Entered for taxation 16 day
of June A.D. 2009
Carla Becker Auditor
By Pharoratery Deputy
Parcel # 180-07-00-017.00

89-7

Book 2009 Page 2378
Document 2009 2378 Type 03 006 Pages 3
Date 6/15/2009 Time 3:02:00PM
Rec Amt $.00

DEBORAH L PEYTON, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

THIS DOCUMENT WAS PREPARED BY ANTHONY T. BARDGETT, P.E., DELAWARE COUNTY ENGINEER'S OFFICE, 2139 HIGHWAY 38, MANCHESTER, IA 52057, PHONE; 563-927-3505
Return to: Delaware County Auditor, 301 E. Main St., Manchester, IA 52057

EASEMENT FOR PUBLIC HIGHWAY

KNOWN ALL PERSONS BY THESE PRESENTS THAT:

Bernice E. Thole

In consideration of the lump sum of four hundred fifty dollars and 00 cents ($ 450.00), 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 2 for project number L-C-10(01)—73-28. Said plat is part of the Northeast Quarter of Section 7 in T89N, R3W of the Fifth P.M., Delaware County, and is fully described on the aforementioned plat. Plat recorded in Book 2009, Page 2061.

and **Bernice E. Thole** hereby covenant with the said Delaware County that **Bernice E. Thole** is 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 **Bernice E. Thole** has good and lawful authority to sell and convey the same, and **Bernice E. Thole** hereby covenant to warrant and defend the said premises against the lawful claims of all persons whomsoever.

Signed on this 1st day of June A.D. 2009

STATE OF IOWA)
Delaware County)s.s
)

Bernice Thole
Bernice E. Thole, **Landowner of Record**

On this 1st day of June A.D. 2009, before me, the undersigned Notary Public, personally appeared to me known **Bernice E. Thole** to be the person(s) named herein and who executed the foregoing instrument, and acknowledge that **Bernice E. Thole** executed the same as a voluntary act and deed.

Linda Schaul
Notary Public in and for said County

Seal or Stamp above

NOTARIAL SEAL IOWA
Linda Schaul
Commission No. 161795
My Commission Expires 8-16-09

Book 2009 Page 2061

Document 2009 2061 Type 06 002 Pages 2
Date 5/27/2009 Time 10:17:22AM
Rec Amt $12.00

