



LISA SMITH, COUNTY RECORDER
MADISON COUNTY IOWA

Prepared By: Todd R. Hagan, P.E., Madison County Engineer, 1105 E. Court Ave., Winterset, Iowa 50273, Telephone: (515) 462-1136

EASEMENT FOR PUBLIC HIGHWAY

KNOW ALL MEN BY THESE PRESENTS

THAT DAVID ROBINSON AND DENNIS ROBINSON

of MADISON County, State of IOWA in consideration of the sum of

One Thousand One Hundred Twenty and 00/100----- DOLLARS-----(\$ 1,120.00)

in hand paid by MADISON COUNTY, IOWA, do hereby sell and convey unto the said MADISON COUNTY, 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:

PARCEL 4

That part of the Northwest Quarter of the Northeast Quarter of Section 34,

Township 75 North, Range 29 West of the Fifth Principal Meridian, Madison County, Iowa, described as follows:

Beginning at the northwest corner of the Northeast Quarter of said Section 34; thence on an assumed bearing of South 00 degrees 28 minutes 26 seconds West 32.29 feet to the present right of way line of a Madison County Highway; thence South 00 degrees 28 minutes 26 seconds West 20.39 feet; thence South 84 degrees 51 minutes 41 seconds East 18.38 feet; thence South 89 degrees 53 minutes 25 seconds East 100.00 feet; thence North 88 degrees 40 minutes 39 seconds East 200.06 feet; thence South 81 degrees 21 minutes 35 seconds East 101.12 feet; thence North 87 degrees 59 minutes 37 seconds East 150.78 feet; thence North 85 degrees 39 minutes 00 seconds East 150.33 feet; thence North 80 degrees 07 minutes 43 seconds East 104.80 feet to the present right of way line of a Madison County Highway; thence North 00 degrees 10 minutes 12 seconds West 32.88 feet to the northerly line of the Northwest Quarter of the Northeast Quarter of said Section 34; thence South 89 degrees 49 minutes 48 seconds West along said northerly line 821.59 feet to the northwest corner of the Northeast Quarter of said Section 34 and the point of beginning;

Said tract contains 1.03 acres including the present highway and is subject to encumbrances of record.

and we hereby covenant with the said MADISON COUNTY that we are lawfully seized of said premises; that they are free from encumbrance(s) _____, that we have good and lawful authority to sell and convey the same, and we do hereby covenant to warrant and defend the said premises against the lawful claims of all persons whomsoever and the said _____, hereby relinquishes her right of dower in and to the premises hereinbefore conveyed.

Signed this 21 day of October, A. D. 2011.

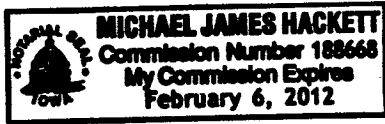
David Robinson
Name: DAVID ROBINSON

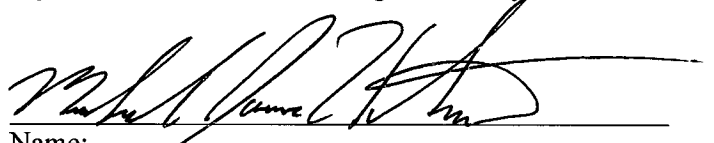
AND

David Robinson as Power of Attorney
Name: DENNIS ROBINSON

STATE OF IOWA, MADISON COUNTY, ss.

On this 21 day of OCTOBER, 2011, before me, the undersigned a Notary Public in and for said County and State personally appeared DAVID ROBINSON AND DENNIS ROBINSON, to me known to be the identical person(s) named in and who executed the foregoing instrument, and acknowledged that they executed the same as their voluntary act and deed.




Name: _____
Notary Public in and for said County

CONTRACT

THIS AGREEMENT made and entered into this 21 of October, 20 11 A.D. by and between DAVID ROBINSON AND DENNIS ROBINSON of the County of Madison, State of Iowa, party of the first part and the Madison County Board of Supervisors acting for Madison County, party of the second part.

WITNESSETH:

For good and valuable consideration, the party of the first part hereby agrees to sell and to give an easement or deed to the county for use as a Public Highway the real estate situated in the County of Madison, State of Iowa, to wit:

In Section 34 Township 75N Range 29W Beginning at:
Station 99+31.69 to Station 99+50.00 a strip 53.39 - 55.00 feet wide Right side, from
Station 99+50.00 to Station 100+50.00 a strip 55.00 - 55.00 feet wide Right side, from
Station 100+50.00 to Station 102+50.00 a strip 55.00 - 50.00 feet wide Right side, from
Station 102+50.00 to Station 103+50.00 a strip 50.00 - 65.00 feet wide Right side, from
Station 103+50.00 to Station 105+00.00 a strip 65.00 - 60.00 feet wide Right side, from
Station 105+00.00 to Station 106+50.00 a strip 60.00 - 50.00 feet wide Right side, from
Station 106+50.00 to Station 107+53.41 a strip 50.00 - 33.00 feet wide Right side, from

Measured from centerline of proposed highway as shown on plans and Right of Way Acquisition Plat for Project No. BROS-C061(87)—8J-61.

