

REC \$ 15.00
AUD \$ _____

COMPARED

FILED NO. 1458

BOOK 130 PAGE 781

92 DEC -4 PM 2: 14

MICHELLE UTSLER
RECORDER
MADISON COUNTY, IOWA

EASEMENT FOR PUBLIC HIGHWAY

For the consideration of Six Hundred Sixty-Six and no/100-----(\$666.00)-----DOLLARS and other valuable consideration in hand paid by Iowa Department of Transportation, Randy Wenck and Mary Wenck, husband and wife, of Madison County, State of Iowa, 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 GRANTED FOR HIGHWAY PURPOSES IS TO LAND DESCRIBED AS FOLLOWS:

A parcel of land located in the NE¼ SW¼ of Section 25, T76N, R26W of the 5th P.M., Madison County, Iowa, as shown on Acquisition Plat Exhibit "A" attached hereto and by reference made a part hereof, and more particularly described as follows:

Commencing at the Center of said Section 25; thence S2°02'03"E 386.60 feet along the east line of the SW¼ of said Section 25, to the Point of Beginning; thence continuing S2°02'03" E 77.08 feet along the east line of the SW¼ of said Section 25, to a point on the centerline of Primary Road No. Ia. 92; thence S63°12'44"W 865.12 feet along said centerline; thence N8°20'59"W 89.60 feet; thence N63°12'44"E 294.06 feet; thence N65°21'35"E 400.28 feet; thence N63°12'44" E 175.00 feet, to a point on the east line of the SW¼ of said Section 25, the Point of Beginning, excepting therefrom present easements of record, containing 0.37 acre, exclusive of said exceptions.

This easement is given in fulfillment of a certain contract dated November 10, 1992, and recorded in the Madison County Recorder's Office on November 24, 1992, in Book 130, Page 723.

The additional amount of \$1,563.00, 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).

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

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.

Madison County Project No. FN-92-4(15)--21-61
Randy Wenck and Mary Wenck (Parcel 72)

DATED Dec. 3, 1992, 1992. (SIGN IN INK)

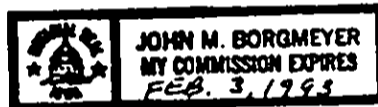
Randy J. Wenck
Randy Wenck

Mary J. Wenck
Mary Wenck

STATE OF IOWA, COUNTY OF MADISON, ss:

On this 3rd day of December, 1992, before me, the undersigned, a Notary Public in and for said State, personally appeared Randy Wenck and Mary Wenck, to me known to be the identical persons named in and who executed the foregoing instrument and acknowledged that they executed the same as their voluntary act and deed.

John M. Borgmeyer (Sign in Ink)
JOHN M. BORGMAYER (Print/Type Name)
Notary Public in and for the State of IOWA



Madison County Project No. FN-92-4(15)--21-61
Randy Wenck and Mary Wenck (Parcel 72)



IOWA DEPARTMENT OF TRANSPORTATION

ACQUISITION PLAT
EXHIBIT 'A'

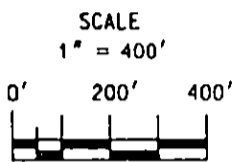
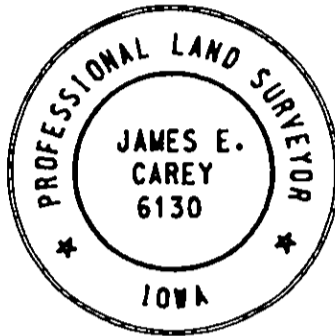
COUNTY MADISON STATE CONTROL NO. 61-0600
 PROJECT NO. FN-92-4(15)--21-61 PARCEL NO. 72
 SECTION 25 TOWNSHIP 76 N RANGE 26 W
 ROW-FEE _____ AC. EASE 0.37 AC. EXCESS - FEE _____ AC
 ACQUIRED FROM _____

