Book 2007 Page 1608

Document 2007 1608 Type 03 006 Pages 3
Date 5/23/2007 Time 8:37:38AM
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:

Steven J. Turnis and Janet Turnis

In consideration of the lump sum of Four thousand nine hundred dollars and zero cents. ($ 4,900.00), 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 9 for project number LOST—08(01)—73-28. Said plat is part of the SW1/4 of the SW1/4 of Section 23, T87N, R3W of the Fifth P.M., Delaware County, and is fully described on the aforementioned plat as recorded in book 2007, page 1390.

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

Signed on this 23rd day of April A.D. 2007

STATE OF IOWA)
Delaware County)s.s
)

Steven J. Turnis

Janet Turnis

Landowner(s) of Record

On this 23rd day of April A.D. 2007, before me, the undersigned Notary Public, personally appeared to me known **Steven J. Turnis and Janet Turnis** to be the person(s) named herein and who executed the foregoing instrument, and acknowledge that **Steven J. Turnis and Janet Turnis** 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 1390

Document 2007 1390 Type 06 002 Pages 2
Date 5/03/2007 Time 11:39:11AM
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. 9, PROJECT NO. LOST-08(01)--73-28
PART OF THE SW 1/4 OF THE SW 1/4
SEC. 23, T87N, R3W OF THE FIFTH P.M., DELAWARE COUNTY, IOWA

LEGAL DESCRIPTION:

PARCEL NO. 9, PROJECT NO. LOST-08(01)--73-28, PART OF THE SOUTHWEST QUARTER (SW ¼) OF THE SOUTHWEST QUARTER (SW ¼) OF SECTION TWENTY-THREE (23), TOWNSHIP EIGHTY-SEVEN NORTH (T87N), RANGE THREE WEST (R3W) OF THE FIFTH PRINCIPAL MERIDIAN, DELAWARE COUNTY, IOWA, containing a total of 2.47 acres, including 1.47 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 Southwest Corner of Section Twenty-three (23), Township Eighty-seven North (T87N), Range Three West (R3W) of the Fifth Principal Meridian, Delaware County, Iowa;
THENCE along the Westerly Line of the Southwest Quarter (SW ¼) of Section Twenty-three (23), North 02° 12' 17" West, 650.00 feet;
THENCE North 87° 47' 43" East, 33.00 feet;
THENCE South 03° 09' 43" East, 419.06 feet;
THENCE South 40° 11' 18" East, 227.04 feet;
THENCE North 88° 44' 17" East, to the Easterly Line of the Southwest Quarter (SW ¼) of the Southwest Quarter (SW ¼) of Section Twenty-three (23), 1146.58 feet;
THENCE along the Easterly Line of the Southwest Quarter (SW ¼) of the Southwest Quarter (SW ¼) of Section Twenty-three (23), South 02° 09' 44" East, to the Southeast Corner of the Southwest Quarter (SW ¼) of the Southwest Quarter (SW ¼) of Section Twenty-three (23), 55.01 feet;
THENCE along the Southerly Line of the Southwest Quarter (SW ¼) of the Southwest Quarter (SW ¼) of Section Twenty-three (23), South 88° 44' 17" West, 1326.29 feet to the POINT OF BEGINNING;

Containing a total of 2.47 acres, including 1.47 acres of existing public road right of way, subject to easements of record.

