

EASEMENT FOR PUBLIC HIGHWAY

Know All Men By These Presents: That Gary W. Carstens and Barbara A. Carstens, husband and wife, of Chickasaw County, State of Iowa, in consideration of the sum of Ten Thousand Eighty and no/100-----(\$10,080.00)-----DOLLARS and other valuable considerations in hand paid by Iowa Department of Transportation, do hereby sell and convey 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 SE 1/4 NE 1/4 of Sec. 13, T76N, R28W of the 5th P.M., Madison County, Iowa, as shown on Right of Way Plat 1 of 2, 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 E 1/4 Corner of said Sec. 13; thence N0°10'17"E, 339.40 ft. along the east line of the NE 1/4 of said Sec. 13 to the Point of Beginning; thence continuing N0°10'17"E, 819.16 ft. along the east line of said NE 1/4; thence northwesterly 163.88 ft. along a 1145.92 foot radius curve, concave westerly and having a chord bearing N3°55'32"W, 163.74 ft. to a point on the north line of the SE 1/4 NE 1/4 of said Sec. 13; thence S89°24'26"W, 305.93 ft. along said north line; thence S38°00'27"E, 331.84 ft.; thence S1°54'51"W, 565.88 ft.; thence S3°46'23"E, 154.13 ft.; thence N89°17'22"E, 119.11 ft. to a point on the east line of the NE 1/4 of said Sec. 13, the Point of Beginning, excepting therefrom present easements of record; containing 2.17 acres, more or less, exclusive of said exceptions.

Also, a parcel of land located in the NE 1/4 NE 1/4 of Sec. 13, T76N, R28W of the 5th P.M., Madison County, Iowa, as shown on Right of Way Plat 2 of 2, 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 NW Corner of the NE 1/4 NE 1/4 of said Sec. 13; thence N89°32'51"E, 146.60 ft. along the north line of said NE 1/4 NE 1/4; thence S52°17'10"E, 353.11 ft. to the Point of Beginning; thence S52°12'16"E, 292.10 ft.; thence S89°57'16"E, 22.00 ft. to a point on the former centerline of Primary Road No. U.S. 169; thence S50°28'16"E, 304.50 ft. along said former centerline; thence southeasterly 848.98 ft. along said former centerline along a 1145.92 foot radius curve, concave southwesterly and having a chord bearing S29°14'48"E, 829.69 ft. to a point on the south line of the NE 1/4 NE 1/4 of said Sec. 13; thence S89°24'26"W, 305.93 ft. along said south line; thence N38°00'27"W, 988.82 ft.; thence N3°52'44"E, 321.54 ft. to the Point of Beginning, excepting therefrom present easements of record; containing 7.91 acres, more or less, exclusive of said exceptions.

This easement is given in fulfillment of a certain real estate contract dated October 2, 1989, and recorded in the Madison County Recorder's Office on October 10, 1989, in Book 121, Page 486.

For Purchase of Interest in Realty by the State of Iowa for Highway Purposes

Madison County Project No. FN-169-3(29)--21-61
Gary W. Carstens, et ux (Parcel 22)

[Handwritten initials]

FILED NO. 1111
BOOK 126 PAGE 188
89 NOV 27 PM 12:33
MARY E. WOLFE
RECORDER
MADISON COUNTY, IOWA
Fee \$10.00
Transfer \$5.00

Compared

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, according to the context.

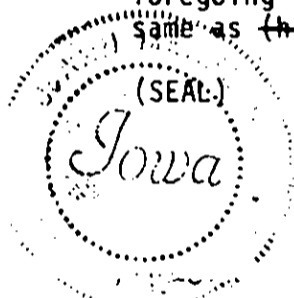
Signed this 9 day of November, A.D. 1989. (SIGN IN INK)

Gary W. Carstens
Gary W. Carstens

Barbara A. Carstens
Barbara A. Carstens

STATE OF IOWA, COUNTY OF Floyd, ss:

On this 9th day of November, A.D. 1989, before me, the undersigned, a Notary Public in and for said state, personally appeared Gary W. Carstens and Barbara A. Carstens 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.



Jo Ann Mafeld (Sign in Ink)
Jo Ann Mafeld (Print/Type Name)
Notary Public in and for said State of Iowa

RECORDING INFORMATION: This land is being acquired for public purposes and a declaration of value is not required. Iowa Code Sec. 428A.1.

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

This is an Iowa Department of Transportation Transaction, IA DOT, Office of Right of Way, 800 Lincoln Way, Ames, IA 50010.

