

REC \$ 45.00  
AUD \$ -

FILED NO. 974  
BOOK 130 PAGE 513  
92 OCT 19 PH 3: 29  
MICHELLE UTSLER  
RECORDER  
MADISON COUNTY, IOWA

COMPARED

### EASEMENT FOR PUBLIC HIGHWAY

Know All Men By These Presents: That Michael Martens (also known as R. Michael Martens, Roy Michael Martens, and Roy M. Martens), single, of Hennepin County, State of Minnesota, in consideration of the sum of Four Thousand Two Hundred Forty and no/100-----(\$4,240.00)----  
-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, and in the SE 1/4 SW 1/4, all in Sec. 27, 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.

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

Commencing at the SW Corner of said Sec. 27; thence N1°29'33"W, 470.31 ft. along the west line of the SW 1/4 of said Sec. 27 to the Point of Beginning; thence continuing N1°29'33"W, 145.32 ft. along said west line; thence S88°34'28"E, 424.36 ft. to a point on the present northerly right of way line of Primary Road No. IA. 92; thence N89°36'22"E, 755.06 ft. along said present northerly right of way line; thence S0°25'26"W, 39.48 ft. along said present northerly right of way line; thence N86°41'28"E, 280.06 ft. to a point on said present northerly right of way line; thence N0°54'00"W, 35.53 ft. along said present northerly right of way line; thence N89°29'00"E, 1167.17 ft. along said present northerly right of way line to a point on the east line of the SW 1/4 of said Sec. 27; thence S1°34'51"E, 145.73 ft. along said east line; thence westerly 305.01 ft. along a 22,546.76 foot radius curve, concave southerly and having a chord bearing S88°27'21"W, 305.01 ft.; thence S88°04'06"W, 643.92 ft.; thence westerly 642.83 ft. along a 12,231.84 foot radius curve, concave northerly and having a chord bearing S89°34'26"W, 642.76 ft.; thence N88°55'14"W, 733.28 ft.; thence N89°15'12"W, 301.06 ft. to a point on the west line of the SW 1/4 of said Sec. 27, the Point of Beginning; excepting therefrom present easements of record; containing 2.97 acres, 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 317.

The additional amount of \$2,160.00, as agreed to by contract, has been paid as severance damages to the remaining property and is not subject to real estate transfer tax.

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  
Michael Martens (Parcel 63)

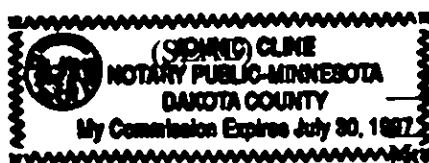
*For Disclaimers see  
Misc Rec 44-74  
4-22-97*

Signed this 5 day of October, A.D. 1992 (SIGN IN INK)

Michael Martens  
Michael Martens

STATE OF Minnesota, COUNTY OF Hennepin, ss:

On this 5<sup>th</sup> day of October, A.D. 1992, before me, the undersigned, a Notary Public in and for said state, personally appeared Roy Michael Martens 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.



John C. Cline (Sign in Ink)  
~~John C. Cline~~ (Print/Type Name)  
JOHN C. CLINE (Print/Type Name)  
Notary Public in and for the State of MINNESOTA

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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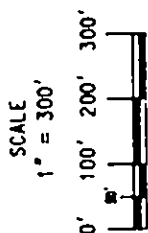


IOWA DEPARTMENT OF TRANSPORTATION

ACQUISITION PLAT  
EXHIBIT 'A'

COUNTY MADISON STATE CONTROL NO. 61-0600  
 PROJECT NO. FN-92-4(15)--21-61 PARCEL NO. 63  
 SECTION 27 TOWNSHIP 76 N RANGE 26 W  
 ROW-FEE \_\_\_\_\_ AC. EASE 2.97 AC. EXCESS - FEE \_\_\_\_\_ AC  
 ACQUIRED FROM \_\_\_\_\_

CENTER  
 SEC. 27-76-26W  
 (Found Capped Iron Pin)  
 Is N1°34'51"W 2375.35' from  
 P.O.C. Sta. 517 + 05.01



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 11, 1992 Reg. No. 6130  
 My registration expires December 31, 1992

