

Compared

90 APR 18 AM 10:48

MARY E. WELTY
RECORDER
MADISON COUNTY, IOWA
Fee \$40.00

PARTIAL RELEASE OF REAL ESTATE MORTGAGE

Know All Men By These Presents: That the undersigned, the present owner(s) of the mortgages hereinafter described, for valuable consideration, receipt of which is hereby acknowledged, do hereby acknowledge that the following described real estate situated in Madison County, Iowa, to-wit:

IND.
REC.
PAGE

THE FOLLOWING LANDS, RIGHTS TO LAND AND COVENANTS ARE CONTAINED IN A CERTAIN WARRANTY DEED TO THE STATE OF IOWA, GIVEN IN FULFILLMENT OF A CERTAIN REAL ESTATE CONTRACT DATED DECEMBER 12, 1989, AND RECORDED IN THE MADISON COUNTY RECORDER'S OFFICE ON DECEMBER 18, 1989, IN BOOK 121, PAGE 704.

Three parcels of land located in the NE 1/4 NE 1/4 of Sec. 12, and in the SE 1/4 SE 1/4 of Sec. 1, both in T76N, R28W, and in the SW 1/4 SW 1/4 of Sec. 6, T76N, R27W; in the NE 1/4 SE 1/4 of Sec. 1, T76N, R28W; and in the SE 1/4 NE 1/4 of Sec. 1, T76N, R28W all of the 5th P.M., Madison County, Iowa, as shown on Right of Way Plats 1 of 3, 2 of 3 and 3 of 3 Exhibit "A" attached hereto and by reference made a part hereof.

THE FEE SIMPLE TITLE GRANTED IS TO LAND DESCRIBED AS FOLLOWS:

Plat 1 of 3: Beginning at the NE Corner of said Sec. 12; thence S0°13'27"E, 298.32 ft. along the east line of the NE 1/4 NE 1/4 of said Sec. 12 to a point on the former centerline of Primary Road No. U.S. 169; thence S20°13'01"W, 99.22 ft. along said former centerline; thence N69°46'59"W, 50.00 ft. to a point on the present westerly right of way line of Primary Road No. U.S. 169; thence S38°13'16"W, 210.30 ft. along said present westerly right of way line; thence N19°12'44"E, 382.97 ft.; thence northerly 997.76 ft. along said present westerly right of way line along a 2744.79 foot radius curve, concave westerly and having a chord bearing N8°03'11"E, 992.27 ft.; thence N2°23'06"E, 238.91 ft.; thence N8°27'16"W, 172.24 ft.; thence N9°01'59"W, 79.34 ft. to a point on the north line of the SW 1/4 SW 1/4 of said Sec. 6; thence S89°31'47"E, 20.07 ft. along said north line to a point on the former centerline of Primary Road No. U.S. 169; thence southeasterly 93.58 ft. along said former centerline along a 1637.02 foot radius curve, concave easterly and having a chord bearing S15°24'38"E, 93.56 ft.; thence S17°02'43"E, 194.60 ft. along said former centerline; thence southerly 1034.38 ft. along said former centerline along a 1637.02 foot radius curve, concave westerly and having a chord bearing S1°03'23"W, 1017.26 ft. to a point on the south line of the SW 1/4 SW 1/4 of said Sec. 6; thence N89°19'44"W, 110.26 ft. along said south line to the NE Corner of said Sec. 12, the Point of Beginning; containing 4.32 acres, inclusive of 1.81 acres contained within present highway easements.

Plat 2 of 3: Beginning at the E 1/4 Corner of said Sec. 1; thence S0°08'08"E, 1100.50 ft. along the east line of the SE 1/4 of said Sec. 1; thence N9°01'59"W, 114.29 ft.; thence N9°15'43"W, 219.15 ft.; thence N0°29'20"E, 127.79 ft.; thence N18°25'08"W, 209.70 ft.; thence N3°01'36"E, 346.87 ft.; thence N0°14'19"W, 101.04 ft. to a point on the north line of the NE 1/4 SE 1/4 of said Sec. 1; thence S88°20'38"E, 97.92 ft. along said north line to the E 1/4 Corner of said Sec. 1, the Point of Beginning; containing 1.81 acres, inclusive of 1.03 acres contained within present highway easements.