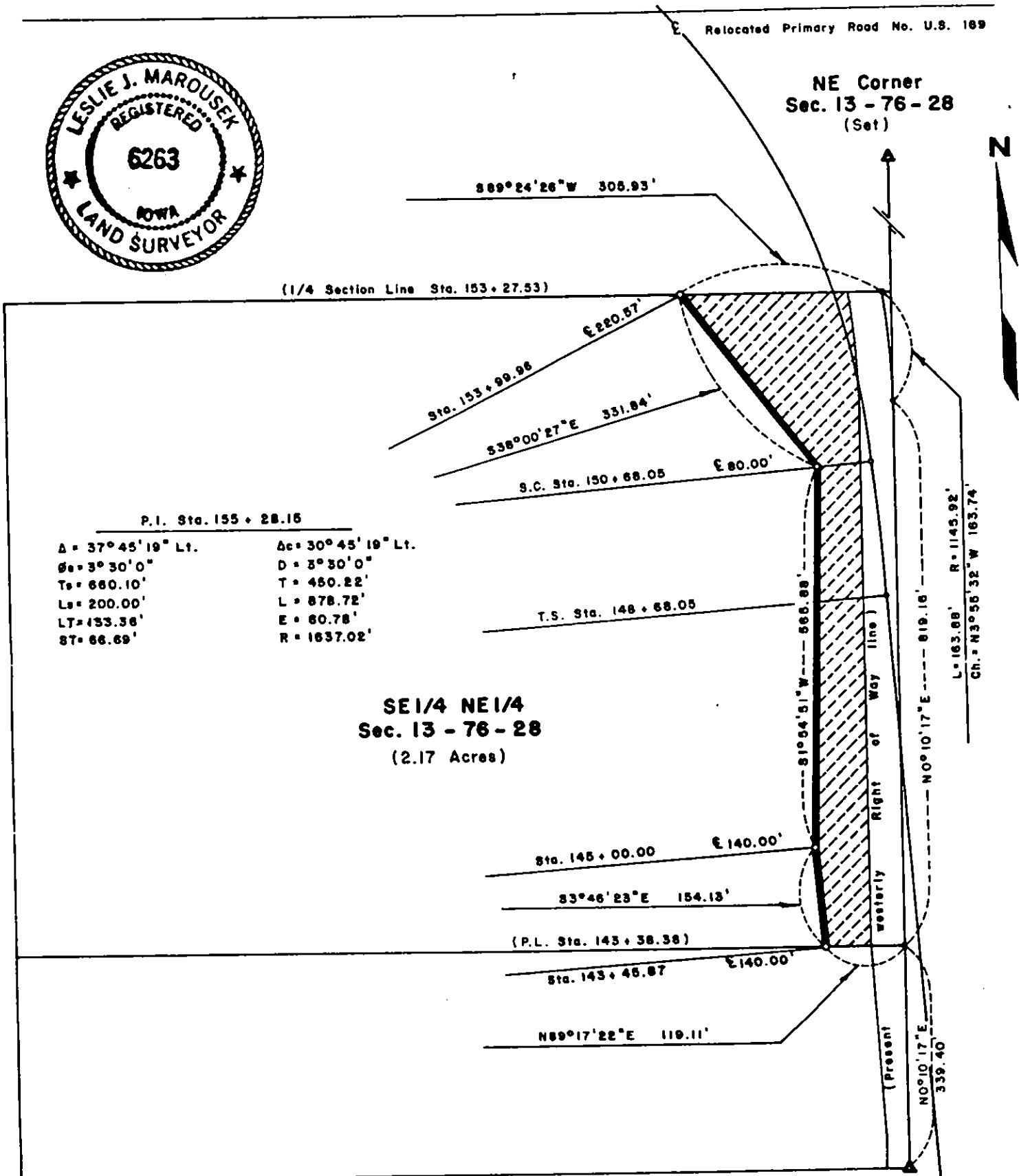
Madison County Project No. FN-169-3(29)--21-61
Gary W. Carstens, et ux (Parcel 22)

IOWA DEPARTMENT OF TRANSPORTATION



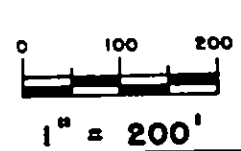
RIGHT OF WAY PLAT (1 OF 2)
EXHIBIT "A"

COUNTY MADISON STATE CONTROL NO. 61-1100
 PROJECT NO. FN-169-3(29)--21-61 PARCEL NO. 22
 SECTION 13 TOWNSHIP 76 N RANGE 28 W
 ROW - FEE _____ AC, EASE 2.17 AC, EXCESS - FEE _____ AC
 ACQUIRED FROM GARY W. CARSTENS, ET UX



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 2-7-59
 Leslie J. Marousek, Reg. No. 6263 Date



