

REC \$ 15.00AUD \$ —FILED NO. 406BOOK 131 PAGE 2COMPARED

92 AUG 12 AM 10:43

MICHELLE UTSLER
RECORDER
MADISON COUNTY, IOWA**EASEMENT FOR PUBLIC HIGHWAY**

Know All Men By These Presents: That Thomas Harger also known as Thomas R. Harger and Barbara A. Harger, husband and wife, of Madison County, State of Iowa, in consideration of the sum of Two Thousand Nine Hundred and Fifteen and no/100----(\$2,915.00)----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 SW 1/4 SW 1/4, the NW 1/4 SW 1/4, and the NE 1/4 SW 1/4, all of Sec. 26, 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 SW Corner of said Sec. 26; thence N2°05'49"W, 1097.68 ft. along the west line of the SW 1/4 of said Sec. 26 to the Point of Beginning; thence continuing N2°05'49"W, 207.94 ft. along said west line to a point on the present southerly right of way line of Primary Road No. Ia. 92; thence northeasterly 147.90 ft. along said present southerly right of way line, along a 1399.39 foot radius curve, concave southerly and having a chord bearing N69°13'00"E, 147.90 ft.; thence N72°14'45"E, 1486.42 ft. along said present southerly right of way line; thence S1°01'18"W, 81.12 ft.; thence S72°06'09"W, 77.06 ft.; thence S72°14'45"W, 386.08 ft.; thence S45°40'51"W, 111.80 ft.; thence S72°14'45"W, 112.00 ft.; thence N35°52'34"W, 57.87 ft.; thence S72°14'45"W, 520.00 ft.; thence S31°34'15"W, 84.39 ft.; thence S74°30'23"W, 302.95 ft.; thence S24°25'39"W, 125.50 ft. to a point on the west line of the SW 1/4 of said Sec. 26, the Point of Beginning; excepting therefrom present easements of records; containing 3.46 acres, exclusive of said exceptions.

This easement is given in fulfillment of a certain real estate contract dated June 9, 1992, and recorded in the Madison County Recorder's Office on June 18, 1992, in Book 130 Page 118.

The additional amount of \$ 1,235.⁰⁰, 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
Thomas Harger and Barbara A. Harger (Parcel 34)

Signed this 3rd day of August, A.D. 1992. (SIGN IN INK)

Thomas Harger
Thomas Harger

Barbara A. Harger
Barbara A. Harger

STATE OF Iowa, COUNTY OF Madison, ss:

On this 3rd day of August, A.D. 1992, before me, the undersigned, a Notary Public in and for said state, personally appeared Thomas Harger & Barbara A. Harger 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 deed.



(SEAL)

Nancy J. Corkrean (Sign in Ink)
NANCY J. CORKREAN (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
Thomas Harger and Barbara A. Harger (Parcel 34)

