Book 2007 Page 1604

Document 2007 1604 Type 03 006 Pages 3
Date 5/23/2007 Time 8:36:01AM
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:

David A. Jesenovec and Jane Jesenovec

In consideration of the lump sum of Seventeen thousand one hundred six dollars and zero cents. ($ 17,106.00), 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:

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 LOST—08(01)—73-28. Said plat is part of the NW1/4, part of lots 215 and 216 of the town of Sand Springs, and part of the NW1/4 of the NE1/4 of Section 27, T87N, R3W of the Fifth P.M., Delaware County, and is fully described on the aforementioned plat as recorded in book 2007, page 1386.

and **David A. Jesenovec and Jane Jesenovec** hereby covenant with the said Delaware County that **David A. Jesenovec and Jane Jesenovec** 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 **David A. Jesenovec and Jane Jesenovec** have good and lawful authority to sell and convey the same, and **David A. Jesenovec and Jane Jesenovec** hereby covenant to warrant and defend the said premises against the lawful claims of all persons whomsoever.

Signed on this 5th day of April A.D. 2007

STATE OF IOWA)
Delaware County)s.s
)

David A. Jesenovec

Jane Jesenovec
Landowner(s) of Record

On this 5th day of April A.D. 2007, before me, the undersigned Notary Public, personally appeared to me known **David A. Jesenovec and Jane Jesenovec** to be the person(s) named herein and who executed the foregoing instrument, and acknowledge that **David A. Jesenovec and Jane Jesenovec** executed the same as a voluntary act and deed.

NOTARIAL SEAL IOWA
Mark J. Nahra
COMMISSION NUMBER 165627
MY COMMISSION EXPIRES
7-2-2007

Seal or Stamp above

Notary Public in and for said County

FILED
MAY 03 2007
CLAUDIA J. CAHALAN
DELAWARE COUNTY ASSESSOR

FILED
MAY -3 2007
CARLA K. BECKER
DELAWARE COUNTY AUDITOR

Book 2007 Page 1386
Document 2007 1386 Type 06 002 Pages 2
Date 5/03/2007 Time 11:37:48AM
Rec Amt $12.00

DEBORAH L. PEYTON, RECORDER/REGISTRA
DELAWARE COUNTY IOWA

PREPARED BY/RETURN TO: RANDALL L. RATTENBORG; 105 W. MAIN ST., MANCHESTER, IA 52057 563-927-2434

ACQUISITION PLAT

PARCEL NO. 5, PROJECT NO. LOST-08(01)--73-28
PART OF THE NW ¼, PART OF LOTS 215 AND 216 OF THE TOWN OF SAND SPRINGS, AND PART OF THE NW ¼ OF THE NE ¼ SEC. 27, T87N, R3W OF THE FIFTH P.M., DELAWARE COUNTY, IOWA

LEGAL DESCRIPTION:

PARCEL NO. 5, PROJECT NO. LOST-08(01)--73-28, PART OF THE NORTHWEST QUARTER (NW ¼), PART OF LOTS 215 AND 216 OF THE TOWN OF SAND SPRINGS, AND PART OF THE NORTHWEST QUARTER (NW ¼) OF THE NORTHEAST QUARTER (NE ¼) OF SECTION TWENTY-SEVEN (27), TOWNSHIP EIGHTY-SEVEN NORTH (T87N), RANGE THREE WEST (R3W) OF THE FIFTH PRINCIPAL MERIDIAN, DELAWARE COUNTY, IOWA, containing a total of 5.64 acres, including 1.62 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 Northwest Corner of Section Twenty-seven (27), Township Eighty-seven North (T87N), Range Three West (R3W) of the Fifth Principal Meridian, Delaware County, Iowa;
THENCE along the Northerly Line of the Northwest Quarter (NW ¼) of said Section Twenty-Seven (27), North 88° 23' 06" East, to the Easterly right of way line of Iowa State Highway #38, 144.86 feet, the POINT OF BEGINNING;
THENCE continuing along the Northerly Line of the Northwest Quarter (NW ¼) of said Section Twenty-Seven (27), North 88° 23' 06" East, to the North Quarter Corner of said Section Twenty-seven (27), 2513.38 feet;
THENCE along the Northerly Line of the Northwest Quarter (NW ¼) of the Northeast Quarter (NE ¼) of said Section Twenty-seven (27), North 88° 22' 52" East, to the Northeast Corner of the Northwest Quarter (NW ¼) of the Northeast Quarter (NE ¼) of said Section Twenty-Seven (27), 1329.02 feet;
THENCE along the Easterly Line of the Northwest Quarter (NW 1/4) of the Northeast Quarter (NE 1/4) of said Section Twenty-seven (27), South 02° 05' 51" East, 55.00 feet;
THENCE South 88° 22' 52" West, 1329.48 feet;
THENCE South 88° 23' 06" West, 492.49 feet;
THENCE South 52° 03' 30" West, 148.85 feet;
THENCE North 37° 56' 30" West, 109.45 feet;
THENCE South 88° 23' 06" West, 35.85 feet;
THENCE South 79° 51' 15" West, 101.12 feet;
THENCE South 88° 23' 06" West, 300.00 feet;
THENCE North 83° 05' 03" West, 101.12 feet;
THENCE South 88° 23' 06" West, 300.00 feet;
THENCE South 77° 04' 30" West, 203.96 feet;
THENCE South 88° 23' 06" West, 300.00 feet;
THENCE North 80° 18' 18" West, 203.96 feet;
THENCE South 88° 23' 06" West, to the Easterly right of way line of Iowa State Highway #38, 300.97 feet;
THENCE along the Easterly right of way line of Iowa State Highway #38, North 00° 53' 33" West, 55.00 feet to the POINT OF BEGINNING;

Containing a total of 5.64 acres, including 1.62 acres of existing public road right of way, and subject to easements of record.

