

FILED NO. 4331
 BOOK 139 PAGE 53
 98 MAY -5 PM 3: 56
 MICHELLE UTSLER
 RECORDER
 MADISON COUNTY, IOWA

REC \$ [Signature]
 AUD \$ [Signature]
 R.M.F. \$ _____
 COMPUTER
 RECORDED
 COMPARED

Prepared By: J. Brian Morrissey, P.E. & L.S., Madison County Engineer, P.O. Box 152, Winterset, Iowa 50273, Telephone: (515) 462-1136

CONTRACT

THIS AGREEMENT made and entered into this 15th of April, 1998 A.D.
 By and between GALE R. PLYMESSER AND VIRGINIA M. PLYMESSER

of the County of Madison, State of Iowa, party of the first part and the Madison County Board of Supervisors acting for Madison County, party of the second part.

WITNESSETH:

For good and valuable consideration, the party of the first part hereby agrees to sell and to give an easement or deed to the county for use as a Public Highway the real estate situated in the County of Madison, State of Iowa, to wit:

In Section 31 Township 76N Range 29W Commencing at
 Station 101 + 00.00 to Station 103 + 00.00 a strip 33.00 - 60.00 feet wide Right side, from
 Station 103 + 00.00 to Station 103 + 50.00 a strip 60.00 - 125.00 feet wide Right side, from
 Station 103 + 50.00 to Station 105 + 50.00 a strip 125.00 feet wide Right side, from
 Station 105 + 50.00 to Station 106 + 00.00 a strip 125.00 - 60.00 feet wide Right side, from
 Station 106 + 00.00 to Station 109 + 00.00 a strip 60.00 - 33.00 feet wide Right side, from

Measured from centerline of proposed highway as shown on plans for Project No. LB-5015575--73-61.

Party of the first part agrees that the County may take immediate possession of the above described real estate and further agrees to convey same to the County for the consideration hereinafter named, on or before the 15 day of April, 1998.

The County agrees to purchase the above described real estate and take easement or deed thereto for road purposes and to pay therefor upon delivery of easement or deed, showing merchantable title.

Approximately <u>0.79</u> acres at \$ <u>704.51</u> per acre	\$ <u>556.56</u>
Approximately <u>49.3</u> rods of new fence at \$ <u>20.00</u> per rod	\$ <u>986.00</u>
Approximately _____ rods of new fence at \$ _____ per rod	\$ _____
General Damage <u>any and all</u>	\$ <u>100.00</u>
TOTAL	\$ <u>1642.56</u>

Should the acreage taken for highway or fencing be more or less than shown above, same is to be paid for at the agreed unit prices. Should the highway as finally located require none of the real estate described, this contract becomes null and void. Party of the first part agrees to pay all liens and assessments against the property including taxes payable to the date agreed. Party of the first part is hereby notified of their right of renegotiation pursuant to the provisions of Iowa Code Section 472.52.

This contract will be null and void if a construction contract for the project is not entered into by Madison County by 1-1-2000.

IN WITNESS WHEREOF, Party of the First Part, do hereby set their hands to this instrument on this 15 day of April, 1998, at Winterset, Iowa.

[Signature]
 Name: GALE R. PLYMESSER

Social Security No. [Redacted]

[Signature]
 Name: VIRGINIA M. PLYMESSER

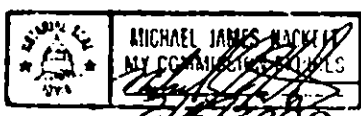
Social Security No. [Redacted]

Party of the First Part

Prepared By: J. Brian Morrissey, P.E. & L.S., Madison County Engineer, P.O. Box 152, Winterset, Iowa 50273, Telephone: (515) 462-1136

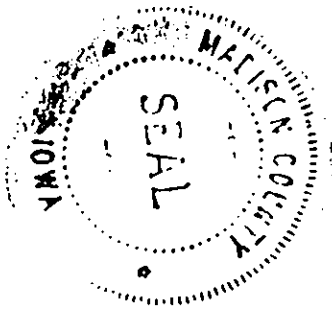
STATE OF IOWA)
) SS
COUNTY OF MADISON)

On this 15 day of April, 1998, before me, the undersigned a Notary Public in and for said County and State personally appeared GALE R. PLYMESSER AND VIRGINIA M. PLYMESSER, to me known to be the identical person(s) named in and who executed the foregoing instrument, and acknowledged that they executed the same as their voluntary act and deed.



Name: [Signature]
Notary Public in and for the State of Iowa

IN WITNESS WHEREOF, the Party of the Second Part, do hereby set its hand to this instrument on this 21 day of April, 1998, at Winterset, Iowa.



MADISON COUNTY
BOARD OF SUPERVISORS

BY: [Signature]
CY McDONALD, Chairman

BY: [Signature]
JOAN WELCH, Madison County Auditor
Party of the Second Part

STATE OF IOWA)
) SS
COUNTY OF MADISON)

On this 21st day of April, 1998, before me, CATHERINE A. WELTHA a Notary Public in and for the State of Iowa, personally appeared CY McDONALD and JOAN WELCH, to me personally known, and who, being by me duly sworn, did say that they are the Chairperson of the Board of Supervisors and County Auditor, respectively, of the County of Madison, Iowa; that the seal affixed to the foregoing instrument is the corporate seal of the corporation, and that the instrument was signed and sealed on behalf of the corporation, by authority of its Board of Supervisors, under Roll Call Vote of the Board of Supervisors on the 21 day of April, 1998, and CY McDONALD and JOAN WELCH, acknowledged the execution of the instrument to be their voluntary act and deed, and the voluntary act and deed of the corporation, by it voluntarily executed.

Name: [Signature]
CATHERINE A. WELTHA
Notary Public in and for the State of Iowa



MEMORANDA

Exact and full name of owner, as same appears of record

Clark R. Plymussen and
Virginia M. Plymussen

If married, full name of spouse

N.A.

If mortgage, or other liens, show names of holders and amounts

N.A.
N.A.

If an estate, give the names of all the heirs with the share of each.

N.A.
N.A.

Show names of spouses of such if are married.

N.A.
N.A.

Name of administrator or executor

N.A.
N.A.

If any of the owners or heirs are minors give their names and age

N.A.
N.A.

Name of guardian

N.A.
N.A.

Remarks: