

REC \$ 15⁰⁰
AUD \$
R.M.F. \$ 1⁰⁰

FILED NO. 003089

BOOK 2003 PAGE 3089

2003 MAY 27 AM 11:36

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

MICKI UTSLER
RECORDER
MADISON COUNTY, IOWA



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

EASEMENT FOR PUBLIC HIGHWAY

For the consideration of One Thousand Seven Hundred Fifty (\$1,750.00)----Dollars and other valuable consideration in hand paid by Iowa Department of Transportation, **ALLAN W. FAIDLEY and BARBARA L. FAIDLEY**, 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 NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 25, 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 NW Corner of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 25; thence S88°54'53"E 123.71 feet along the north line of said NE $\frac{1}{4}$ NE $\frac{1}{4}$ to a point on the present easterly right of way line of Primary Road No. U.S. 169, the Point of Beginning; thence continuing S88°54'53"E 32.00 feet along said north line; thence S7°44'47"E 336.72 feet; thence N88°55'08"W 43.91 feet to a point on said present easterly right of way line; thence N5°44'06"W 335.10 feet along said present easterly right of way line to the Point of Beginning, said parcel contains 0.29 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, Book 2003, and Page 1384, 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 \$765.00 is 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 5 May, 2003 (SIGN IN INK)

Allan W. Faidley
Allan W. Faidley

Barbara L. Faidley
Barbara L. Faidley

STATE OF IOWA, Polk COUNTY, ss:

On this 5 day of May, A.D. 2003, before me, the undersigned, a Notary Public in and for said State, personally appeared **Allan W. Faidley, Barbara L. Faidley**, 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)



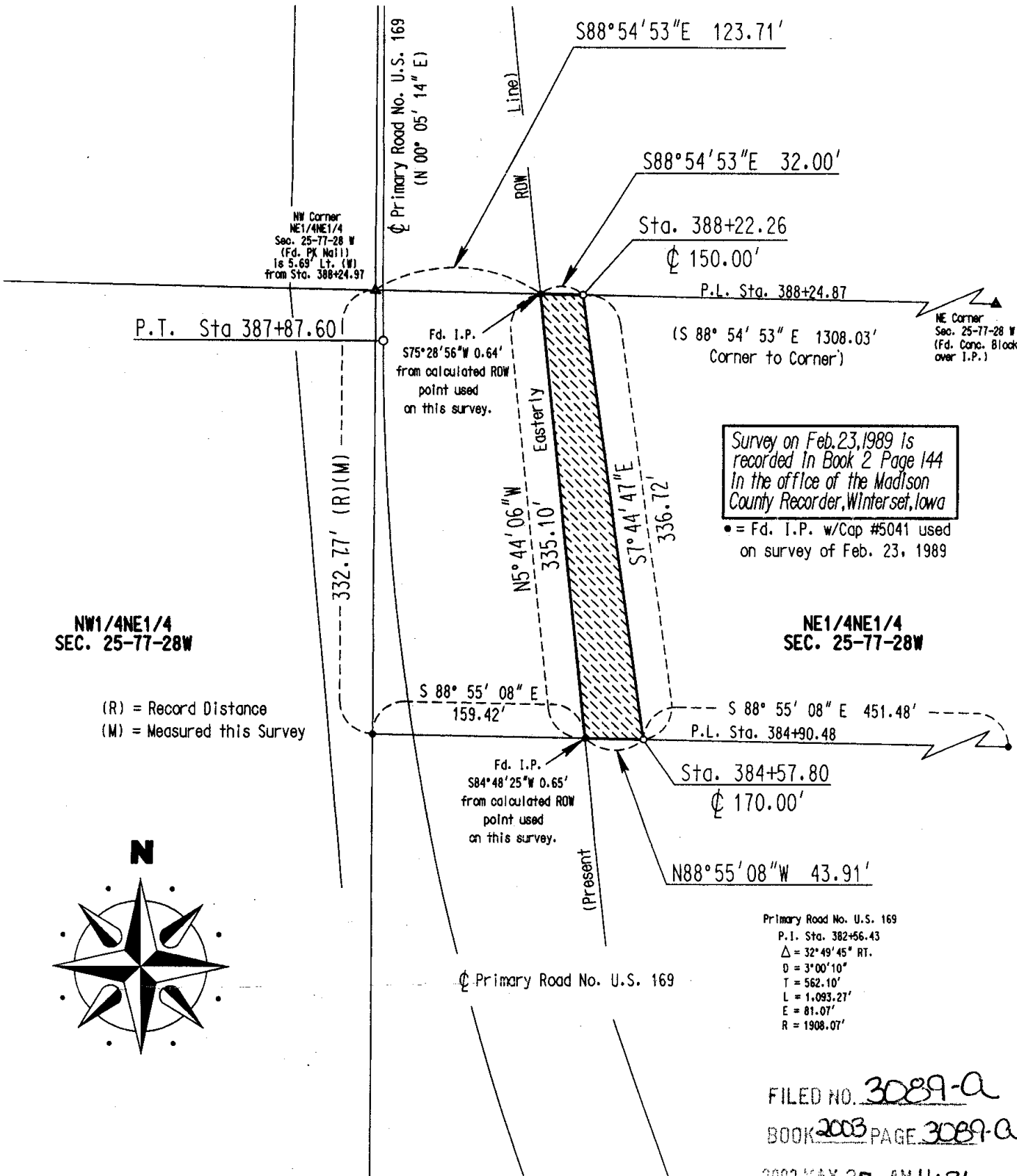
Kennetha L. Jones (Sign in Ink)
KENNETHA L. JONES (Print/Type Name)
Notary Public in and for said State of Iowa

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. 22
 SECTION 25 TOWNSHIP 77 N RANGE 28 W
 ROW - FEE _____ AC. EASE 0.29 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 Allan W. Faidley, Barbara L. Faidley

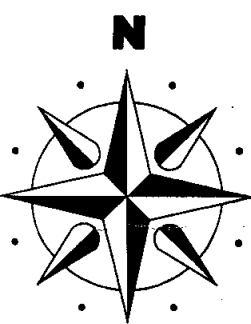


Survey on Feb. 23, 1989 is recorded in Book 2 Page 144 in the office of the Madison County Recorder, Winterset, Iowa
 • = Fd. I.P. w/Cap #5041 used on survey of Feb. 23, 1989

NW1/4NE1/4
SEC. 25-77-28W

NE1/4NE1/4
SEC. 25-77-28W

(R) = Record Distance
(M) = Measured this Survey



Primary Road No. U.S. 169
 P.I. Sta. 382+56.43
 Δ = 32° 49' 45" RT.
 D = 3° 00' 10"
 T = 562.10'
 L = 1,093.21'
 E = 81.07'
 R = 1908.07'

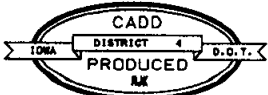
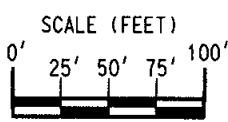
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NICKI UYSLER
RECORDER
MADISON COUNTY, IOWA

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 12-12-02
 Mike J. Jensen Date

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



12/11/02