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

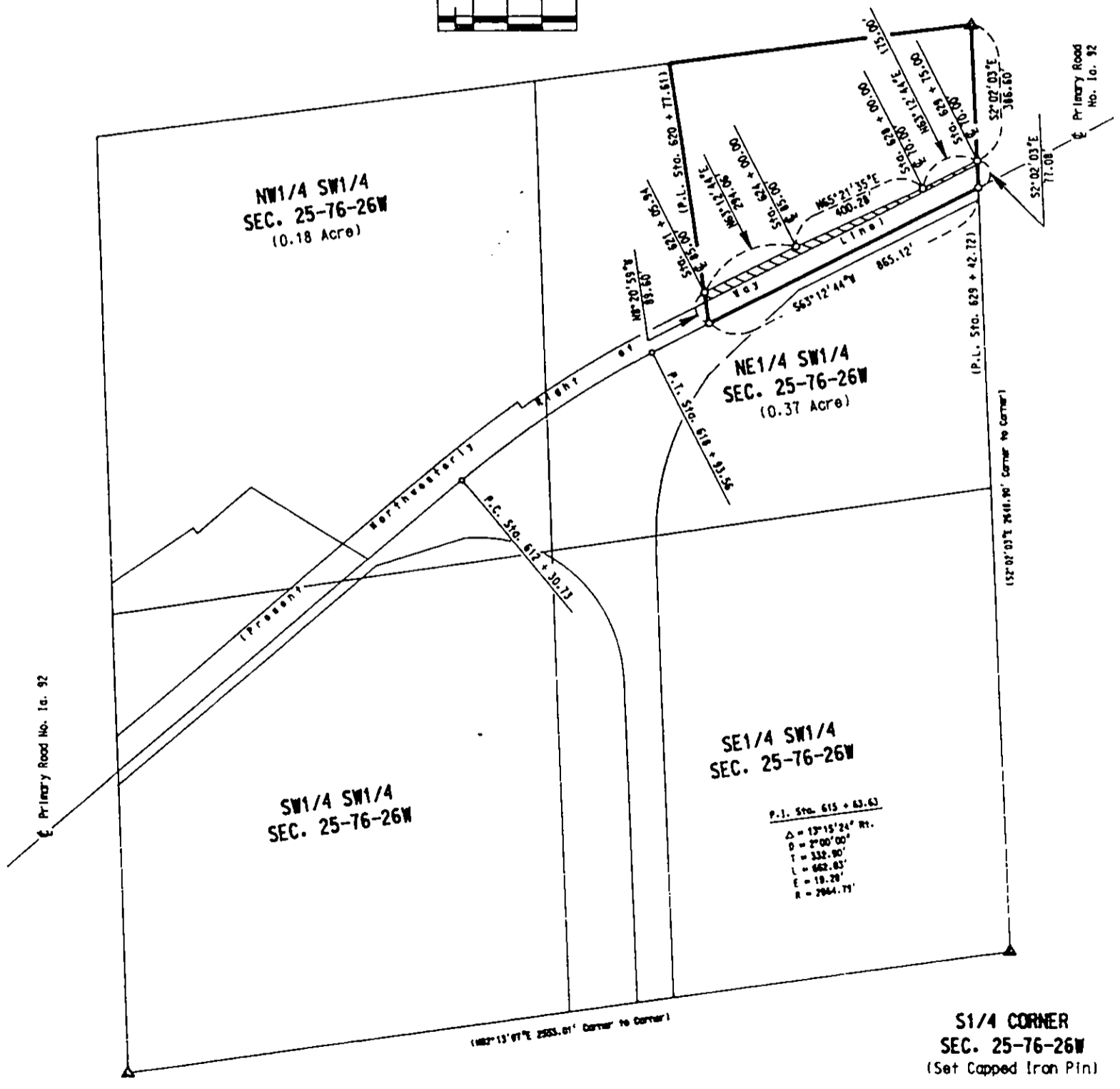
Signature: James E. Carey

Date August 24, 1992 Reg. No. 6130

My registration expires December 31, 1992



CENTER
SEC. 25-76-26W
(Found Iron Pin)
16 N2°02'03"W 463.68'
from Sta. 629 + 42.72



SW CORNER
SEC. 25-76-26W
(Found Iron Pin)
is S1°34'04"E 861.94'
from Sta. 599 + 38.9'

S1/4 CORNER
SEC. 25-76-26W
(Set Capped Iron Pin)