✓Book 2007 Page 1606
Document 2007 1606 Type 03 006 Pages 4
Date 5/23/2007 Time 8:36:59AM
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:

Gerald A. Weber, Trustee and Agnes G. Weber, Trustee

In consideration of the lump sum of Nine thousand nine hundred ninety dollars and zero cents. ($ 9,990.00), 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 7 for project number LOST—08(01)—73-28. Said plat is part of the SE1/4 of the SW1/4 and part of the SE1/4 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 1388.

and **Gerald A. Weber, Trustee and Agnes G. Weber, Trustee** hereby covenant with the said Delaware County that **Gerald A. Weber, Trustee and Agnes G. Weber, Trustee** 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 **Gerald A. Weber, Trustee and Agnes G. Weber, Trustee** have good and lawful authority to sell and convey the same, and **Gerald A. Weber, Trustee and Agnes G. Weber, Trustee** hereby covenant to warrant and defend the said premises against the lawful claims of all persons whomsoever.

Signed on this 22nd day of May A.D. 2007

STATE OF IOWA)
Delaware County)s.s
)

Gerald A. Weber, Trustee

Agnes G. Weber, Trustee
Landowner(s) of Record

On this 22nd day of May A.D. 2007, before me, the undersigned Notary Public, **Gerald A. Weber, Trustee and Agnes G. Weber, Trustee** personally appeared to me, are known to be the persons named herein, who, being duly sworn by me, did say that these persons are Trustees, each with an undivided half interest in a deed in trust, recorded in Book 2002, page 1285, and executing the foregoing instrument, that the instrument was signed on behalf of the aforenamed Trust by authority of the Trust Agreement, and acknowledged that **Gerald A. Weber, Trustee and Agnes G. Weber, Trustee** executed the same as a voluntary act and deed of the aforenamed Trust, by it and by the Trustee voluntarily executed.

NOTARIAL SEAL IOWA
Mark J. Nahra
COMMISSION NUMBER 165627
MY COMMISSION EXPIRES
7-2-2010

Seal or Stamp above

Notary Public in and for said County

Book 2007 Page 1388
Document 2007 1388 Type 06 002 Pages 3
Date 5/03/2007 Time 11:38:36AM
Rec Amt $17.00

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. 7, PROJECT NO. LOST-08(01)--73-28
PART OF THE SE ¼ OF THE SW ¼, AND PART OF THE SE ¼
SEC. 22, T87N, R3W OF THE FIFTH P.M., DELAWARE COUNTY, IOWA

LEGAL DESCRIPTION:

PARCEL NO. 7, PROJECT NO. LOST-08(01)--73-28, PART OF THE SOUTHEAST QUARTER (SE ¼) OF THE SOUTHWEST QUARTER (SW ¼), AND PART OF THE SOUTHEAST QUARTER (SE 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 5.16 acres, including 2.93 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 South Quarter 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 Section Twenty-two (22), South 88° 23' 06" West, to the centerline of the former Dubuque Western Railroad, 968.94 feet;
THENCE along the centerline of the former Dubuque Western Railroad, North 15° 43' 54" East, 57.62 feet;
THENCE North 88° 23' 06" East, to the Easterly Line of the Southwest Quarter (SW 1/4) of said Section Twenty-two (22), 951.76 feet;
THENCE North 88° 22' 52" East, to the Easterly Line of the Southwest Quarter (SW 1/4) of the Southeast Quarter (SE 1/4), 1328.50 feet;
THENCE continuing North 88° 22' 52" East, 1234.00 feet;
THENCE North 43° 05' 18" East, 70.33 feet;
THENCE North 02° 12' 17" West, 144.54 feet;
THENCE North 00° 29' 11" West, 400.18 feet;
THENCE North 87° 47' 43" East, to the Easterly Line of the Southeast Quarter (SE ¼) of said Section Twenty-two (22), 33.00 feet;
THENCE along the Easterly Line of the Southeast Quarter (SE ¼) of said Section Twenty-two (22), South 02° 12' 17" East, to the Southeast Corner of said Section Twenty-two (22), 650.00 feet;
THENCE along the Southerly Line of the Southeast Quarter (SE ¼) of said Section Twenty-two (22), South 88° 22' 52" West, to the Southeast Corner of the Southwest Quarter (SW ¼) of the Southeast Quarter (SE ¼) of said Section Twenty-two (22), 1329.02 feet;
THENCE continuing along the Southerly Line of the Southeast Quarter (SE ¼) of said Section Twenty-two (22), South 88° 22' 52" West, 1329.02 feet to the POINT OF BEGINNING;

Containing a total of 5.16 acres, including 2.93 acres of existing public road right of way, and subject to easements of record.

