

FILED NO. 805
BOOK 130 PAGE 418
92 SEP 29 PM 2: 26
MICHELLE UTSLER
RECORDER
MADISON COUNTY, IOWA
See 4500

EASEMENT FOR PUBLIC HIGHWAY

Know All Men By These Presents: That Kenneth Conard and Carol Conard, husband and wife, of Madison County, State of Iowa, in consideration of the sum of Five Hundred Sixty and no/100-----(\$560.00)-----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. 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 NE Corner of said Sec. 26; thence S0°53'22"E, 1247.24 ft. along the east line of the NE 1/4 NE 1/4 of said Sec. 26 to a point on the centerline of Relocated Primary Road No. IA. 92; thence S82°19'58"W, 313.31 ft. along said centerline; thence N0°53'22"W, 17.36 ft. to a point on the present southerly right of way line of Primary Road No. IA. 92, the Point of Beginning; thence continuing N0°53'22"W, 85.89 ft. to a point on the present northerly right of way line of said Primary Road No. IA. 92; thence N88°56'01"W, 213.88 ft.; thence S0°53'22"E, 150.07 ft. to a point on the said present southerly right of way line of Primary Road No. IA. 92; thence N74°12'31"E, 221.20 ft. along said present southerly right of way line to the Point of Beginning; excepting therefrom present easements of record; containing 0.16 acre, more or less, exclusive of said exceptions.

This easement is given in fulfillment of a certain real estate contract dated August 20, 1992, and recorded in the Madison County Recorder's Office on August 27, 1992, in Book 130, Page 307.

The additional amount of \$100.00, 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
Kenneth and Carol Conard (Parcel 39)

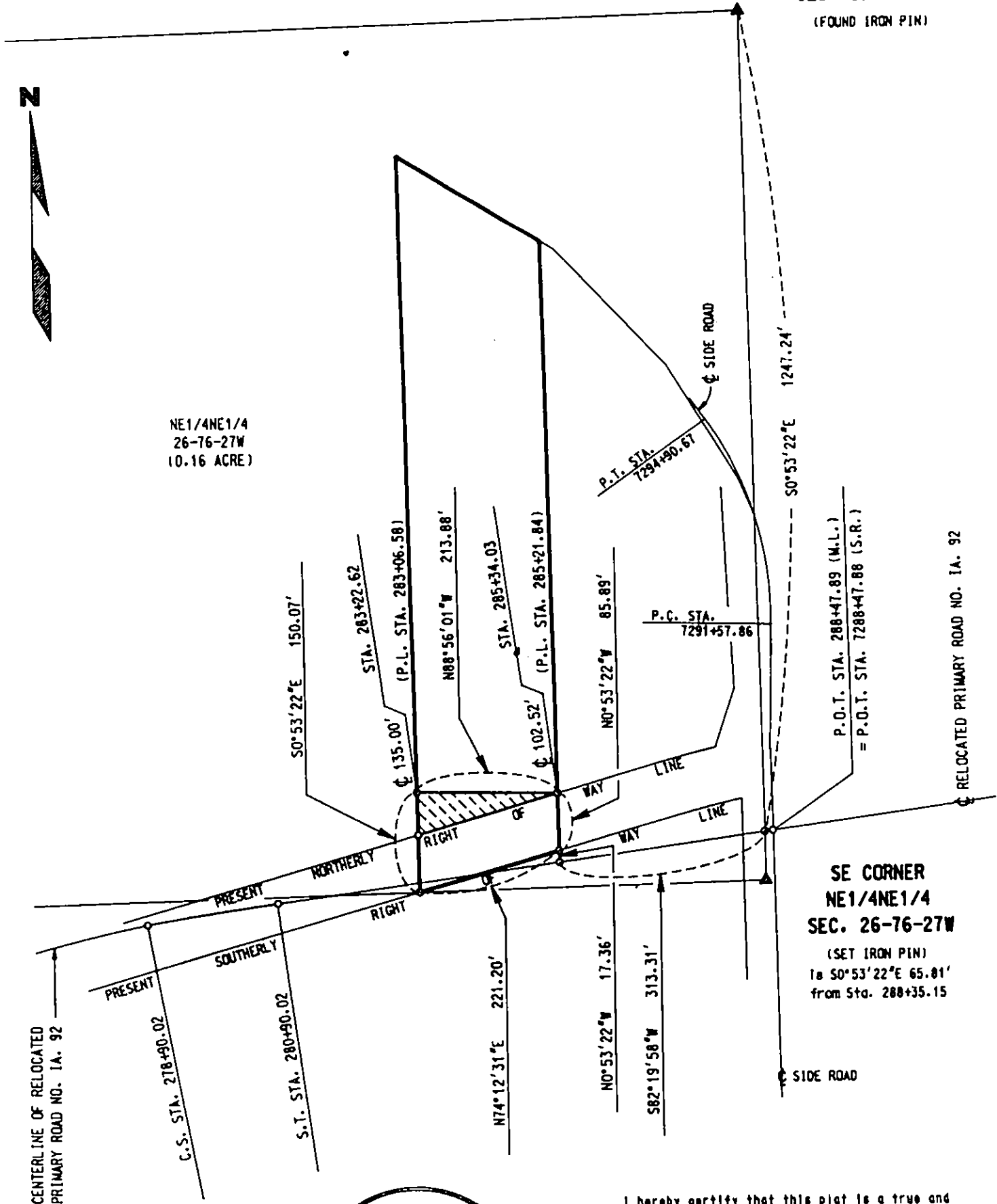


IOWA DEPARTMENT OF TRANSPORTATION

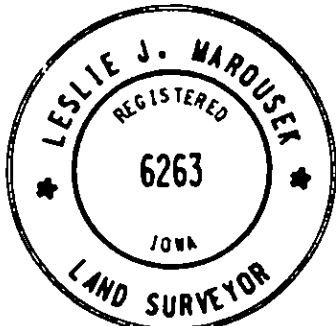
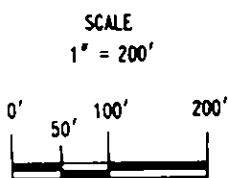
ACQUISITION PLAT EXHIBIT 'A'

COUNTY MADISON STATE CONTROL NO. 61-0600
 PROJECT NO. FN-92-4(15)--21-61 PARCEL NO. 39
 SECTION 26 TOWNSHIP 76N RANGE 27W
 ROW-FEE _____ AC. EASE 0.16 AC. EXCESS - FEE _____ AC
 ACQUIRED FROM Kenneth Conard & Carl Conard

NE CORNER
 SEC. 26-76-27W
 (FOUND IRON PIN)



SE CORNER
 NE 1/4 NE 1/4
 SEC. 26-76-27W
 (SET IRON PIN)
 18 50°53'22"E 65.81'
 from Sta. 288+35.15



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. Maroušek 4-2-92
 Leslie J. Maroušek, Reg. No. 6263 Date

Signed this 24 day of September, A.D. 19 92. (SIGN IN INK)

Kenneth Conard
Kenneth Conard

Carol Conard
Carol Conard

STATE OF Iowa, COUNTY OF Madison, ss:

On this 24 day of September, A.D. 19 92, before me, the undersigned, a Notary Public in and for said state, personally appeared

Kenneth + Carol Conard
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.



Joan Welch (Sign in Ink)
JOAN WELCH (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.

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