Madison County Project No. FN-169-3(29)--21-61
Kenneth O. Payne, et ux (Parcel 28)

Plat 3 of 3: Beginning at the E 1/4 Corner of said Sec. 1; thence N0°07'00"W, 1321.34 ft. along the east line of the NE 1/4 of said Sec. 1 to a point on the north line of the SE 1/4 NE 1/4 of said Sec. 1; thence N89°03'42"W, 99.69 ft. along said north line; thence S0°07'50"E, 533.99 ft.; thence S0°14'19"E, 786.16 ft. to a point on the south line of the SE 1/4 NE 1/4 of said Sec. 1; thence S88°20'38"E, 97.92 ft. along said south line to the E 1/4 Corner of said Sec. 1, the Point of Beginning; containing 3.01 acres, inclusive of 1.80 acres contained within present highway easements.

is hereby released from the lien of the real estate mortgages, executed by Kenneth O. Payne and Enolia A. Payne, dated June 21, 1983, recorded in the Madison County Recorder's Office, State of Iowa, in Book 137, Page 734; dated October 25, 1985, recorded in the Madison County Recorder's Office, State of Iowa, in Book 144, Page 229; dated April 10, 1989, recorded in the Madison County Recorder's Office, State of Iowa, in Book 152, Page 528; and dated September 6, 1989, recorded in the Madison County Recorder's Office, State of Iowa, in Book 153, Page 675; specifically reserving and retaining the mortgage liens and all mortgage rights against all of the remaining property embraced in the mortgages above described.

Words and phrases herein, including acknowledgment hereof, shall be construed as in the singular or plural, and as masculine, feminine, or neuter gender according to the context.

Dated this 13th day of March, 1990. (SIGN IN INK)

UNITED STATES OF AMERICA
Farmers Home Administration:

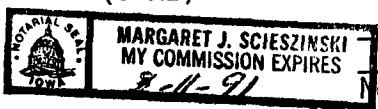
By: *R R Pim* Title
R. R. PIM, State Director

STATE OF IOWA
County of Polk, ss:

On this 13th day of March, A.D. 1990, before me, the subscriber, a Notary Public in and for the State of Iowa, appeared R. R. Pim, known to me to be State Director, Farmers Home Administration, United States Department of Agriculture, and the person who executed the foregoing instrument, and he/she acknowledged to me that he/she executed the same as the free act and deed of the United States of America, for the uses and purposes therein mentioned.

IN WITNESS WHEREOF, I have hereunto set my hand and seal at Des Moines, Iowa the day and year aforesaid.

(SEAL)



Margaret J. Scieszinski (Sign in Ink)
Margaret J. Scieszinski (Print/Type Name)
Notary Public in and for said State of Iowa

