✓Book 2007 Page 1605

Document 2007 1605 Type 03 006 Pages 5
Date 5/23/2007 Time 8:36:27AM
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:

Catlett Farms Inc. By David J. Catlett, President and ~~Dan Catlett~~ Daniel J. Catlett, Vice President

In consideration of the lump sum of Thirteen thousand seven hundred forty eight dollars and zero cents. ($13,748.00), 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 6 for project number LOST—08(01)—73-28. Said plat is part of the SW1/4 of Section 22, T87N, R3W of the Fifth P.M., Delaware County, and is fully described on the aforementioned plat as recorded in book 2007, page 1387.

2) Property as described net acquired right of way and shown on the attached plat and legal description of parcel number 12 for project number LOST—08(01)—73-28. Said plat is part of the NE1/4-NW1/4 and part of the NW1/4-NE1/4 of Section 26, T87N, R3W of the Fifth P.M., Delaware County, and is fully described on the aforementioned plat as recorded in book 2007, page 1393.

and **Catlett Farms Inc. By David J. Catlett, President and Dan Catlett, Vice President** hereby covenant with the said Delaware County that **Catlett Farms Inc. By David J. Catlett, President and Dan Catlett, Vice President** 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 **Catlett Farms Inc. By David J. Catlett, President and Dan Catlett, Vice President** have good and lawful authority to sell and convey the same, and **Catlett Farms Inc. By David J. Catlett, President and Dan Catlett, Vice President** hereby covenant to warrant and defend the said premises against the lawful claims of all persons whomsoever.

Signed on this 10th day of May A.D. 2007

STATE OF IOWA)
Delaware County)s.s
)

David J. Catlett, President

~~Dan Catlett~~ Daniel J. Catlett, Vice President Daniel J. Catlett
Landowner(s) of Record

On this 10th day of May A.D. 2007, before me, the undersigned Notary Public, personally appeared to me known **David J. and Dan Catlett** to be the person(s) named herein who, being by me duly sworn did say that they are President and Vice President respectively of said corporation executing the within and foregoing instrument to which this is attached, that no seal has bee secured by said corporation; that said instrument was signed on behalf of said corporation by authority of it's Board of Directors, and that **David T. and Dan Catlett** as such officers acknowledged the execution of said instrument to be voluntary act and deed of said corporation, by it and by them voluntarily 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

Notary Public in and for said County

Book 2007 Page 1387
Document 2007 1387 Type 06 002 Pages 2
Date 5/03/2007 Time 11:38:19AM
Rec Amt $12.00

FILED
MAY 03 2007
CLAUDIA J. CAHALAN
DELAWARE COUNTY ASSESSOR

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

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. 6, PROJECT NO. LOST-08(01)--73-28
PART OF THE SW 1/4
SEC. 22, T87N, R3W OF THE FIFTH P.M., DELAWARE COUNTY, IOWA

LEGAL DESCRIPTION:

PARCEL NO. 6, PROJECT NO. LOST-08(01)--73-28, PART OF THE SOUTHWEST QUARTER (SW ¼), OF SECTION TWENTY-TWO (22), TOWNSHIP EIGHTY-SEVEN NORTH (T87N), RANGE THREE WEST (R3W) OF THE FIFTH PRINCIPAL MERIDIAN, DELAWARE COUNTY, IOWA, containing a total of 2.31 acres, subject to easements of record, and more particularly described by metes and bounds as follows;

COMMENCING at the Southwest Corner of Section Twenty-two (22), Township Eighty-seven North (T87N), Range Three West (R3W) of the Fifth Principal Meridian, Delaware County, Iowa; THENCE along the Southerly Line of the Southwest Quarter (SW ¼) of said Section Twenty-two (22), 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 along the Easterly right of way line of Iowa State Highway #38, North 03° 57' 09" West, 55.05 feet;
THENCE North 88° 23' 06" East, 302.52 feet;
THENCE North 79° 51' 15" East, 202.24 feet;
THENCE North 88° 23' 06" East, 300.00 feet;
THENCE South 83° 05' 03" East, 202.24 feet;
THENCE North 88° 23' 06" East, to the centerline of the former Dubuque Western Railroad, 561.34 feet;
THENCE along the centerline of the former Dubuque Western Railroad, South 15° 43' 54" West, to the Southerly Line of the Southwest Quarter (SW ¼) of said Section Twenty-two (22), 57.62 feet;
THENCE along the Southerly Line of the Southwest Quarter (SW ¼) of said Section Twenty-two (22), South 88° 23' 06" West, 1544.44 feet to the POINT OF BEGINNING;

Containing a total of 2.31 acres and subject to easements of record.

