

COMPUTER

FILED NO. 1425  
BOOK 130 PAGE 747

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MICHELLE UTSLER  
RECORDER  
MADISON COUNTY, IOWA

COMPARED

12/5/92

### EASEMENT FOR PUBLIC HIGHWAY

Know All Men By These Presents: That Matthew Allen (also known as Matthew C. Allen) and Brenda Allen (also known as Brenda L. Allen) , husband and wife, of Madison County, State of Iowa, in consideration of the sum of One Hundred Sixty-two and no/100----(\$162.00)----- DOLLARS and other valuable considerations in hand paid by Iowa Department of Transportation, do hereby grant an easement unto the STATE OF IOWA, for road purposes and for use as a Public Highway, the following described premises situated in the County of Madison, State of Iowa, to-wit:

A parcel of land located in the NE 1/4 NE 1/4 of Sec. 33, T76N, R27W of the 5th P.M., Madison County, Iowa, as shown on Acquisition Plat Exhibit "A" attached hereto and by reference made a part hereof.

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

Commencing at the NE Corner of said Sec. 33; thence S88°29'29"W, 1119.24 ft. along the north line of said NE 1/4 NE 1/4 of Sec. 33 to a point on the east line of the west 195.50 ft. of said NE 1/4 NE 1/4, the Point of Beginning; thence continuing S88°29'29"W, 195.50 ft. along the north line of said NE 1/4 NE 1/4 to the northwesterly corner thereof; thence S2°10'22"E, 70.00 ft. along the west line of said NE 1/4 NE 1/4; thence N88°29'29"E, 195.50 ft. to a point on the east line of the west 195.50 ft. of said NE 1/4 NE 1/4; thence N2°10'22"W, 70.00 ft. along said east line to a point on the north line of said NE 1/4 NE 1/4, the Point of Beginning, excepting therefrom present easements of record; containing 0.09 acre, more or less, exclusive of said exceptions.

This easement is given in fulfillment of a certain real estate contract dated September 2, 1992, and recorded in the Madison County Recorder's Office on September 11, 1992, in Book 130, Page 371.

The additional amount of \$688.00, as agreed to by contract, is paid as severance damages to the remaining property.

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

And the grantors do hereby covenant with said grantees, that said grantors are lawfully seized of said premises; that they have good and lawful authority to sell and convey the same; that said premises are free and clear of all liens and encumbrances whatsoever; and said grantors covenant to warrant and defend the title to said premises against the lawful claims of all persons whomsoever, and each of the undersigned hereby relinquishes all rights of dower, homestead and distributive share in and to the above described premises.

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

Madison County Project No. FN-92-4(15)--21-61  
Matthew and Brenda Allen (Parcel 24)

Signed this 24<sup>th</sup> day of November, A.D. 1992 (SIGN IN INK)

Matthew Allen  
Matthew Allen

Brenda L. Allen  
Brenda Allen

STATE OF Iowa, COUNTY OF Madison, ss:

On this 24<sup>th</sup> day of November, A.D. 1992, before me, the undersigned, a Notary Public in and for said state, personally appeared Matthew & Brenda Allen to me known to be the identical person(s) named in and who executed the foregoing instrument, and acknowledged that (he) (she) (they) executed the same as (his) (her) (their) voluntary act and



Vera Orr (Sign in Ink)  
Vera Orr (Print/Type Name)  
Notary Public in and for the State of Iowa

RECORDING INFORMATION: This easement is being acquired for public purposes by the Iowa Department of Transportation, Office of Right of Way, 800 Lincoln Way, Ames, IA 50010; therefore a Declaration of Value is not required. Iowa Code Sec. 428A.1.