IOWA DEPARTMENT OF TRANSPORTATION



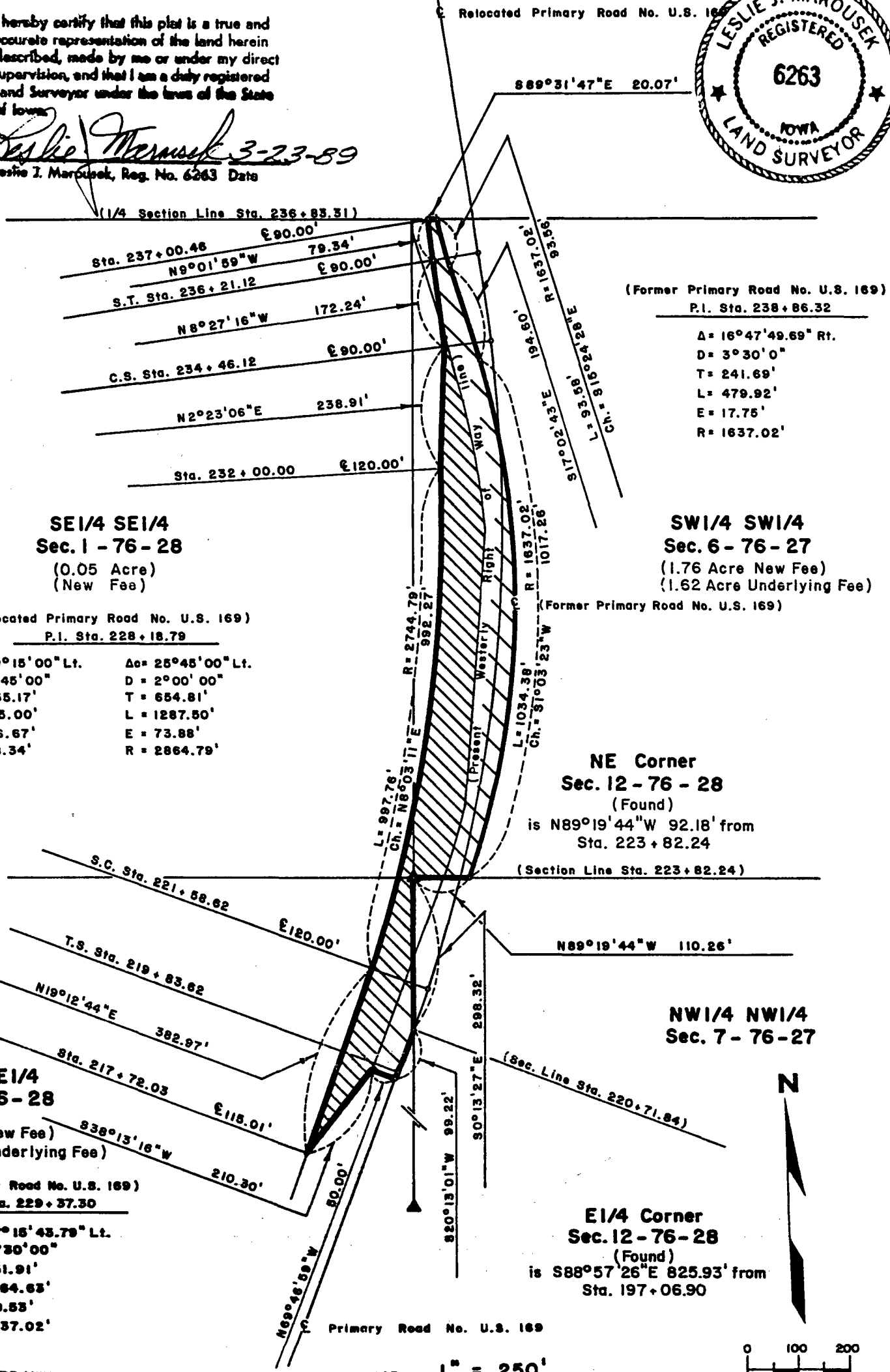
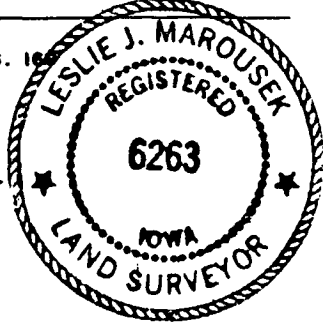
RIGHT OF WAY PLAT (1 OF 3)
EXHIBIT "A"

COUNTY MADISON STATE CONTROL NO. 61-1100
 PROJECT NO. FN-169-3 (29) -- 21-61 PARCEL NO. 28
 SECTION 1 8 12 TOWNSHIP 76 N RANGE 28 W
 ROW - FEE * 4.32 AC, EASE KENNETH O. PAYNE, ET UX AC, EXCESS - FEE AC
 ACQUIRED FROM

* (Includes 2.51 Acres new Fee; 1.81 Acres Underlying Fee)

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 3-23-89
 Leslie J. Marousek, Reg. No. 6263 Date



(Former Primary Road No. U.S. 169)
 P.I. Sta. 238 + 86.32
 Δ = 16°47'49.69" Rt.
 D = 3°30'0"
 T = 241.69'
 E = 479.92'
 R = 1637.02'

SE1/4 SE1/4
 Sec. 1 - 76 - 28
 (0.05 Acre)
 (New Fee)

SW1/4 SW1/4
 Sec. 6 - 76 - 27
 (1.76 Acre New Fee)
 (1.62 Acre Underlying Fee)

