

For Disclaimers of Interest in Realty
by U.S. Trust Communications
See Road Rec 127-560

FILED NO. **676**

BOOK **127** PAGE **365**

Comptroller 90 SEP 21 AM 11:40

MARY E. WELTY
RECORDER
MADISON COUNTY, IOWA
Fee \$ 15.00

EASEMENT FOR PUBLIC HIGHWAY

Know All Men By These Presents: That Byron L. Friend and June A. Friend, his wife, of Madison County, State of Iowa, in consideration of the sum of Three Hundred Ninety Two and no/100-----(\$392.00)-----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 NE 1/4 SE 1/4 and the SE 1/4 SE 1/4 of Sec. 12, T76N, R28W 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 the SE 1/4 SE 1/4 of said Sec. 12; thence N89°32'51"E, 304.14 ft. along the south line of the SE 1/4 SE 1/4 of said Sec. 12 to a point on the relocated centerline of Primary Road No. U.S. 169; thence northerly, along said centerline, 541.52 ft. along a 1637.02 ft. radius curve, concave easterly, and having a chord bearing N25°38'27"W, 539.05 ft.; thence N75°20'14"E, 110.04 ft. to a point on the present easterly right of way line of Primary Road No. U.S. 169, the Point of Beginning; thence N42°19'03"W, 83.54 ft. along said present easterly right of way line; thence northerly 287.88 ft. along said present easterly right of way line, along a 1587.02 ft. radius curve, concave easterly, having a chord bearing N6°47'38"W, 287.48 ft.; thence N16°42'45"E, 104.59 ft. along said present easterly right of way line; thence N03°08'38"E, 290.31 ft. along said present easterly right of way line; thence N01°33'48"W, 99.45 ft. along said present easterly right of way line; thence N26°13'08"E, 265.60 ft. along said present easterly right of way line; thence S20°04'56"W, 242.23 ft.; thence S00°51'53"E, 847.56 ft. to the Point of Beginning; containing 1.14 acres, more or less.

This easement is given in fulfillment of a certain real estate contract dated July 11, 1990, and recorded in the Madison County Recorder's Office on August 3, 1990, in Book 127, Page 312.

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-169-3(29)--21-61
Byron L. Friend and June A. Friend (Parcel 23)

ENTERED FOR TAXATION
THIS 21 DAY OF Sept 1990
AUDITORS FEE \$ 5.00
Jean Welch
AUDITOR
Becky McDonald
DEPUTY AUDITOR

Signed this 17th day of Sept, A.D. 1990. (SIGN IN INK)

Byron L. Friend
Byron L. Friend

June A. Friend
June A. Friend

STATE OF Iowa, COUNTY OF Madison, ss:

On this 17th day of Sept., A.D. 1990, before me, the undersigned, a Notary Public in and for said state, personally appeared Byron L. Friend and June A. Friend 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)



RUBY PATTERSON
MY COMMISSION EXPIRES
5/25/92

Ruby Patterson (Sign in Ink)
Ruby Patterson (Print/Type Name)
Notary Public in and for the 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.

IOWA DEPARTMENT OF TRANSPORTATION

ACQUISITION PLAT
EXHIBIT "A"



COUNTY MADISON STATE CONTROL NO. 61-1100
PROJECT NO. FN-169-3(29)--21-61 PARCEL NO. 23 S
SECTION 12 TOWNSHIP 76 N RANGE 28 W
ROW - FEE AC, EASE 1.14 AC, EXCESS - FEE AC
ACQUIRED FROM Byron L. and June A. Friend

