



Sandy Jo Messingham, Office of Right of Way, 800 Lincoln Way, Ames, IA 50010, 515-239-1345
Address tax statement: Property Mgt. Supv. @ above address

REC \$ 15⁰⁰
AUD \$
R.M.F. \$ 1⁰⁰

COMPUTER	<input checked="" type="checkbox"/>
RECORDED	<input checked="" type="checkbox"/>
COMPARED	<input checked="" type="checkbox"/>

FILED NO. 003048
BOOK 2003 PAGE 3048
2003 MAY 23 PH 2: 54



EASEMENT FOR PUBLIC HIGHWAY

MICKI UTSLER
RECORDER
MADISON COUNTY, IOWA

For the consideration of Five Hundred (\$500.00)----Dollars and other valuable consideration in hand paid by Iowa Department of Transportation, **PAUL R. PAYNE and ERMA L. PAYNE**, husband and wife, do hereby grant to the **STATE OF IOWA**, a permanent easement for road purposes and for use as a Public Highway in, to, on, over and across real estate in Madison County, Iowa:

THE EASEMENT FOR HIGHWAY PURPOSES IS TO LAND DESCRIBED AS FOLLOWS:

A parcel of land located in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 24, Township 77 North, Range 28 West of the 5th P.M., Madison County, Iowa, as shown on Acquisition Plat Exhibit "A" attached hereto and by reference made a part hereof, said parcel being more particularly described as follows:

Commencing at the SW Corner of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 24; thence S88°54'53"E 123.71 feet along the south line of said SE $\frac{1}{4}$ SE $\frac{1}{4}$ to a point on the present easterly right of way line of Primary Road No. U.S. 169, the Point of Beginning; thence N5°40'52"W 278.60 feet along said present easterly right of way line; thence S89°54'47"E 18.00 feet; thence S8°30'43"E 280.90 feet to a point on the south line of said SE $\frac{1}{4}$ SE $\frac{1}{4}$; thence N88°54'53"W 32.00 feet along said south line to the Point of Beginning, said parcel contains 0.16 acre.

This easement is given in fulfillment of a certain agreement dated March 3, 2003, and recorded in the Madison County Recorder's Office on March 12, 2003, at Book 2003, Page 1383, except those terms that survive the execution of this document.

This easement and transfer is exempt from transfer tax. Iowa Code Sec. 428A.2(17)

This land is being acquired for public purposes through eminent domain and a Declaration of Value is not required. Iowa Code Sec. 428A.1.

The additional amount of \$790.00, as agreed to by the purchase agreement, is paid as severance damages to the remaining property and is not subject to real estate transfer tax.

Grantors do hereby covenant with grantees, and successors in interest, that grantors hold the real estate by title in fee simple; that they have good and lawful authority to sell and convey the real estate; that the real estate is free and clear of all liens and encumbrances except as may be above stated; and grantors covenant to warrant and defend the real estate against the lawful claims of all persons except as may be above stated. Each of the undersigned hereby relinquishes all rights of dower, homestead and distributive share in and to the easement.

Words and phrases herein, including acknowledgment hereof, shall be construed as in the singular or plural number, and as masculine or feminine gender, according to the context.

Dated May 21, 2003, 2003 (SIGN IN INK)

Paul R. Payne
Paul R. Payne

Erma L. Payne
Erma L. Payne

STATE OF IOWA, Dallas COUNTY, ss:

On this 21 day of May, A.D. 2003, before me, the undersigned, a Notary Public in and for said State, personally appeared, **Paul R. Payne, Erma L. Payne**, to me known to be the identical persons named in and who executed the forgoing instrument, and acknowledged that they executed the same as their voluntary act and deed.

(SEAL) 

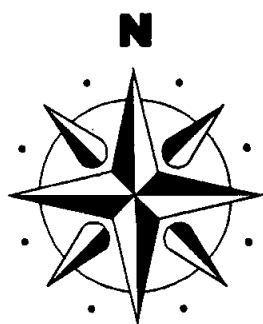
Jacquelyn K. Marquardt (Sign in Ink)
Jacquelyn K. Marquardt (Print/Type Name)
Notary Public in and for said State of Iowa

IOWA DEPARTMENT OF TRANSPORTATION



ACQUISITION PLAT
EXHIBIT "A"

COUNTY MADISON STATE CONTROL NO. 61-1100
 PROJECT NO. STPN-169-3(39)--2J-61 PARCEL NO. 23
 SECTION 24 TOWNSHIP 77 N RANGE 28 W
 ROW - FEE _____ AC, EASE 0.16 AC, EXCESS - FEE _____ AC
 ACQUIRED ACCESS RIGHTS FROM STA. _____ TO STA. _____ MAIN LINE _____ SIDE _____
 ACQUIRED ACCESS RIGHTS FROM STA. _____ TO STA. _____ SIDE ROAD _____ SIDE _____
 ACQUIRED FROM Paul R. and Erma L. Payne