(Relocated Primary Road No. U.S. 169)
 P.I. Sta. 228 + 18.79
 Δ = 29°15'00" Lt. Δc = 25°45'00" Lt.
 θs = 1°45'00" D = 2°00'00"
 Ts = 835.17' T = 654.81'
 Ls = 175.00' L = 1287.50'
 LT = 116.67' E = 73.88'
 ST = 58.34' R = 2864.79'

NE Corner
 Sec. 12 - 76 - 28
 (Found)
 is N89°19'44"W 92.18' from
 Sta. 223 + 82.24
 (Section Line Sta. 223 + 82.24)

NE1/4 NE1/4
 Sec. 12 - 76 - 28
 (0.70 Ac. New Fee)
 (0.19 Ac. Underlying Fee)

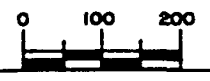
NW1/4 NW1/4
 Sec. 7 - 76 - 27

(Former Primary Road No. U.S. 169)
 P.I. Sta. 229 + 37.30
 Δ = 37°15'43.79" Lt.
 D = 3°30'00"
 T = 551.91'
 L = 1064.63'
 E = 90.53'
 R = 1637.02'

E1/4 Corner
 Sec. 12 - 76 - 28
 (Found)
 is S88°57'26"E 825.93' from
 Sta. 197 + 06.90

DATE DRAWN

SCALE 1" = 250'



IOWA DEPARTMENT OF TRANSPORTATION



RIGHT OF WAY PLAT (2 OF 3)
EXHIBIT "A"

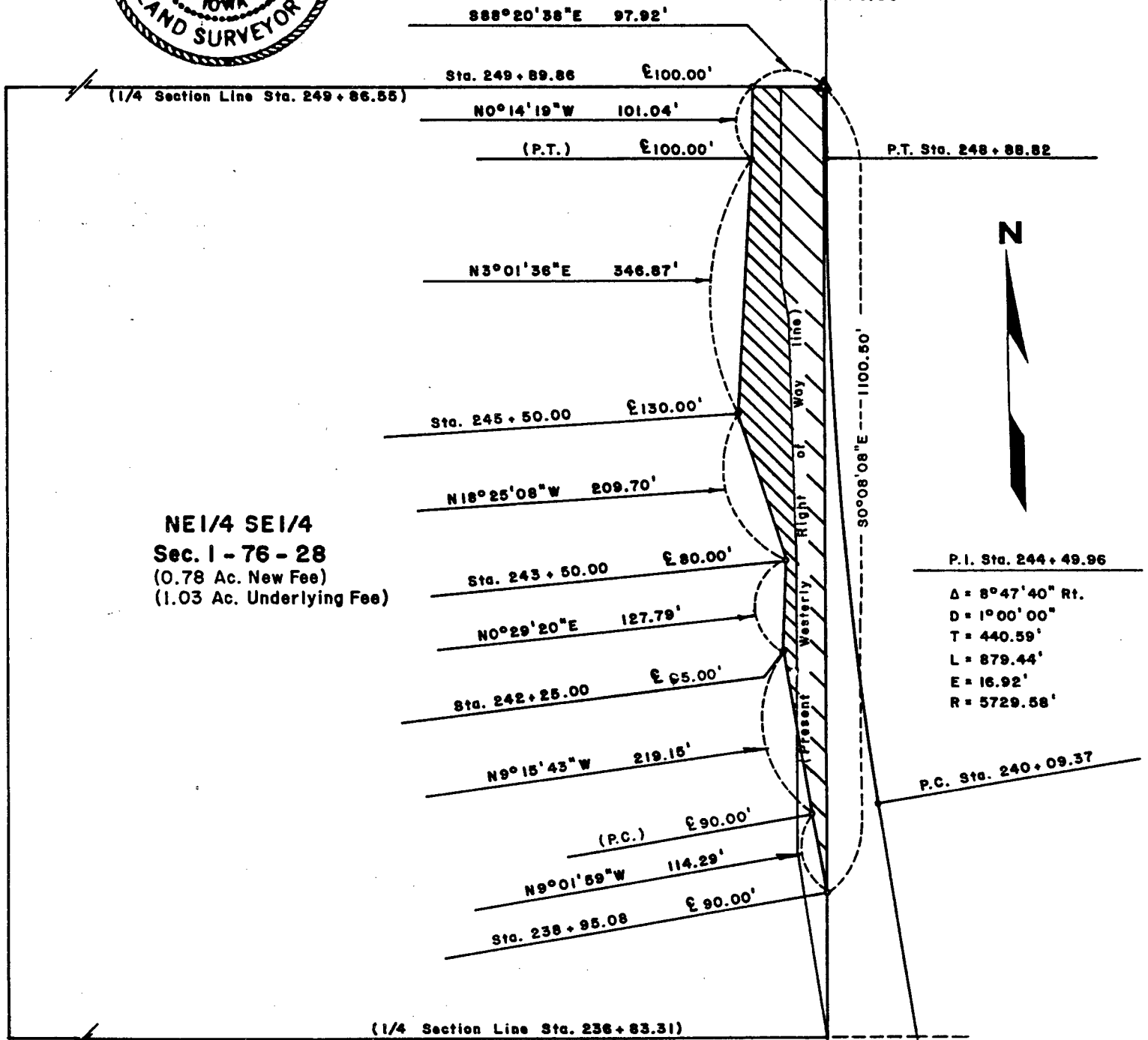
COUNTY MADISON STATE CONTROL NO. 61-1100
 PROJECT NO. FN-169-3 (29) -- 21-61 PARCEL NO. 28
 SECTION 1 TOWNSHIP 76 N RANGE 28 W
 ROW - FEE * 1.81 AC, EASE _____ AC, EXCESS - FEE _____ AC
 ACQUIRED FROM KENNETH O. PAYNE, ET UX