The Southerly Line of the Southwest Quarter (SW ¼) of Section Twenty-two (22), Township Eighty-seven North (T87N), Range Three West (R3W) of the Fifth Principal Meridian, Delaware County, Iowa, is assumed to bear South 88° 23' 06" West.

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: CATLETT FARMS, INCORPORATED
a/k/a CATLETT FARMS, INC.

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.

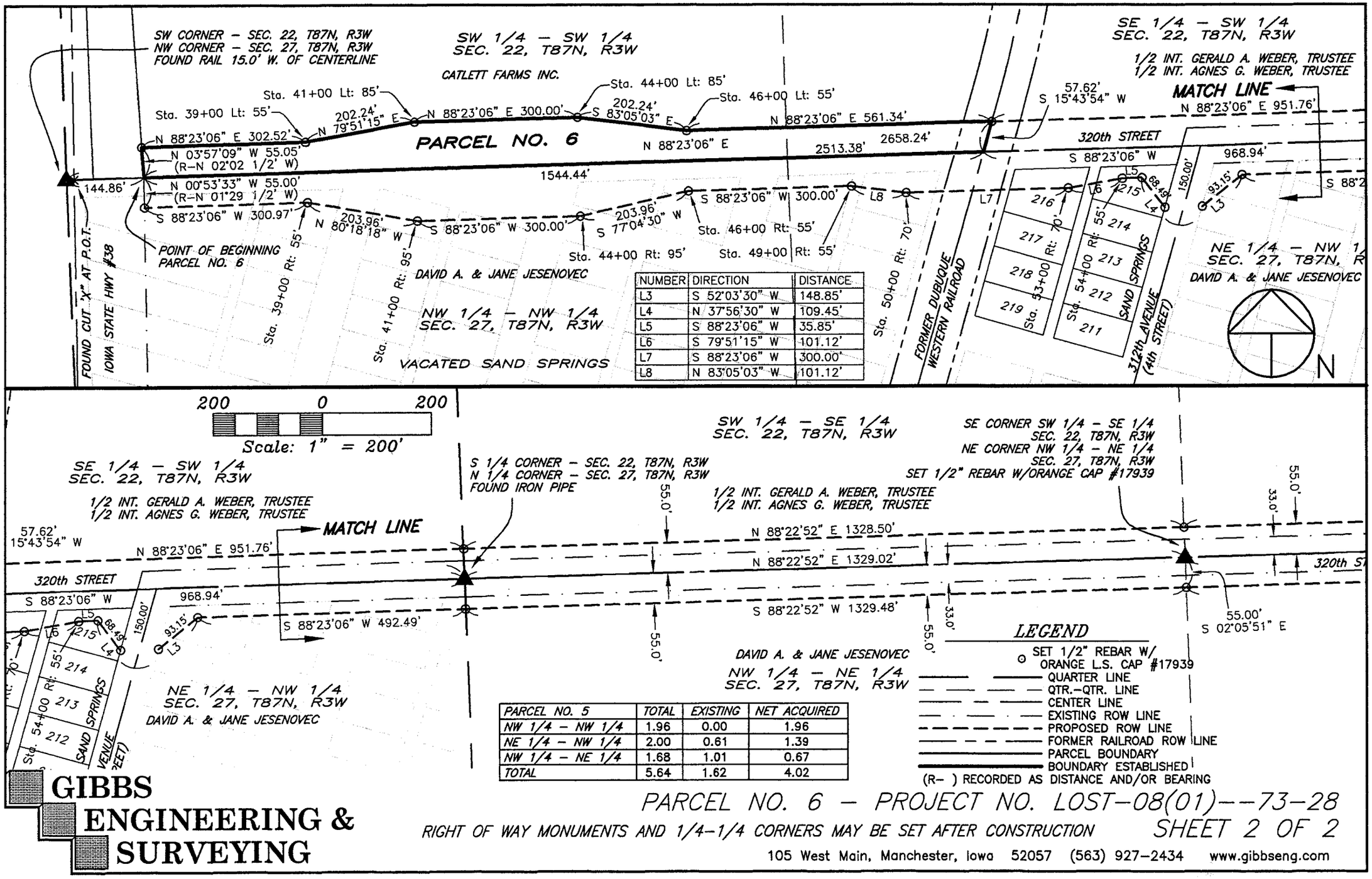
5/2/07

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. 6 – 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