The Southerly Line of the Southwest Quarter (SW ¼) of the Southwest Quarter (SW ¼) of Twenty-three (23), Township Eighty-seven North (T87N), Range Three West (R3W) of the Fifth Principal Meridian, Delaware County, Iowa, is assumed to bear South 88° 44' 17" 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

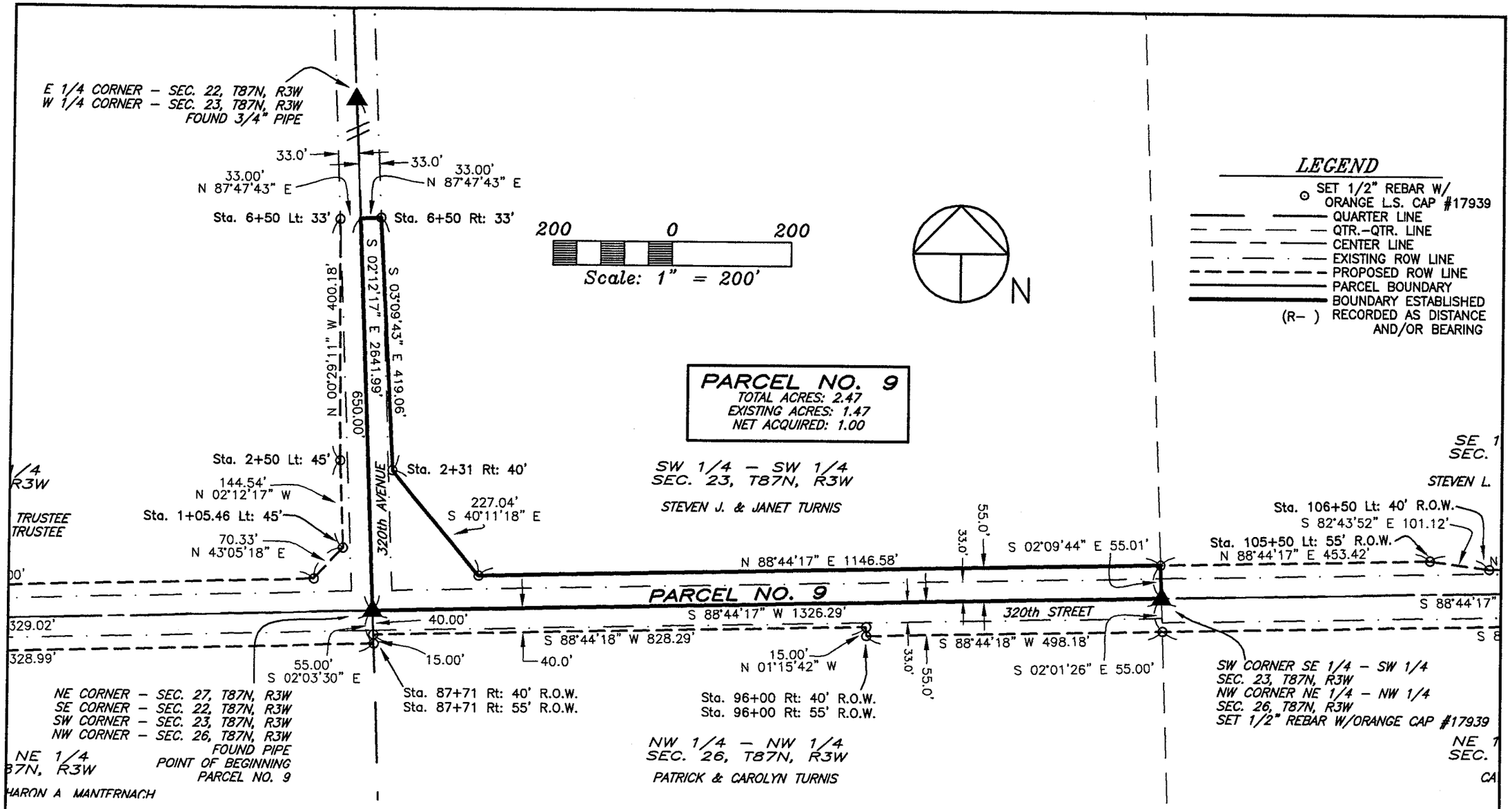
PROPRIETORS: STEVEN J. TURNIS & JANET TURNIS

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.

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



GIBBS ENGINEERING & SURVEYING

PARCEL NO. 9 – 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

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