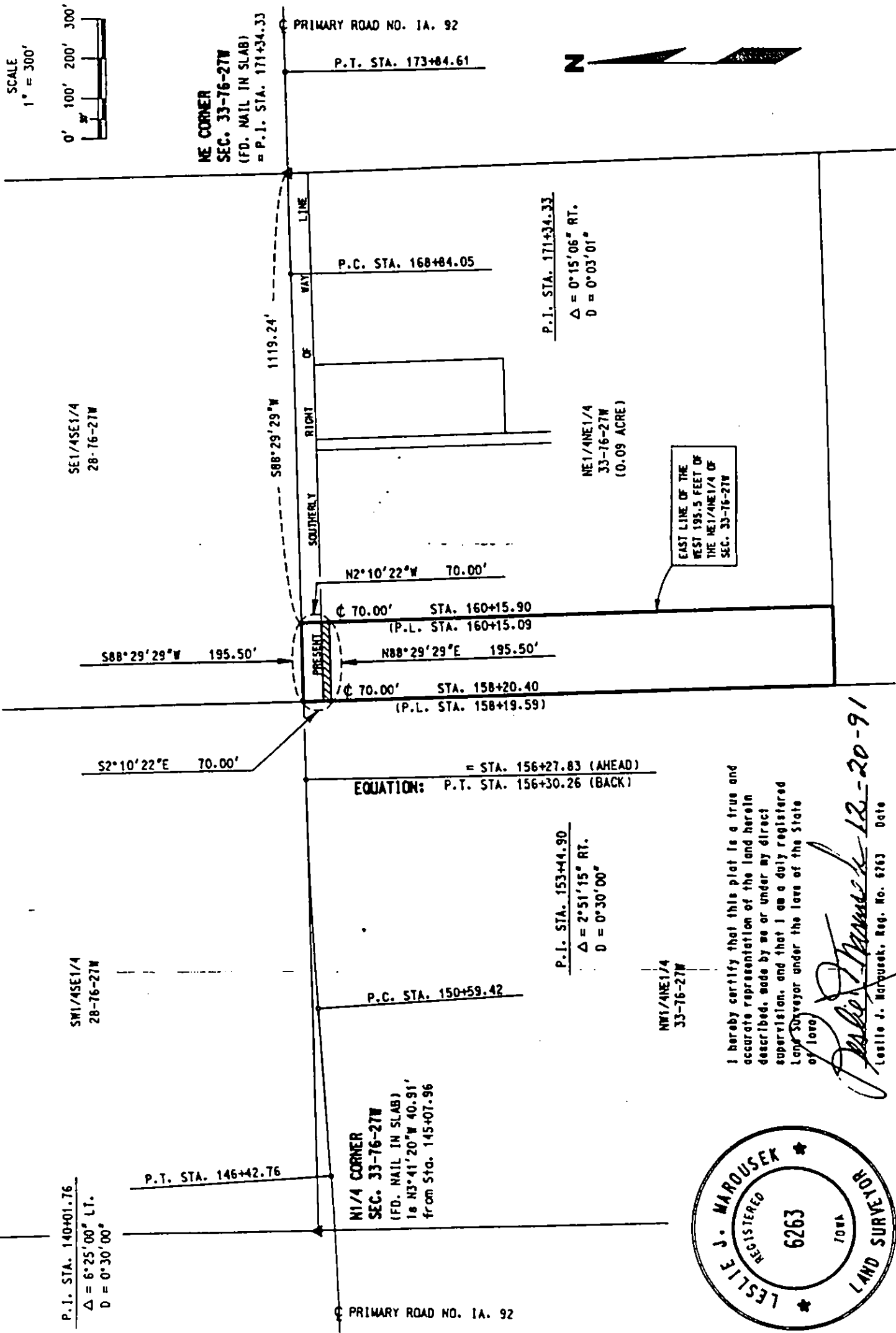
Madison County Project No. FN-92-4(15)--21-61  
Matthew and Brenda Allen (Parcel 24)



# IOWA DEPARTMENT OF TRANSPORTATION

## ACQUISITION PLAT EXHIBIT 'A'

COUNTY MADISON STATE CONTROL NO. 61-0600  
 PROJECT NO. FN-92-4(15)-21-61 PARCEL NO. 24  
 SECTION 33 TOWNSHIP 76N RANGE 27W  
 ROW-FEE \_\_\_\_\_ AC. EASE 0.09 AC. EXCESS - FEE \_\_\_\_\_ AC  
 ACQUIRED FROM Matthew Allen and Brenda Allen



I hereby certify that this plat is a true and accurate representation of the land herein described, made by me or under my direct supervision, and that I am a duly registered Land Surveyor under the laws of the State of Iowa.

*Leslie J. Marousek*  
 Leslie J. Marousek, Reg. No. 6263 Date 12-20-91