Party of the first part agrees that the County may take immediate possession of the above-described real estate and further agrees to convey same to the County for the consideration hereinafter named, on or before the 21 day of October, 20 11.

The County agrees to purchase the above-described real estate and take easement or deed thereto for road purposes and to pay therefor upon delivery of easement or deed, showing merchantable title.

Approximately <u>0.40</u> acres at \$ <u>2,800.00</u> per acre	\$ <u>1,120.00</u>
Approximately <u>44.24</u> rods of new fence at \$ <u>40.00</u> per rod	\$ <u>1,769.60</u>
Other: <u>14 Additional Corner and Braces @ \$210.00 each</u>	\$ <u>2,940.00</u>
General Damage <u>To land and Any and All</u>	\$ <u>200.00</u>

TOTAL.....\$ 6,029.60

Should the acreage taken for highway or fencing be more or less than shown above, same is to be paid for at the agreed unit prices. Should the highway as finally located require none of the real estate described, this contract becomes null and void. Party of the first part agrees to pay all liens and assessments against the property including taxes payable to the date agreed. Party of the first part is hereby notified of their right of renegotiation pursuant to the provisions of Iowa Code Chapter 6B.

This contract will be null and void if a construction contract for the project is not entered into by Madison County by July 1, 2014.

IN WITNESS WHEREOF, Party of the First Part, does hereby set his/her/their hands to this instrument on this 21 day of October, 20 11, at Winterset, Iowa.

David Robinson
Name: DAVID ROBINSON

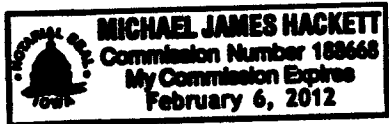
AND

David Robinson as power of Attorney
Name: DENNIS ROBINSON

Party of the First Part

STATE OF IOWA)
) ss
COUNTY OF MADISON)

On this 21 day of OCTOBER, 20 11, before me, the undersigned a Notary Public in and for said County and State personally appeared DAVID ROBINSON AND DENNIS ROBINSON, to me known to be the identical person(s) named in and who executed the foregoing instrument, and acknowledged that they executed the same as their voluntary act and deed.



[Signature]
Notary Public in and for the State of Iowa

IN WITNESS WHEREOF, the Party of the Second Part, does hereby set their hand to this instrument on this 22 day of NOVEMBER, 20 11, at Winterset, Iowa.

MADISON COUNTY
BOARD OF SUPERVISORS

BY: [Signature]
BOB WEEKS, Chairman

BY: [Signature]
JOAN WELCH, Madison County Auditor

Party of the Second Part

STATE OF IOWA)
) ss
COUNTY OF MADISON)

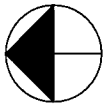
On this 22 day of NOVEMBER, 20 11, before me, MICHAEL JAMES HACKETT, a Notary Public in and for the State of Iowa, personally appeared BOB WEEKS and JOAN WELCH, to me personally known, and who, being by me duly sworn, did say that they are the Chairperson of the Board of Supervisors and County Auditor, respectively, of the County of Madison, Iowa; that the seal affixed to the foregoing instrument is the corporate seal of the corporation, and that the instrument was signed and sealed on behalf of the corporation, by authority of its Board of Supervisors, under Roll Call Vote of the Board of Supervisors on the 22 day of NOVEMBER, 20 11, and BOB WEEKS and JOAN WELCH, acknowledged the execution of the instrument to be their voluntary act and deed, and the voluntary act and deed of the corporation, by it voluntarily executed.