* (Includes 0.78 Acre new Fee; 1.03 Acres Underlying Fee)



Relocated Primary Road No. U.S. 169

E1/4 Corner
 Sec. 1 - 76 - 28
 (Set)
 is N88°20'38"W 2.13' from
 Sta. 249 + 86.55



NE1/4 SE1/4
 Sec. 1 - 76 - 28
 (0.78 Ac. New Fee)
 (1.03 Ac. Underlying Fee)

P.I. Sta. 244 + 49.96

Δ = 8°47'40" Rt.
 D = 1°00'00"
 T = 440.59'
 L = 879.44'
 E = 16.92'
 R = 5729.58'

P.C. Sta. 240 + 09.37

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 3-23-89
 Leslie J. Marousek, Reg. No. 6263 Date

SE Corner
 Sec. 1 - 76 - 28
 (Found)
 is N89°19'44"W 92.18' from
 Sta. 223 + 82.24

Relocated Primary Road No. U.S. 169

DATE DRAWN _____

SCALE _____

1" = 200'



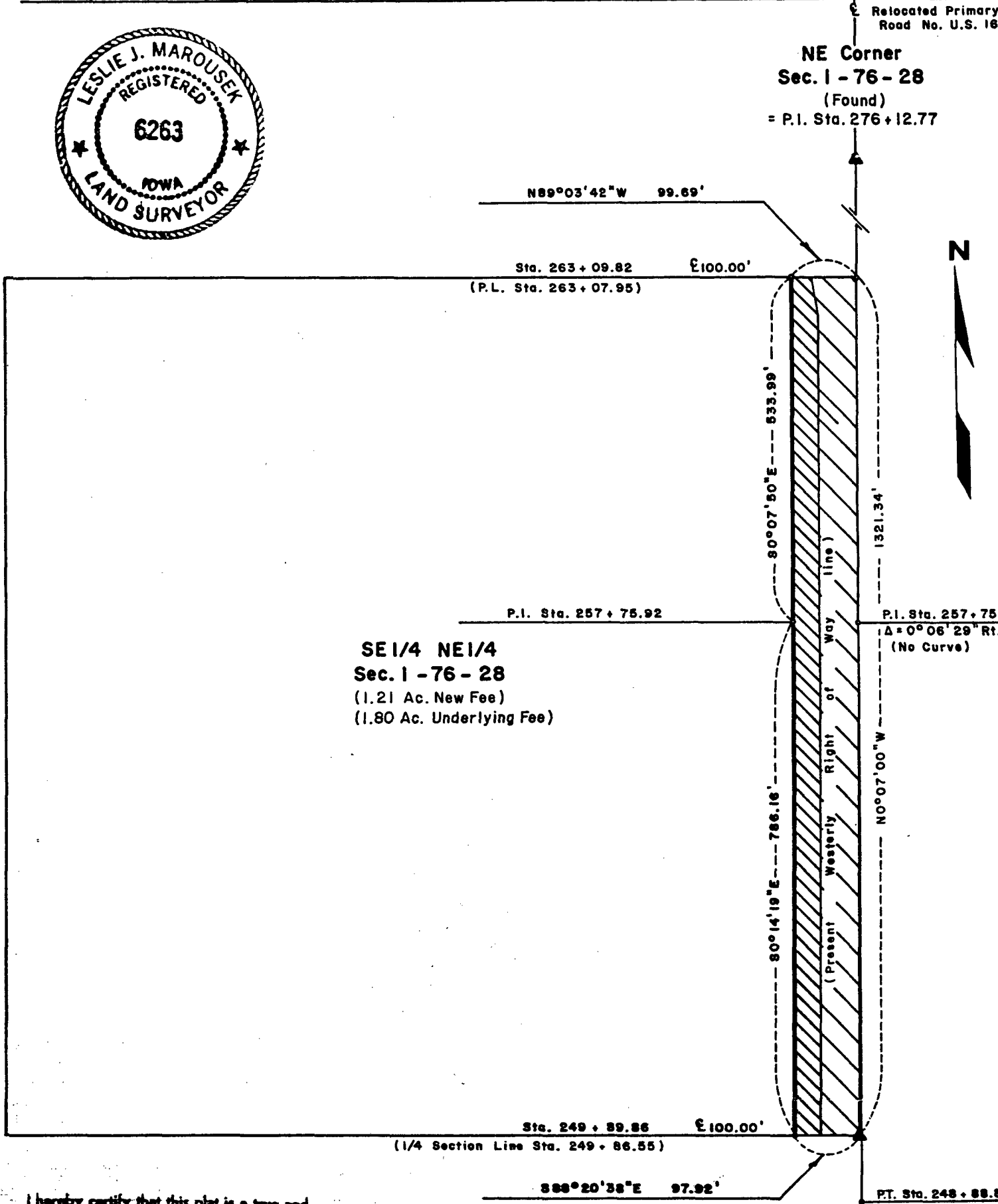
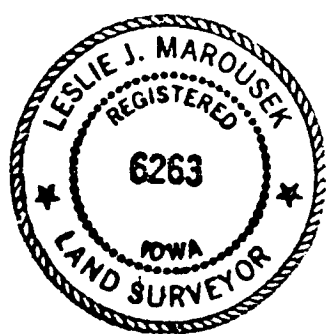


