

FILED NO. 003833
BOOK 2001 PAGE 3833
2001 AUG 28 PM 12: 53

REC \$ 10⁰⁰
AUD \$ 1⁰⁰
R.M.F. \$ 1⁰⁰
COMPUTER
RECORDED
COMPARED

MICKI UTSLER
RECORDER
MADISON COUNTY, IOWA

Prepared By: Kathleen Moench, IDNR, Wallace State Office Bldg., Des Moines, Ia 50319 515-281-3013

When Recorded Return a Copy to:
 IDNR, Wallace State Office Bldg., Des Moines Ia 50319

**NOTICE OF USE RESTRICTIONS IMPOSED BY STATE ADMINISTRATIVE RULE
ON CERTAIN REAL ESTATE**

Notice is hereby given that on **November 3, 2000**, an agreement was made between the Iowa Department of Natural Resources and the **Madison CCB, Madison County, Iowa** to provide state funds for the acquisition or development of real estate legally described as:

DESCRIPTION: #01-R2-61, Pammel State Park Addition
(See Legal Description Attached)

The state funds provided by the above-mentioned agreement were appropriated pursuant to the Iowa Resources and Enhancement, Chapter 455A, Code of Iowa and administered pursuant to the Resource Enhancement and Protection Program: County, City, and Private Open Spaces Grant Programs, Chapter 33, Iowa Administrative Code. This rule imposes the following restrictions on use of the above-described real estate:

33.17(2) Land Disposal. Whenever the department, and, if a city or county, the grantee, determine that land acquired or developed with resource enhancement and protection fund assistance is no longer of value for the program purposes, or that the grantee can show good cause why the land should no longer be used in accord with the approved project purpose; the land may be disposed of with the director's approval and the proceeds therefrom used to acquire or develop an area of equal value, or all grant funds shall be returned to the state for inclusion in the account from which the grant was originally made. If land acquired through the private grant program is determined to be no longer of interest by the state, the proposed dispersal of the property shall be reviewed by the grantee, and the grantee shall have the first right of refusal on an option to take title to the property in question.

The notice will be filed by the Madison CCB, Madison County, Iowa in the office the Recorder of the county in which the subject real estate is located.

IOWA DEPARTMENT OF NATURAL RESOURCES
State Capitol Complex
Des Moines, Iowa 50319-0034

8-22-01 By: [Signature]
Date Title: Larry J. Wilson, Deputy Director

STATE OF IOWA }
 } ss:
COUNTY OF POLK }

On August 22, 2001, A.D., before me, the undersigned, a Notary Public in and for the state of Iowa, personally appeared Larry J. Wilson, to me known to be the identical person named in and who executed the foregoing instrument and acknowledged that the said Director of the Iowa Department of Natural Resources and that the Director, or the Director's designee, executed the instrument as the voluntary act and deed of the Department of Natural Resources of the Director.



Karin A. Stone
NOTARY PUBLIC
in and for the state of Iowa

Legal Description

Property: #01-R2-61, Pammel State Park Addition
Madison CCB, Madison County, Iowa

A parcel of land located in the Northeast Quarter ($\frac{1}{4}$) of the Southwest Quarter ($\frac{1}{4}$) and in the Northwest Quarter ($\frac{1}{4}$) of the Southwest Quarter ($\frac{1}{4}$) of Section Fifteen (15), in Township Seventy-five (75) North, Range Twenty-eight (28) West of the 5th P.M., Madison County, Iowa, more particularly described as follows: Beginning at the Southwest Corner of the Northeast Quarter ($\frac{1}{4}$) of the Southwest Quarter ($\frac{1}{4}$) of said Section Fifteen (15), thence, along the South line of the Northwest Quarter ($\frac{1}{4}$) of the Southwest Quarter ($\frac{1}{4}$) of said Section Fifteen (15), South $88^{\circ}56'13''$ West 827.76 feet; thence North $49^{\circ}48'18''$ East 134.18 feet, thence North $01^{\circ}17'25''$ East 569.84 feet; thence North $88^{\circ}56'13''$ East 1364.12 feet; thence South $00^{\circ}00'00''$ 654.16 feet to the South line of said Northeast Quarter ($\frac{1}{4}$) of the Southwest Quarter ($\frac{1}{4}$); thence, along said South line, South $88^{\circ}56'13''$ West 651.70 feet to the Point of Beginning, said excepted parcel of land containing 20.690 acres,

AND;

The Southwest Quarter ($\frac{1}{4}$) of the Northeast Quarter ($\frac{1}{4}$) of the Southwest Quarter ($\frac{1}{4}$); the North Half ($\frac{1}{2}$) of the Southeast Quarter ($\frac{1}{4}$) of the Southwest Quarter ($\frac{1}{4}$); and the South Three Fourths ($\frac{3}{4}$) of the West Half ($\frac{1}{2}$) of the Southwest Quarter ($\frac{1}{4}$) *except* the South $21 \frac{1}{3}$ rods of the West 40 rods thereof, *and except* a tract of land described as follows: Commencing at a point 941.88 feet North of the Southwest corner of said West Half ($\frac{1}{2}$) of the Southwest Quarter ($\frac{1}{4}$), and running thence North 1020.61 feet to the Southwest Corner of the North Half ($\frac{1}{2}$) of the Northwest Quarter ($\frac{1}{4}$) of the Southwest quarter ($\frac{1}{4}$) thence East 600.80 feet, thence, thence South 550.4 feet, thence south 41° West, 532.30 feet, thence South $56^{\circ}22'$ West, 215.31 feet to the place of beginning; *all* in Section Fifteen (15), in Township Seventy-five (75) North, Range Twenty-eight (28) West of the 5th P.M., Madison County, Iowa, *and also except* a parcel of land located in the Northeast Quarter ($\frac{1}{4}$) of the Southwest Quarter ($\frac{1}{4}$) and in the Northwest Quarter ($\frac{1}{4}$) of the Southwest Quarter ($\frac{1}{4}$) of Section Fifteen (15), in Township Seventy-five (75) North, Range Twenty-eight (28) West of the 5th P.M., Madison County, Iowa, more particularly described as follows: Beginning at the Southwest Corner of the Northeast Quarter ($\frac{1}{4}$) of the Southwest quarter ($\frac{1}{4}$) of said Section Fifteen (15), South $88^{\circ}56'13''$ West 827.76 feet; thence North $49^{\circ}48'18''$ East 134.18 feet; thence North $01^{\circ}17'25''$ East 569.84 feet; thence North $88^{\circ}56'13''$ East 1364.12 feet; thence South $00^{\circ}00'00''$ 654.16 feet to the South line of said Northeast Quarter ($\frac{1}{4}$) of the Southwest Quarter ($\frac{1}{4}$); thence, along said South line, South $88^{\circ}56'13''$ West 651.70 feet to the Point of Beginning, said excepted parcel of land containing 20.690 acres,