[Signature]
Notary Public in and for the State of Iowa

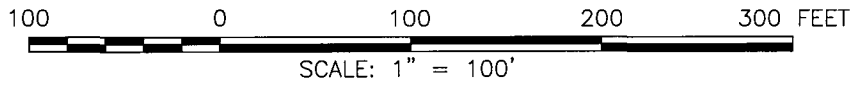


RIGHT OF WAY ACQUISITION PLAT

NW 1/4 of the NE 1/4, SEC 34, T-75N, R-29W, MADISON COUNTY, IOWA PARCEL 4



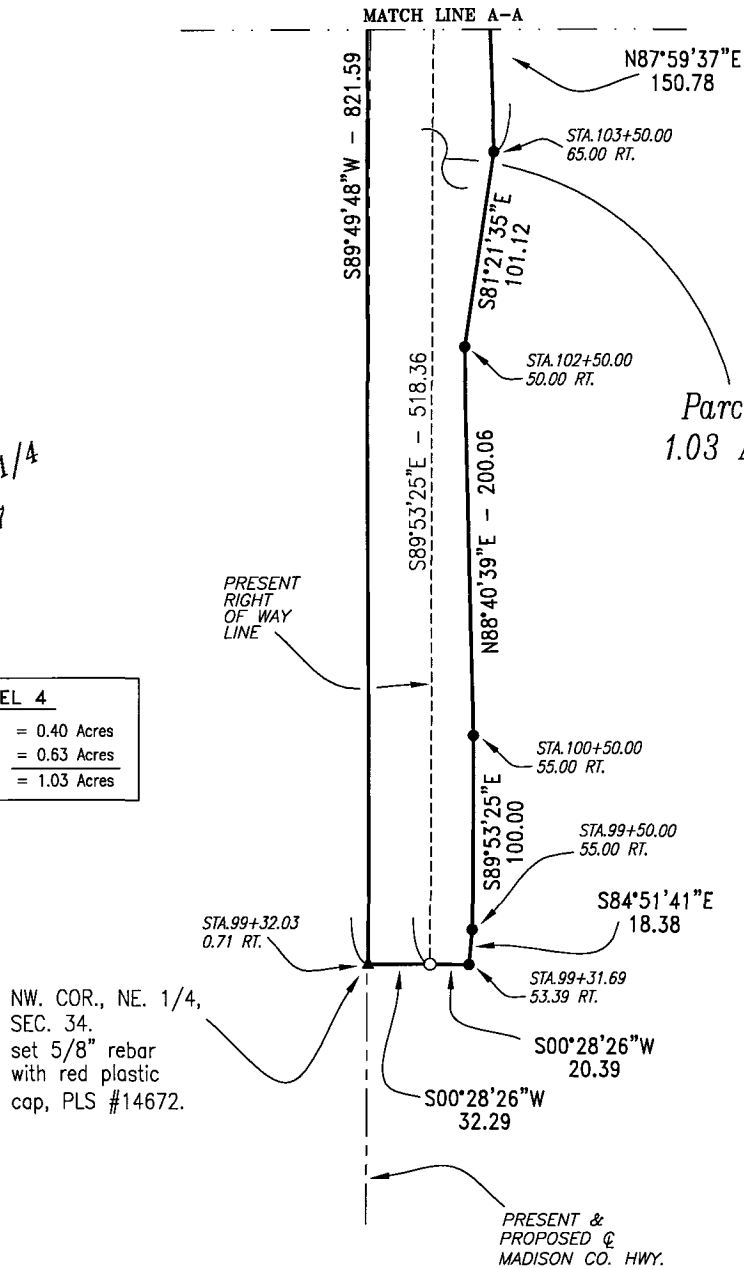
NORTH



SW 1/4, SE 1/4
SEC. 27

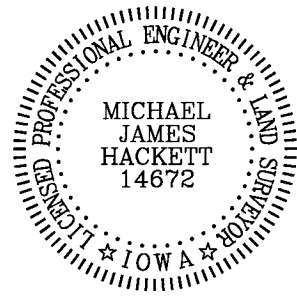
NW 1/4, NE 1/4
SEC. 34

AREA OF PARCEL 4	
NW. 1/4, NE. 1/4, SEC. 34	= 0.40 Acres
PLUS PRESENT RIGHT OF WAY	= 0.63 Acres
TOTAL ACREAGE OF RIGHT OF WAY	= 1.03 Acres



MONUMENTS

- ▲ - section corner; set or found (pipe, stone, etc.).
- - monument to be set at the completion of HWY. construction with 5/8" rebar with red plastic cap, PLS #14672, or PK nail where capped rebar is not practical.
- - no monument found or set.
- - found lot cor. (pipe, stone, etc.)