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Document 2007 1393 Type 06 002 Pages 2
Date 5/03/2007 Time 11:40:14AM
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DEBORAH L. PEYTON, RECORDER/REGISTRA
DELAWARE COUNTY IOWA

FILED

MAY 0 3 2007

CLAUDIA J. CAHALAN
DELAWARE COUNTY ASSESSOR

FILED

MAY - 3 2007

CARLA K. BECKER
DELAWARE COUNTY AUDITOR

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

ACQUISITION PLAT

PARCEL NO. 12, PROJECT NO. LOST-08(01)--73-28
PART OF THE NE 1/4-NW 1/4 AND PART OF THE NW 1/4-NE 1/4
SEC. 26, T87N, R3W OF THE FIFTH P.M., DELAWARE COUNTY, IOWA

LEGAL DESCRIPTION:

PARCEL NO. 12, PROJECT NO. LOST-08(01)--73-28, PART OF THE NORTHEAST QUARTER (NE ¼) OF THE NORTHWEST QUARTER (NW ¼) AND PART OF THE NORTHWEST QUARTER (NW ¼) OF THE NORTHEAST QUARTER (NE ¼) OF SECTION TWENTY-SIX (26), TOWNSHIP EIGHTY-SEVEN NORTH (T87N), RANGE THREE WEST (R3W) OF THE FIFTH PRINCIPAL MERIDIAN, DELAWARE COUNTY, IOWA, containing a total of 3.34 acres, including 2.44 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 North Quarter Corner of Section Twenty-six (26), Township Eighty-seven North (T87N), Range Three West (R3W) of the Fifth Principal Meridian, Delaware County, Iowa;
THENCE along the Northerly Line of the Northeast Quarter (NE ¼) of said Section Twenty-six (26), North 88° 44' 14" East, to the Northeast Corner of the Northwest Quarter (NW ¼) of the Northeast Quarter (NE ¼) of said Section Twenty-six (26), 1326.33 feet;
THENCE along the Easterly Line of the Northwest Quarter (NW ¼) of the Northeast Quarter (NE ¼) of said Section Twenty-six (26), South 01° 57' 25" East, 55.00 feet;
THENCE South 88° 44' 14" West, to the Westerly Line of the Northeast Quarter (NE 1/4) of said Section Twenty-six (26), 1326.30 feet;
THENCE South 88° 44' 18" West, to the Westerly Line of the Northeast Quarter (NE ¼) of the Northwest Quarter (NW ¼) of said Section Twenty-six (26), 1326.26 feet;
THENCE along the Westerly Line of the Northeast Quarter (NE ¼) of the Northwest Quarter (NW ¼) of said Section Twenty-six (26), North 02° 01' 26" West, to the Northwest Corner of the Northeast Quarter (NE ¼) of the Northwest Quarter (NW ¼) of said Section Twenty-six (26), 55.00 feet;
THENCE along the Northerly Line of the Northwest Quarter (NW ¼) of said Section Twenty-six (26), North 88° 44' 17" East, 1326.29 feet to the POINT OF BEGINNING;

Containing a total of 3.34 acres, including 2.44 acres of existing public road right of way, and subject to easements of record.

The Northerly Line of the Northeast Quarter (NE ¼) of the Northwest Quarter (NW ¼) of Section Twenty-six (26), Township Eighty-seven North (T87N), Range Three West (R3W) of the Fifth Principal Meridian, Delaware County, Iowa, is assumed to bear North 88° 44' 17" 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