DEBORAH L PEYTON, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

FILED

MAY 27 2009

CLAUDIA J. CAHALAN
DELAWARE COUNTY ASSESSOR

FILED

MAY 27 2009

CARLA K. BECKER
DELAWARE COUNTY AUDITOR

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

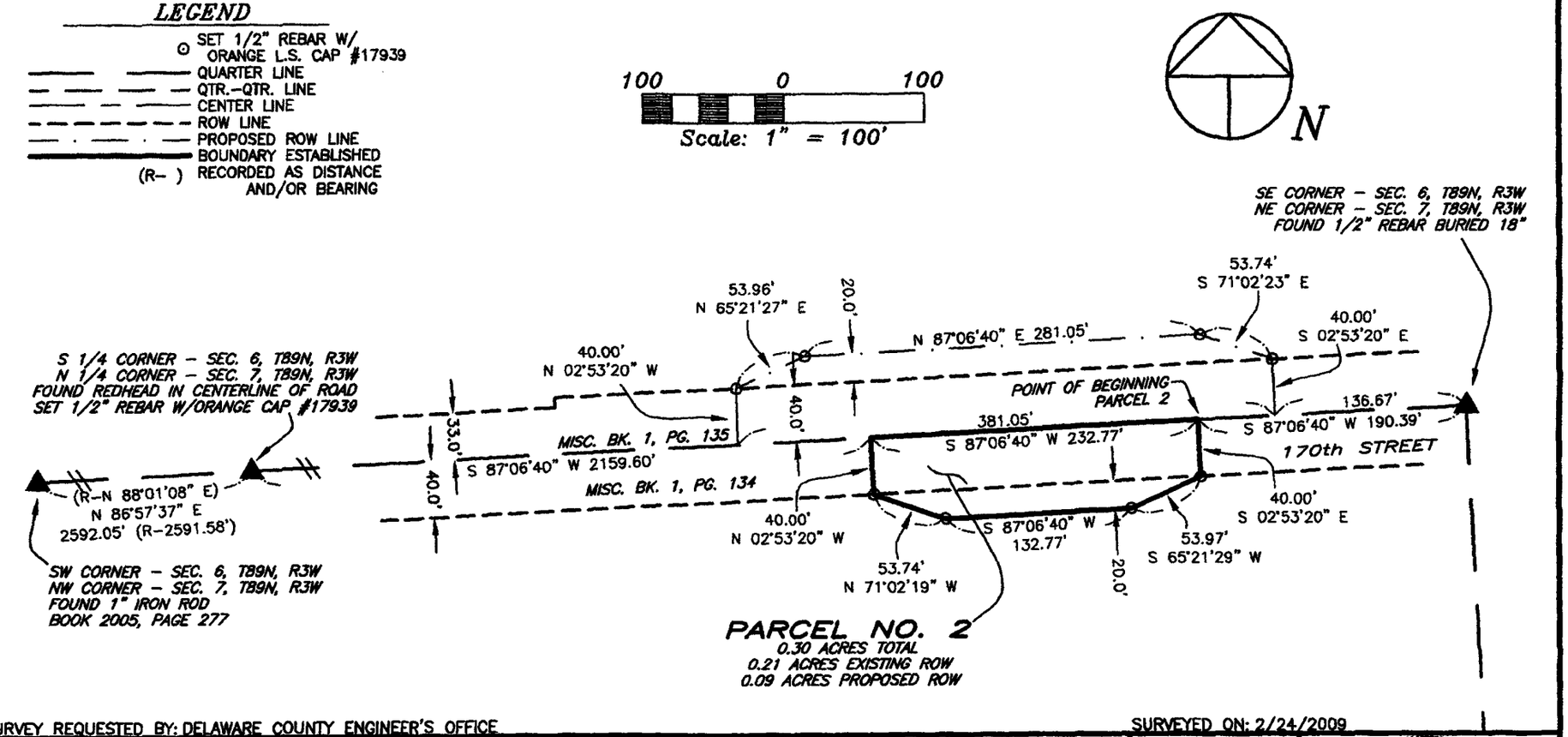
BOOK 2009 PAGE 2061

ACQUISITION PLAT

PARCEL NO. 2

PROJECT LC-10(01)--73-28

PART OF THE NE 1/4 – NE 1/4, SEC. 7, T89N, R3W OF THE FIFTH P.M., DELAWARE COUNTY, IOWA



SURVEY REQUESTED BY: DELAWARE COUNTY ENGINEER'S OFFICE

SURVEYED ON: 2/24/2009

SCALE: 1"=100'	
DATE: 3/20/2009	
DRAWN BY: RLR	
CHECKED BY: JDG	
GPS: 18	
REVISED	
SHEET 1 OF 2	

PROPRIETORS:

BERNICE E. THOLE

PROJECT NO. 09-05

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. — LICENSE #17939 — DATE 5/27/09

MY LICENSE RENEWAL DATE IS DECEMBER 31, 2009

LICENSED LAND SURVEYOR
RANDALL L. RATTENBORG
17939
IOWA

PAGES OR SHEETS COVERED BY THIS SEAL: 1-2

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

LEGAL DESCRIPTION:

***PARCEL NO. 2**; PROJECT LC-10(01)--73-28, PART OF THE NORTHEAST QUARTER (NE ¼) OF THE NORTHEAST QUARTER (NE ¼) OF SECTION SEVEN (7), TOWNSHIP EIGHTY-NINE NORTH (T89N), RANGE THREE WEST (R3W) OF THE FIFTH PRINCIPAL MERIDIAN, DELAWARE COUNTY, IOWA,* containing a total of 0.30 acres, including 0.21 acres of public road right of way, subject to easements of record, and more particularly described by metes and bounds as follows;

COMMENCING at the Northeast Corner of Section Seven (7), Township Eighty-nine North (T89N), 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 Seven (7), South 87° 06' 40" West, 190.39 feet to the **POINT OF BEGINNING**;

THENCE South 02° 53' 20" East, to the Southerly Line of 170th Street, 40.00 feet;

THENCE South 65° 21' 29" West, 53.97 feet;

THENCE South 87° 06' 40" West, 132.77 feet;

THENCE North 71° 02' 19" West, to the Southerly Line of 170th Street, 53.74 feet;

THENCE North 02° 53' 20" West, to the Northerly Line of the Northeast Quarter (NE ¼) of said Section Seven (7), 40.00 feet;

THENCE along the Northerly Line of the Northeast Quarter (NE ¼) of said Section Seven (7), North 87° 06' 40" East, 232.77 feet to the **POINT OF BEGINNING**;

Containing a total of 0.30 acres, including 0.21 acres of public road right of way, and subject to easements of record.

The Northerly Line of the Northeast Quarter (NE ¼) of said Section Seven (7), Township Eighty-nine North (T89N), Range Three West (R3W) of the Fifth Principal Meridian, Delaware County, Iowa is assumed to bear South 87° 06' 40" West.