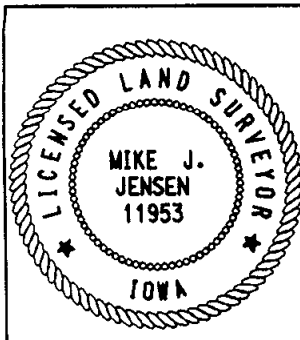
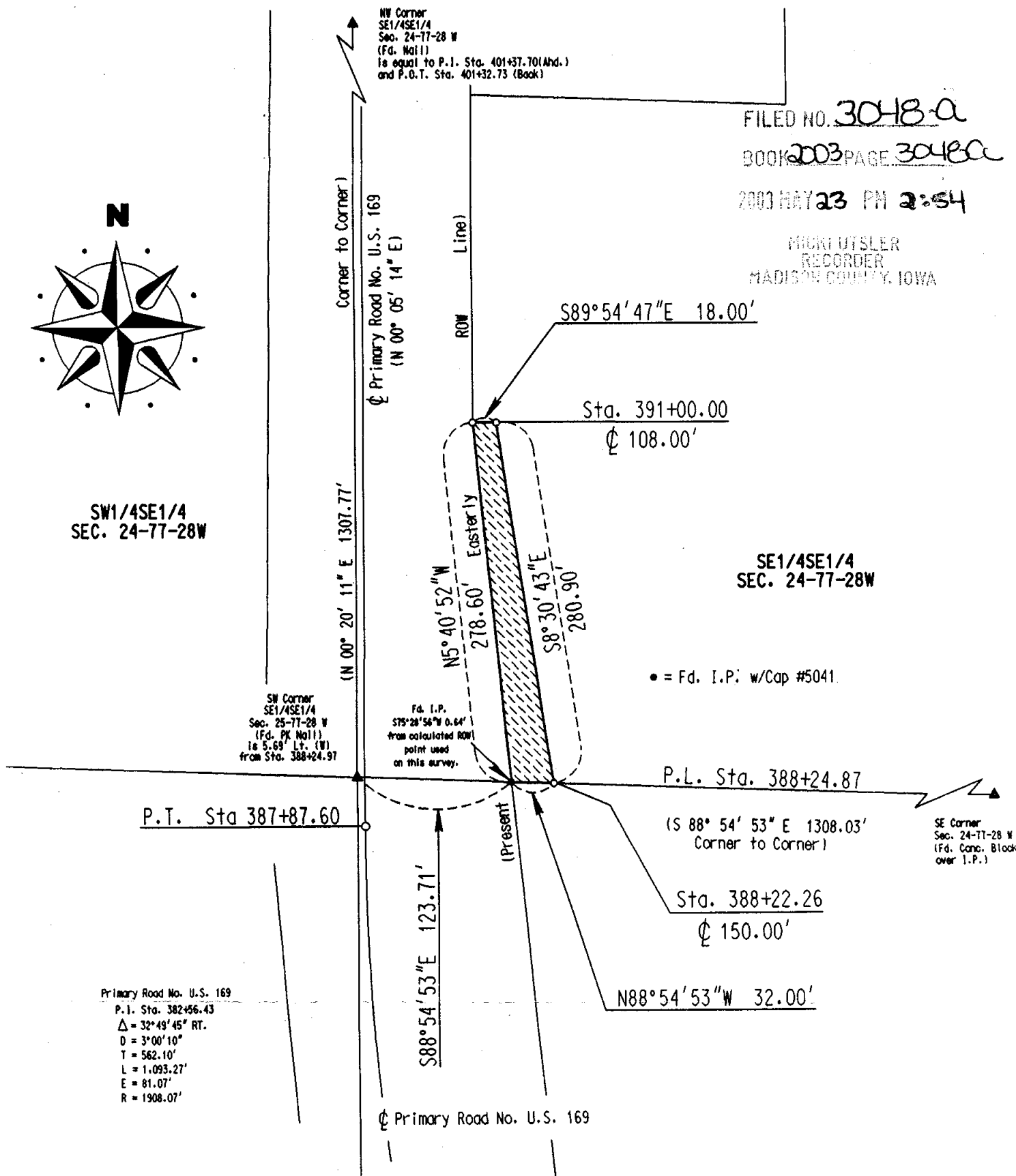
SW1/4SE1/4
SEC. 24-77-28W

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 BOOK 2003 PAGE 3048a
 2003 MAY 23 PM 2:54

MICHAEL SUTSLER
 RECORDER
 MADISON COUNTY, IOWA

SE1/4SE1/4
 SEC. 24-77-28W

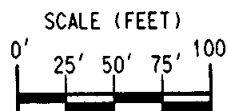
• = Fd. I.P. w/Cap #5041.



I hereby certify that this land surveying document was prepared by me and the related survey work was performed by me or under my direct supervision and that I am a duly licensed Land Surveyor under the laws of the State of Iowa.

Mike J. Jensen 2-27-03
 Mike J. Jensen Date

License number 11953
 Pages covered by this seal 1
 My Registration Renewal date is December 31, 2002



02/27/03