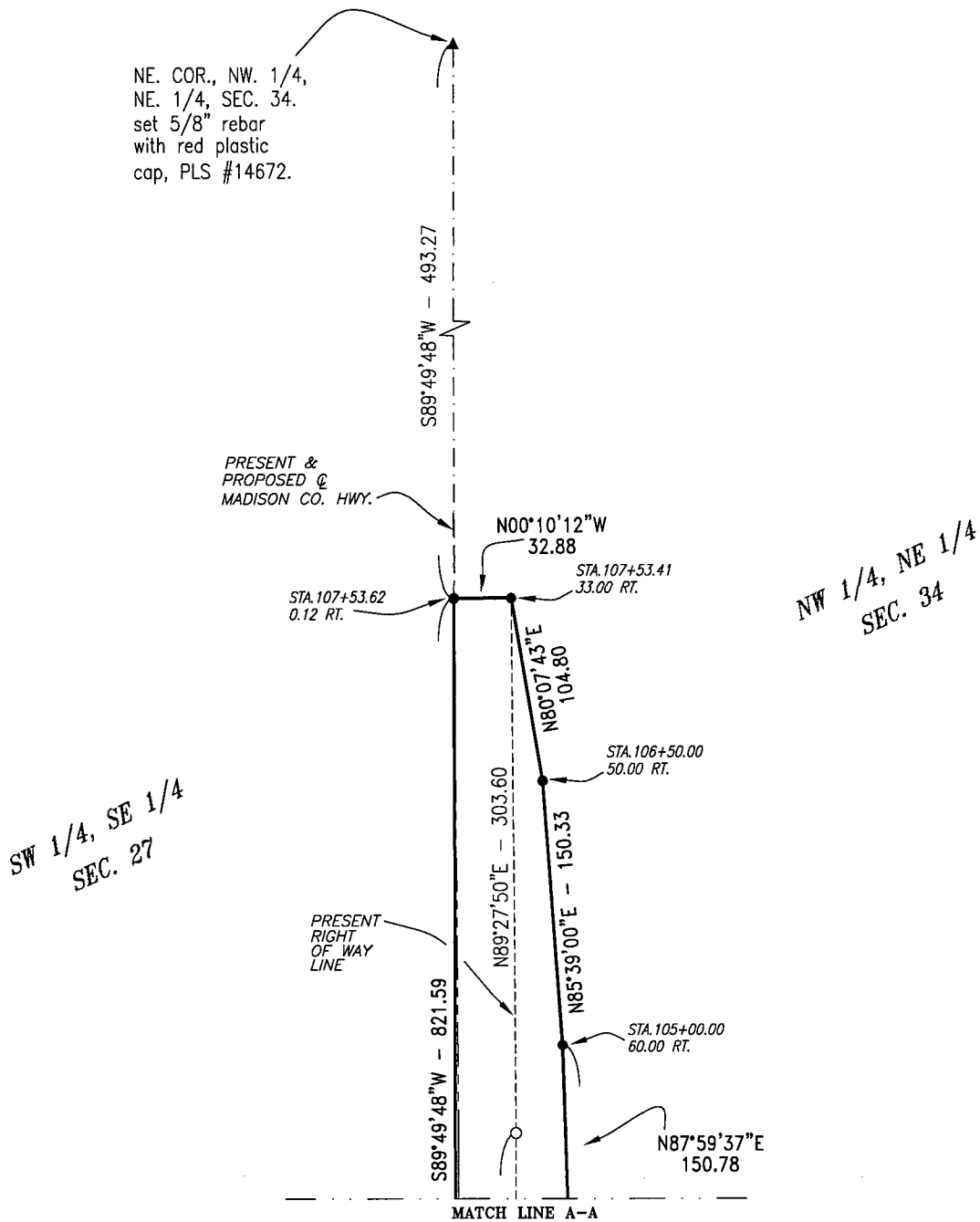
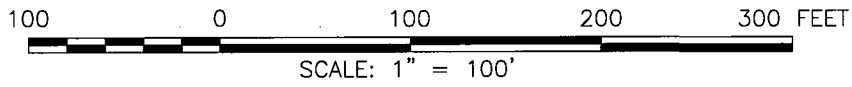
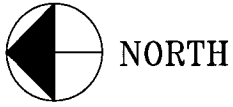


I hereby certify that this land surveying document was prepared and the related survey work was performed by me or under my direct personal supervision and that I am a duly Licensed Land Surveyor under the laws of the State of Iowa.

Signed: *Michael James Hackett* Date: 2-7-2012
 Michael James Hackett Iowa Lic. No. 14672
 My license renewal date is 12/31/2012.
 Pages covered by this seal: 1, 2 and 3.

RIGHT OF WAY ACQUISITION PLAT

NW 1/4 of the NE 1/4, SEC 34, T-75N, R-29W,
MADISON COUNTY, IOWA
PARCEL 4



RIGHT OF WAY ACQUISITION PLAT
NW 1/4 of the NE 1/4, SEC 34, T-75N, R-29W,
MADISON COUNTY, IOWA
PARCEL 4

DESCRIPTION PARCEL 4

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