The Northerly Line of the Northwest Quarter (NW ¼) of Section Twenty-Seven (27), Township Eighty-seven North (T87N), Range Three West (R3W) of the Fifth Principal Meridian, Delaware County, Iowa, is assumed to bear North 88° 23' 06" East.

SURVEY REQUESTED BY: MARK NAHRA, DELAWARE COUNTY ENGINEER

LICENSED LAND SURVEYOR
RANDALL L. RATTENBORG
17939
IOWA

PAGES OR SHEETS COVERED BY THIS SEAL: 1-2

PROPRIETORS: DAVID A. JESENOVEC & JANE JESENOVEC

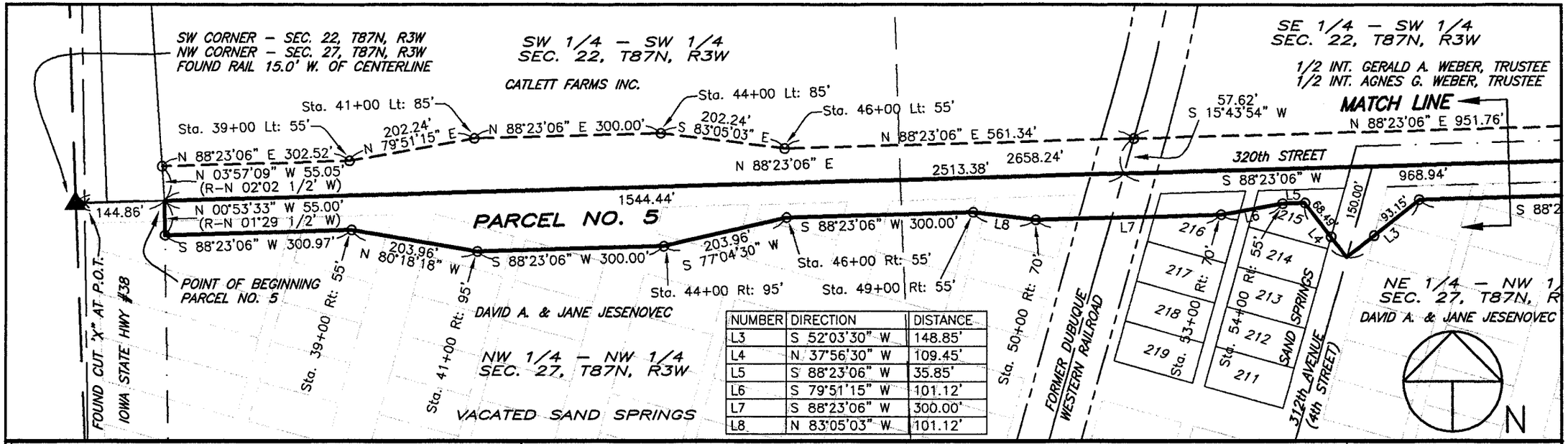
I HEREBY CERTIFY THAT THIS LAND SURVEYING DOCUMENT WAS PREPARED AND THE RELATED SURVEY WORK WAS PERFORMED BY ME OR UNDER MY DIRECT PERSONAL SUPERVISION AND THAT I AM A DULY LICENSED LAND SURVEYOR UNDER THE LAWS OF THE STATE OF IOWA.

5/2/07

RANDALL L. RATTENBORG L.S. LIC. #17939 DATE
MY LICENSE RENEWAL DATE IS DECEMBER 31, 2007

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

PROJECT NO. 04-21/06-96
SCALE: 1"=200'
DATE: 11/8/2006
DRAWN BY: RLR
CHECKED BY: JDG
FIELD BK: D.L.
REVISED 4/30/2007
SHEET 1 OF 2



NUMBER	DIRECTION	DISTANCE
L3	S 52°03'30" W	148.85'
L4	N 37°56'30" W	109.45'
L5	S 88°23'06" W	35.85'
L6	S 79°51'15" W	101.12'
L7	S 88°23'06" W	300.00'
L8	N 83°05'03" W	101.12'

PARCEL NO. 5	TOTAL	EXISTING	NET ACQUIRED
NW 1/4 – NW 1/4	1.96	0.00	1.96
NE 1/4 – NW 1/4	2.00	0.61	1.39
NW 1/4 – NE 1/4	1.68	1.01	0.67
TOTAL	5.64	1.62	4.02

GIBBS ENGINEERING & SURVEYING

PARCEL NO. 5 – PROJECT NO. LOST-08(01)--73-28

RIGHT OF WAY MONUMENTS AND 1/4-1/4 CORNERS MAY BE SET AFTER CONSTRUCTION

105 West Main, Manchester, Iowa 52057 (563) 927-2434 www.gibbseng.com