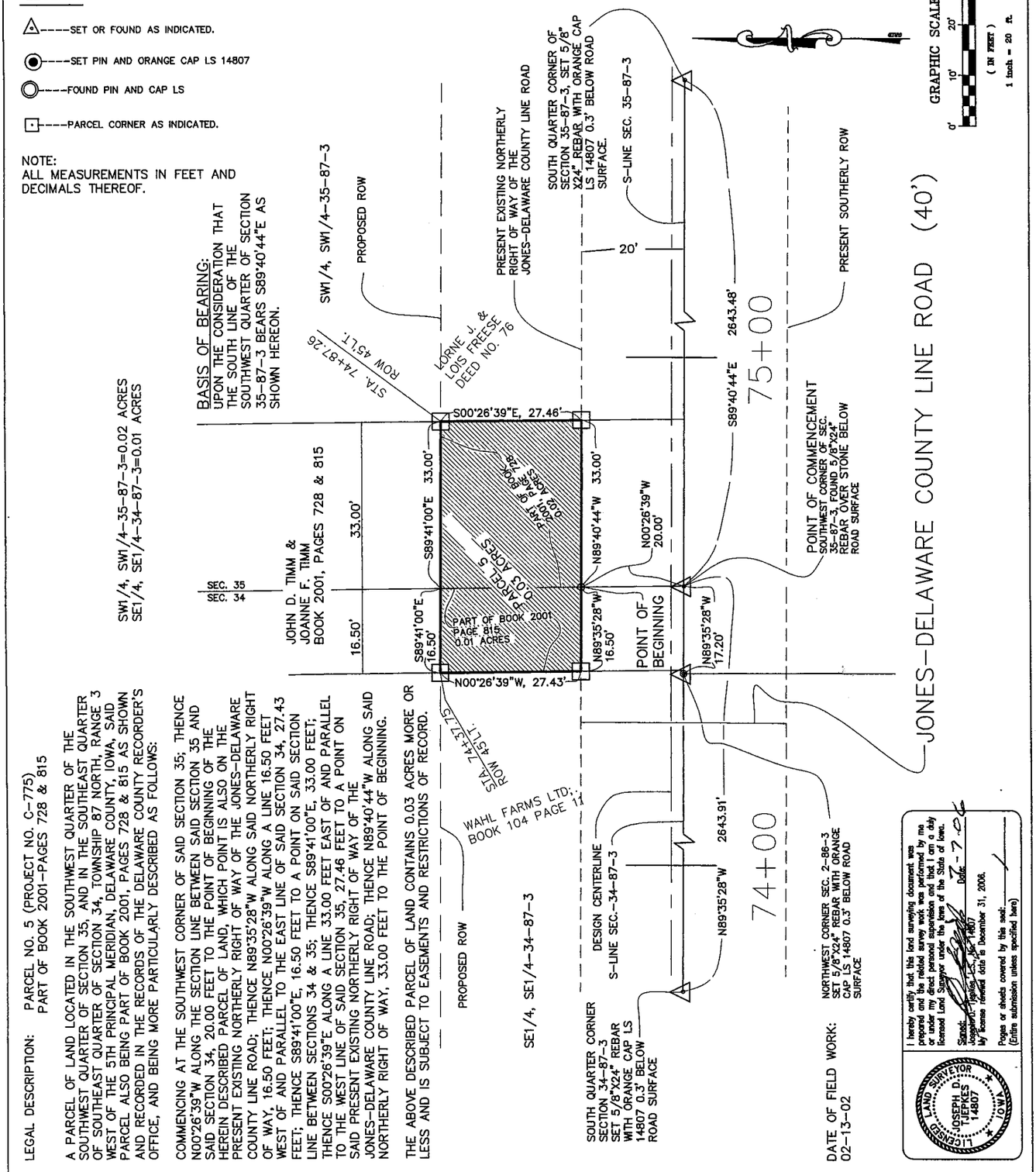
PREPARED BY J.D. TJEPKES LS, JONES COUNTY ENGINEER'S OFFICE, 19501 HWY. 64, ANAMOSA, IOWA (319) 462-3785

B-74

PROPRIETOR:
JOHN D. & JOANNE F. TIMM–B 2001 P 728&815

ACQUISITION PLAT PARCEL NO. 5 (PROJECT C-775)

PART OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 35, AND PART OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 34, TOWNSHIP 87 NORTH, RANGE 3 WEST OF THE 5TH PRINCIPAL MERIDIAN, DELAWARE COUNTY, IOWA.



LEGAL DESCRIPTION: PARCEL NO. 5 (PROJECT NO. C-775)
PART OF BOOK 2001–PAGES 728 & 815

A PARCEL OF LAND LOCATED IN THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 35, AND IN THE SOUTHEAST QUARTER OF SOUTHEAST 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 2001, PAGES 728 & 815 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 35; THENCE N00°26'39"W ALONG THE SECTION LINE BETWEEN SAID SECTION 35 AND SAID SECTION 34, 20.00 FEET TO THE POINT OF BEGINNING OF THE HEREIN DESCRIBED PARCEL OF LAND, WHICH POINT IS ALSO ON THE PRESENT EXISTING NORTHERLY RIGHT OF WAY OF THE JONES–DELAWARE COUNTY LINE ROAD; THENCE N89°35'28"W ALONG SAID NORTHERLY RIGHT OF WAY, 16.50 FEET; THENCE N00°26'39"W ALONG A LINE 16.50 FEET WEST OF AND PARALLEL TO THE EAST LINE OF SAID SECTION 34, 27.43 FEET; THENCE S89°41'00"E, 16.50 FEET TO A POINT ON SAID SECTION LINE BETWEEN SECTIONS 34 & 35; THENCE S89°41'00"E, 33.00 FEET; THENCE S00°26'39"E ALONG A LINE 33.00 FEET EAST OF AND PARALLEL TO THE WEST LINE OF SAID SECTION 35, 27.46 FEET TO A POINT ON SAID PRESENT EXISTING NORTHERLY RIGHT OF WAY OF THE JONES–DELAWARE COUNTY LINE ROAD; THENCE N89°40'44"W ALONG SAID NORTHERLY RIGHT OF WAY, 33.00 FEET TO THE POINT OF BEGINNING.

THE ABOVE DESCRIBED PARCEL OF LAND CONTAINS 0.03 ACRES MORE OR LESS AND IS SUBJECT TO EASEMENTS AND RESTRICTIONS OF RECORD.

DATE OF FIELD WORK: 02-13-02

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 Date: 7-7-06
My license renewal date is December 31, 2006.
Pages or sheets covered by this seal: (Entire submission unless specified here)

LAND SURVEYOR JOSEPH D. TJEPKES 14807 IOWA

PROJECT NUMBER C-775	SHEET TITLE: ACQUISITION PLAT	JCEO	JONES COUNTY ENGINEER'S OFFICE 19501 Hwy 64, P.O. Box 368 Anamosa, Iowa 52205 (319) 462-3785		Date Revised
SHEET 1 OF 1 SHEETS	PROJECT TITLE: PART OF THE SW1/4,SW1/4, 35–87–3, & AND PART OF SE1/4, SE1/4–34–87–3, DELAWARE COUNTY, IOWA		Design By: TP	Drawn By: JDT	
DATE 06-09-06			Checked By: TP	Approved By: JDT	
SCALE 1"=20'					
FIELD BOOK NUMBER 337					

BOOK 2006 PAGE 2444