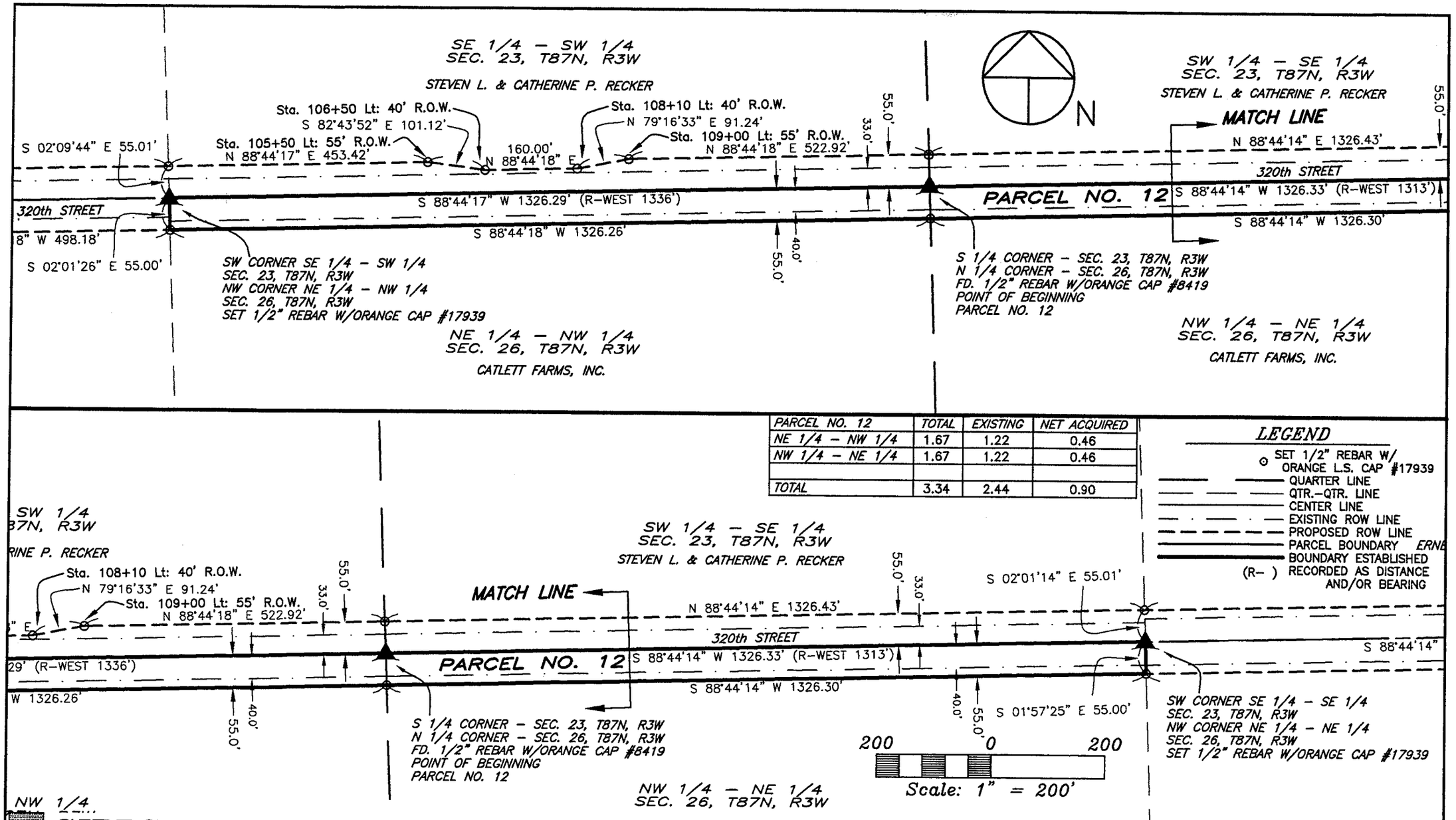
PROPRIETORS: CATLETT FARMS, INC.

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RANDALL L. RATTENBORG L.S. LIC. #17939 DATE 5/2/07
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



PARCEL NO. 12	TOTAL	EXISTING	NET ACQUIRED
NE 1/4 – NW 1/4	1.67	1.22	0.46
NW 1/4 – NE 1/4	1.67	1.22	0.46
TOTAL	3.34	2.44	0.90

LEGEND

- ⊙ SET 1/2" REBAR W/ ORANGE L.S. CAP #17939
- QUARTER LINE
- QTR.–QTR. LINE
- CENTER LINE
- EXISTING ROW LINE
- PROPOSED ROW LINE
- PARCEL BOUNDARY
- BOUNDARY ESTABLISHED
- (R–) RECORDED AS DISTANCE AND/OR BEARING

GIBBS ENGINEERING & SURVEYING

PARCEL NO. 12, PROJECT NO. LOST–08(01)––73–28

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

SHEET 2 OF 2

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