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Sharon McCrabb, Auditor
By A. Schmidt, Deputy
87-35

Book 2006 Page 2607
Document 2006 2607 Type 03 006 Pages 2
Date 7/20/2006 Time 9:37:55AM
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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:

Loren J. and Lois Freese

In consideration of the lump sum of Two thousand three hundred seven and twenty-four cents DOLLARS ($2,307.24), 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 6 for project number C-775. Said plat is part of the SW ¼ of the SW ¼ Section 35, T87N, R3W of the Fifth P.M., Delaware County, and is fully described on the aforementioned plat as recorded in book 2006, page 2445.

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

Signed on this 24 day of February A.D. 2006

STATE OF IOWA)
Delaware County)s.s
)

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

Loren J Freese
LOREN J. FREESE
Lois Freese
Landowner(s) of Record LOIS FREESE

On this 24 day of February A.D. 2006, before me, the undersigned Notary Public, personally appeared to me known **Loren J. and Lois Freese** to be the person(s) named herein and who executed the foregoing instrument, and acknowledge that **Loren J. and Lois Freese** executed the same as a voluntary act and deed.

Nicole Streit
Notary Public in and for said County

Seal or Stamp above

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 2445
Document 2006 2445 Type 06 002 Pages 1
Date 7/07/2006 Time 2:53:58PM
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

ACQUISITION PLAT PARCEL NO. 6 (PROJECT C-775)

PROPRIETOR:
LOREN J. & LOIS FREESE–DEED NO. 76&84

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

LEGEND:

△----SET OR FOUND AS INDICATED.