The Southerly Line of the Southeast Quarter (SE 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° 22' 52" West.

SURVEY REQUESTED BY: MARK NAHRA, DELAWARE COUNTY ENGINEER

LICENSED LAND SURVEYOR
RANDALL L. RATTENBORG
17939
IOWA

PAGES OR SHEETS COVERED BY THIS SEAL: 1-3

PROPRIETORS: 1/2 INT. GERALD A. WEBER, TRUSTEE
1/2 INT. AGNES G. WEBER, TRUSTEE

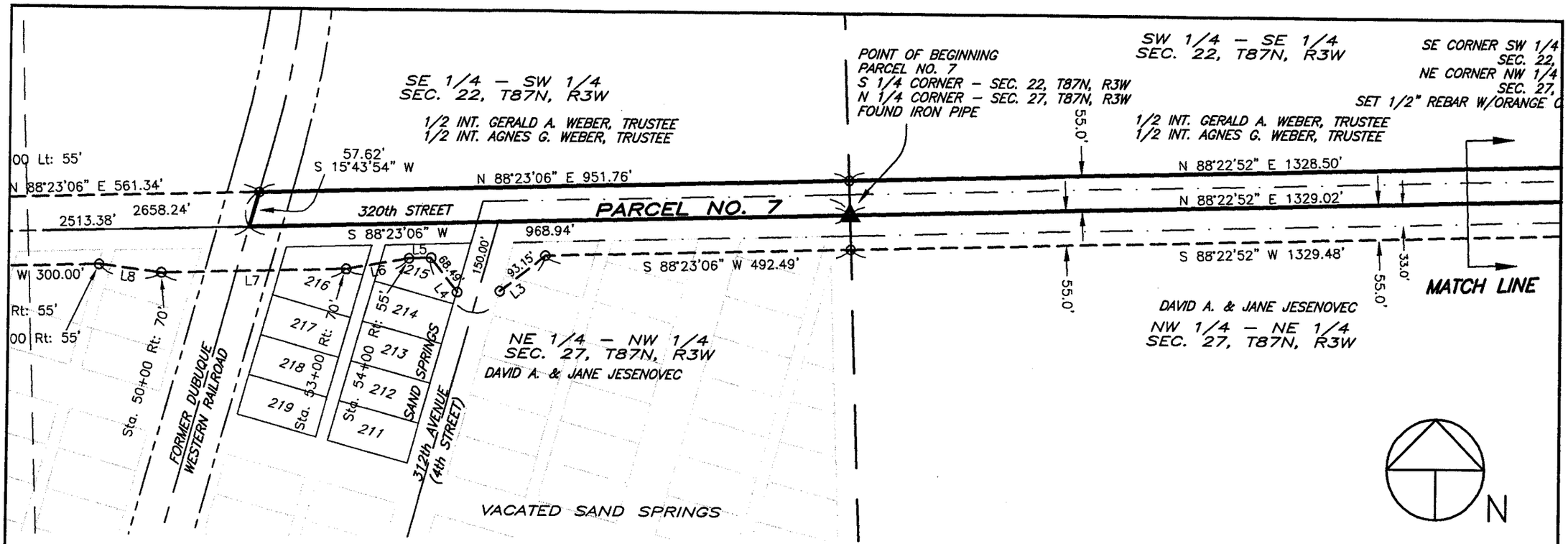
I HEREBY CERTIFY THAT THIS LAND SURVEYING DOCUMENT WAS PREPARED AND THE RELATED SURVEY WORK WAS PERFORMED BY ME OR UNDER MY DIRECT PERSONAL SUPERVISION AND THAT I AM A DULY LICENSED LAND SURVEYOR UNDER THE LAWS OF THE STATE OF IOWA.

