PREPARED BY!



## United States Department of the Interior

FISH AND WILDLIFE SERVICE

1 Federal Drive Fort Snelling, MN 55111-4056

Document 2004 4970

Bishop Henry Whipple Federal Building Date 10/22/2004 Time 10:31 AM Rec Amt \$12.00

IN REPLY REFER TO: FWS/NWRS-RE RE-Iowa Neal Smith NWR (Madison) Hughes (11C)

MICHELLE "MICKI" UTSLER, COUNTY RECORDER MADISON IOWA

OCT 1 4 2004

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Jerrold B. Oliver Jordan, Oliver, & Walters, P.C. Farmers and Merchants State Bank Building Post Office Box 230 Winterset, Iowa 50273-0230

Dear Mr. Oliver:

I have reviewed the legal description contained in your letter of July 28, 2004, addressed to Robin and Vickie Seley. Your inquiry pertains to lands located within the SE1/4 of the SE1/4 of Section 9, T. 75 N., R. 29 W., 5th P.M., and more particularly described as follows:

And all that part of the Southeast Quarter (1/4) of the Southeast Quarter (1/4) lying North and East of Middle River more particularly described as follows: commencing at the Northeast corner of said Southeast Quarter (1/4) of the Southeast Quarter (1/4) and running thence West to the Northwest corner thereof, thence South 5.50 chains, thence South 741/2° East, 7 chains, thence South 34° East, 7.50 chains, thence South 69° East, 9.66 chains to the East line of said Southeast Quarter (1/4) of the Southeast Quarter (1/4), thence North to the place of beginning, containing 22.48 acres, of Section Nine (9), all in Township Seventy-five (75) North, Range Twenty-nine (29) West of the 5<sup>th</sup> P.M., Madison County, Iowa

The easement interest to lands in the SE1/4 of the SE1/4 of Section 9, T. 75 N., R. 29 W., 5<sup>th</sup> P.M. reserved by the United States are more fully described in the quitclaim deed to Larry A. Hughes and Marilyn L. Hughes, recorded November 2, 1990, in Book 128, Page 225, Madison County Iowa.

The easement interest in lands as reserved in the deed to Mr. and Mrs. Hughes pertain only to lands lying South of the Middle River. The United States has no interest in lands lying North of the Middle River. Subsequently, the United States does not have any interest in the lands contained in the legal description as set forth in your letter of July 28, 2004, and as more particularly described herein.

If you should have any questions pertaining to this matter, please give me a call at (612) 713-5460.

Sincerely,

Patrick G. Carroll Senior Realty Officer

L. Canoll

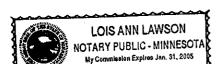
## **ACKNOWLEDGMENT**

STATE OF MINNESOTA	)
COUNTY OF HENNEPIN	) SS )

On this 14<sup>TH</sup> day of October, in the year 2004, before me, the undersigned, a Notary Public in and for the State aforesaid, personally appeared, known to me to be Patrick G. Carroll, Senior Realty Officer, United States Fish and Wildlife Service, who executed the within instrument, and who acknowledged to me that such corporation executed the same.

In witness whereof, I have hereunto set my hand and affixed my official Notarial Seal the day and year first above written.

My commission expires: MANUARY 31, 2005



(SEAL)