Produced
on 4/20/92

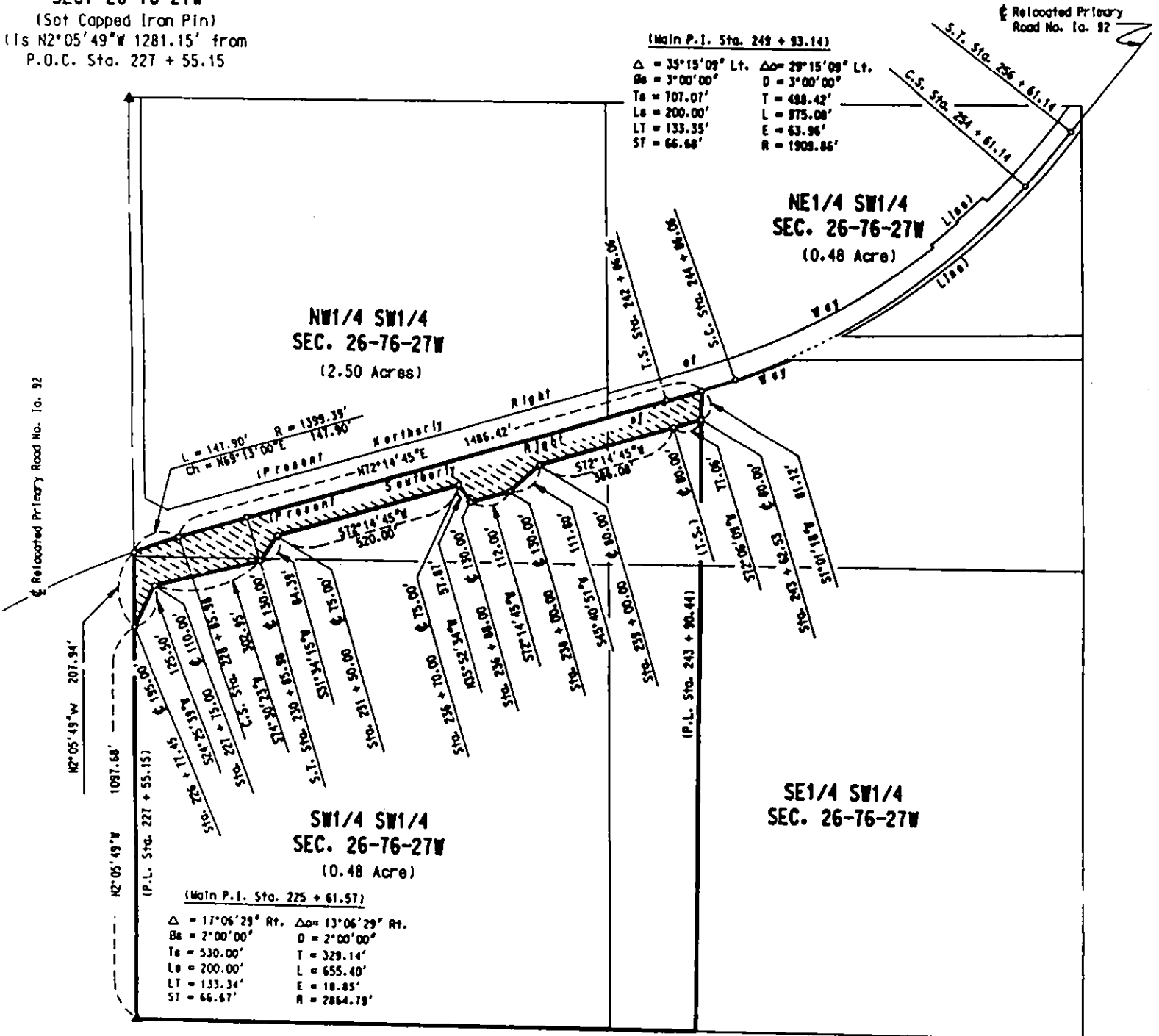


IOWA DEPARTMENT OF TRANSPORTATION

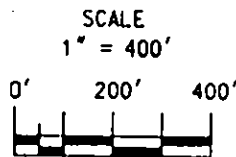
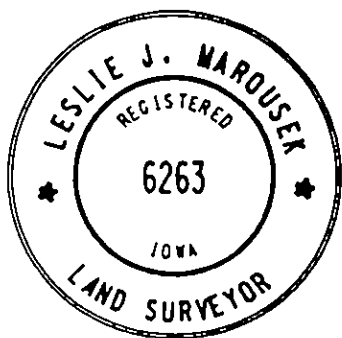
ACQUISITION PLAT EXHIBIT 'A'

COUNTY MADISON STATE CONTROL NO. 61-0800
 PROJECT NO. FN-92-4(15)--21-61 PARCEL NO. 34
 SECTION 26 TOWNSHIP 76 N RANGE 27 W
 ROW-FEE _____ AC. EASE 3.46 AC. EXCESS - FEE _____ AC
 ACQUIRED FROM _____

W1/4 CORNER
SEC. 26-76-27W
 (Set Capped Iron Pin)
 1/4 S N2°05'49"W 1281.15' from
 P.O.C. Sta. 227 + 55.15



SW CORNER
SEC. 26-76-27W
 (Set Iron Pin Over Stone)
 1/4 S S2°05'49"E 1306.61' from
 P.O.C. Sta. 227 + 55.15



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 3-12-92
 Leslie J. Marousek, Reg. No. 6263 Date