◉----SET PIN AND ORANGE CAP LS 14807

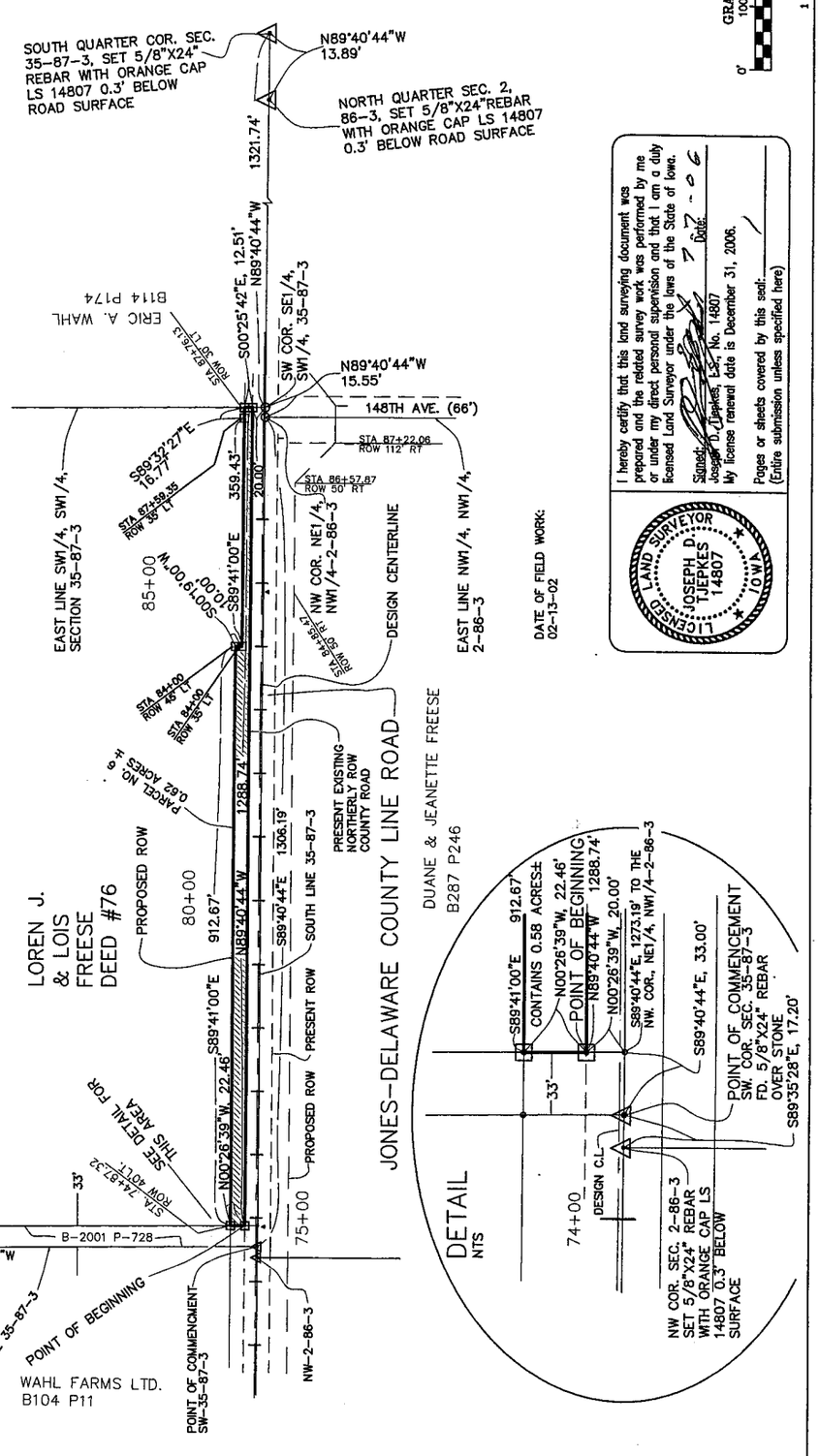
◎----FOUND PIN AND CAP LS

⊡----PARCEL CORNER AS INDICATED.

NOTE:
ALL MEASUREMENTS IN FEET AND DECIMALS THEREOF.

BASIS OF BEARING:
UPON THE CONSIDERATION THAT THE SOUTH LINE OF THE SOUTHWEST QUARTER OF SECTION 35 BEARS S89°40'44"E AS SHOWN HEREON.

GRAPHIC SCALE
0' 100' 200' 300'
(IN FEET)
1 inch = 200 ft.



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, L.S., No. 14807
My license renewal date is December 31, 2006.
Date: 7-7-06
Pages or sheets covered by this seal: _____
(Entire submission unless specified here)

LICENSED LAND SURVEYOR JOSEPH D. TJEPKES 14807 IOWA

LEGAL DESCRIPTION: PARCEL NO. 6 (PROJECT NO. C–775)
PART OF DEED IN BOOK 76, PAGE 12

A PARCEL OF LAND LOCATED IN THE SOUTHWEST QUARTER OF SECTION 35, TOWNSHIP 87 NORTH, RANGE 3 WEST OF THE 5TH PRINCIPAL MERIDIAN, DELAWARE COUNTY, IOWA, SAID PARCEL ALSO BEING PART OF DEED RECORD NO. 76 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 S89°40'44"E ALONG THE SOUTH LINE THEREOF, 33.00 FEET TO THE SOUTHEAST CORNER OF A TRACT OF LAND AS DESCRIBED IN BOOK 2001, PAGE 728 AS SHOWN AND RECORDED IN THE RECORDS OF THE DELAWARE COUNTY RECORDER'S OFFICE; THENCE N00°26'39"W ALONG THE EAST LINE THEREOF AND ALONG A LINE 33.00 FEET EAST OF AND PARALLEL TO THE WEST LINE OF SAID SECTION 35, 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 CONTINUING N00°26'39"W ALONG THE AFOREMENTIONED COURSE, 22.46 FEET; THENCE S89°41'00"E, 912.67 FEET; THENCE S00°19'00"W, 10.00 FEET; THENCE S89°41'00"E, 359.43 FEET; THENCE S89°32'27"E, 16.77 FEET TO A POINT ON THE EAST LINE OF THE SOUTHWEST QUARTER, OF THE SOUTHWEST QUARTER OF SAID SECTION 35; THENCE S00°25'42"E ALONG SAID EAST LINE, 12.51 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, 1288.74 FEET TO THE POINT OF BEGINNING.

THE ABOVE DESCRIBED PARCEL OF LAND CONTAINS 0.58 ACRES MORE OR LESS AND IS SUBJECT TO EASEMENTS AND RESTRICTIONS OF RECORD.

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 SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 35, TOWNSHIP 87 NORTH, RANGE 3 WEST OF THE 5TH PRINCIPAL MERIDIAN, DELAWARE COUNTY, IOWA		Design By: TP	Drawn By: JDT	
DATE 06-09-06			Checked By: TP	Approved By: JDT	
SCALE 1"=200'					
FIELD BOOK NUMBER 337					