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1987 DEC 31 AM 8:08 NOTICE OF USE RESTRICTIONS IMPOSED BY FEDERAL LAW
ON CERTAIN REAL ESTATE

MARY E. WELTY
RECORDER
MADISON COUNTY, IOWA

Recording Fee
\$10.00

Notice is hereby given that on May 24, 1983, an agreement was made between the Iowa Department of Natural Resources and Madison County Conservation Board, to provide federal funds for the acquisition or development of real estate legally described as follows:

A parcel of land located in Section 14, Township 74 North, Range 28 West of the 5th P.M., Monroe Township, Madison County, Iowa, more particularly described as follows:

The Northwest Quarter (NW $\frac{1}{4}$) of the Northwest Quarter (NW $\frac{1}{4}$) of said Section 14, containing 40 acres more or less according to government measure and subject to encumbrances of record

AND

Commencing as a point of reference at the North Quarter (N $\frac{1}{4}$) Corner of said Section 14;

Thence due South 365.7 feet along the West line of the Northeast Quarter (NE $\frac{1}{4}$) of said Section 14 to a point of intersection with the Southerly right-of-way line of Madison County Route G61 and Point of Beginning (this is an assumed bearing for purposes of this description only);

Thence continuing due South 1,377.20 feet along said West line of the Northeast Quarter (NE $\frac{1}{4}$) of Section 14 to a Point of Intersection with the Westerly right-of-way line of U.S. Highway 169;

Thence North 63° 17 $\frac{1}{2}$ ' East 144.4 feet along said Westerly right-of-way line of U.S. Highway 169;

Thence North 8° 34' East 631.4 feet along said Westerly right-of-way line of U.S. Highway 169;

Thence North 10° 09' West 263.4 feet along said Westerly right-of-way line of U.S. Highway 169;

Thence North 8° 23' West 408.8 feet along said Westerly right-of-way line of U.S. Highway 169 to a Point of Intersection with said Southerly right-of-way line of Madison County Route G61;

Thence Northwesterly 32.0 feet along a 4,227.2 feet radius circular curve concave Southwesterly (chord North 68° 09 $\frac{1}{2}$ ' West 32.0 feet) and along said Southerly right-of-way line of Madison County Route G61;

Thence south 21° 37 $\frac{1}{2}$ ' West 20.0 feet along said Southerly right-of-way line of Madison County Route G61;

Thence Northwesterly 85.8 feet along a 4,207.2 feet radius circular curve concave Southwesterly (chord North 68° 57 $\frac{1}{2}$ ' West 85.8 feet) and along said Southerly right-of-way line of Madison County Route G61 to the Point of Beginning, containing 5.3 acres more or less, and subject to encumbrances of record.

The federal funds provided by the above-mentioned agreement were appropriated pursuant to the Federal Land and Water Conservation Act of 1965, 78 Stat. 897 (1964), P.L. 88-578. This statute, codified in pertinent part as 16 U.S.C. Section 460L(8)(f)(3), imposes the following restrictions on use of the above-described real estate:

NO PROPERTY ACQUIRED OR DEVELOPED WITH ASSISTANCE UNDER THIS SECTION SHALL, WITHOUT THE APPROVAL OF THE (UNITED STATES) SECRETARY (OF INTERIOR), BE CONVERTED TO OTHER THAN PUBLIC OUTDOOR RECREATION USES. THE SECRETARY SHALL APPROVE SUCH CONVERSION ONLY IF HE FINDS IT TO BE IN ACCORD WITH THE THEN EXISTING COMPREHENSIVE STATEWIDE OUTDOOR RECREATION PLAN AND ONLY UPON SUCH CONDITIONS AS HE DEEMS NECESSARY TO ASSURE THE SUBSTITUTION OF OTHER RECREATION PROPERTIES OF AT LEAST EQUAL FAIR MARKET VALUE AND OF REASONABLY EQUIVALENT USEFULNESS AND LOCATION.

This notice will be filed by the Iowa Department of Natural Resources in the office of 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

_____ Date

By: *Larry J. Wilson*
Title: _____

STATE OF IOWA }
 } ss:
COUNTY OF POLK }

On the 24th day of December, 19 87, 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 Larry J. Wilson is the Director of the Iowa Department of Natural Resources and that he executed the instrument as the voluntary act and deed of the Department and of the Director.

June R. Gookin
NOTARY PUBLIC
in and for the state of Iowa