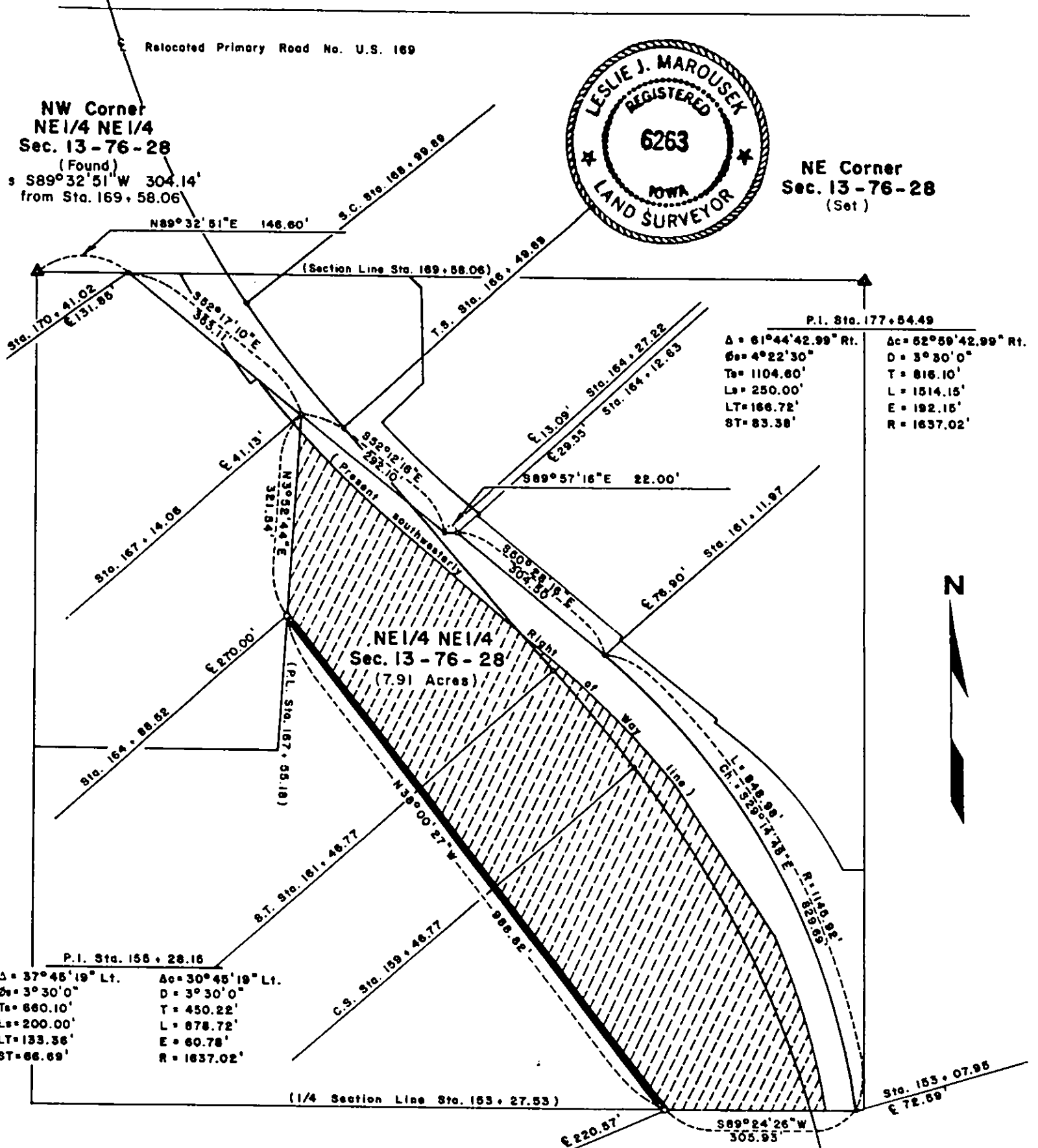
DATE DRAWN _____ SCALE _____

IOWA DEPARTMENT OF TRANSPORTATION



RIGHT OF WAY PLAT (2 OF 2) EXHIBIT "A"

COUNTY MADISON STATE CONTROL NO. 61-1100
 PROJECT NO. FN-169-3 (29) -- 21-61 PARCEL NO. 22
 SECTION 13 TOWNSHIP 76 N RANGE 28 W
 ROW - FEE _____ AC, EASE 7.91 AC, EXCESS - FEE _____ AC
 ACQUIRED FROM GARY W. CARSTENS, ET UX



NW Corner
NE 1/4 NE 1/4
Sec. 13-76-28
(Found)
S 89° 32' 51" W 304.14'
from Sta. 169 + 58.06'

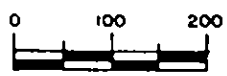
NE Corner
Sec. 13-76-28
(Set)

$\Delta = 61^\circ 44' 42.99''$ Rt.	$\Delta c = 62^\circ 59' 42.99''$ Rt.
$\theta = 4^\circ 22' 30''$	$D = 3^\circ 30' 0''$
$T = 1104.60'$	$T = 816.10'$
$L = 250.00'$	$L = 1514.15'$
$LT = 166.72'$	$E = 192.15'$
$ST = 83.38'$	$R = 1637.02'$

$\Delta = 37^\circ 45' 19''$ Lt.	$\Delta c = 30^\circ 45' 19''$ Lt.
$\theta = 3^\circ 30' 0''$	$D = 3^\circ 30' 0''$
$T = 660.10'$	$T = 450.22'$
$L = 200.00'$	$L = 878.72'$
$LT = 133.36'$	$E = 60.78'$
$ST = 66.69'$	$R = 1637.02'$

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 2-2-89
 Leslie J. Marousek, Reg. No. 6263 Date



DATE DRAWN _____ SCALE 1" = 200'