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 3



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. 7	TOTAL	EXISTING	NET ACQUIRED
SE 1/4 – SW 1/4	1.21	0.45	0.76
SW 1/4 – SE 1/4	1.68	1.01	0.67
SE 1/4 – SE 1/4	2.27	1.47	0.79
TOTAL	5.16	2.93	2.22

LEGEND

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

200 0 200

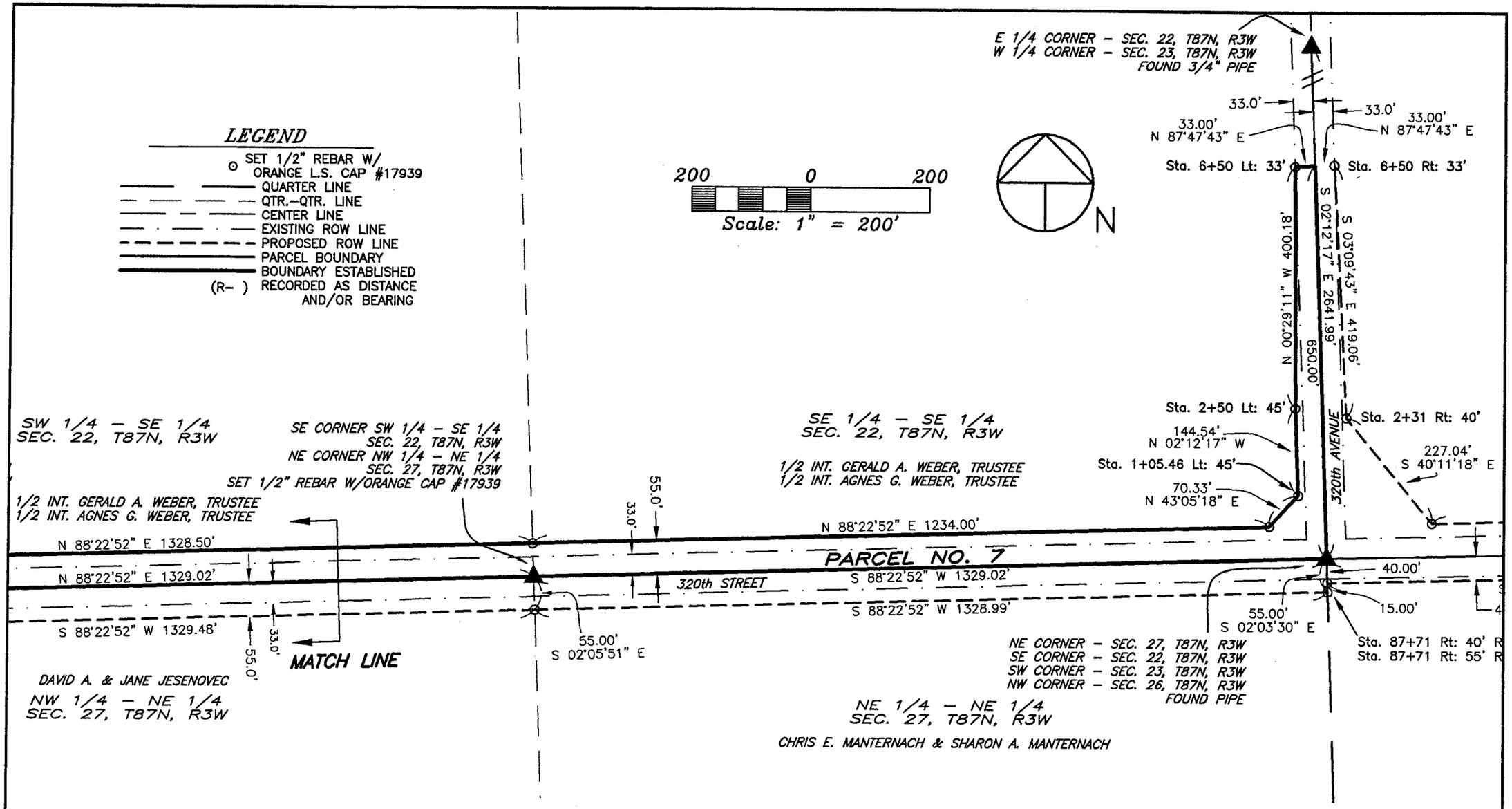
Scale: 1" = 200'

GIBBS ENGINEERING & SURVEYING

PARCEL NO. 7 – 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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PARCEL NO. 7 – PROJECT NO. LOST–08(01)--73-28

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

SHEET 3 OF 3

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