IOWA DEPARTMENT OF TRANSPORTATION

RIGHT OF WAY PLAT (3 OF 3) EXHIBIT "A"

COUNTY MADISON STATE CONTROL NO. 61-1100
 PROJECT NO. FN-169-3(29)--21-61 PARCEL NO. 28
 SECTION 1 TOWNSHIP 76 N RANGE 28 W
 ROW - FEE * 3.01 AC, EASE _____ AC, EXCESS - FEE _____ AC
 ACQUIRED FROM KENNETH O. PAYNE, ET UX

* (Includes 1.21 Acres new Fee; 1.80 Acres Underlying Fee)



SE 1/4 NE 1/4
 Sec. 1 - 76 - 28
 (1.21 Ac. New Fee)
 (1.80 Ac. Underlying Fee)

NE Corner
 Sec. 1 - 76 - 28
 (Found)
 = P.I. Sta. 276 + 12.77

P.I. Sta. 257 + 75.92
 $\Delta = 0^{\circ}06'29''$ Rt.
 (No Curve)

E 1/4 Corner
 Sec. 1 - 76 - 28
 (Set)
 is N88°20'38" W 2.13' from
 Sta. 249 + 86.55

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 3-23-89
 Leslie J. Marousek, Reg. No. 6263 Date



1" = 200'