LISA SMITH, COUNTY RECORDER MADISON COUNTY IOWA

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

SCAN CHEK CONTRACT

THIS AGREEMENT made and entered into this 19 of October, 20 13 A.D.		
by and between PAUL F. CAIN AND KELLY JO CAIN of the County of Madison, State of Iowa, party of the fire		
part and the Madison County Board of Supervisors acting for Madison County, party of the second part.		
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 easeme or deed to the county for use as a Public Highway the real estate situated in the County of Madison, State of Iow to wit:		
In Section 20 Township 77N Range 26W Beginning		
at: Station 100+23.54 to Station 100+50.00 a strip 120.00 feet wide Left side, from		
Station 100+50.00 to Station 101+00.00 a strip 120.00 - 100.00 feet wide Left side, from		
Station 101+00.00 to Station 102+00.00 a strip 100.00 - 80.00 feet wide Left side, from		
Station 102+00.00 to Station 103+00.00 a strip 80.00 - 68.00 feet wide Left side, from		
Station 103+00.00 to Station 105+00.00 a strip 68.00 - 60.00 feet wide Left side, from		
Station 105+00.00 to Station 105+50.00 a strip 60.00 feet wide Left side, from Station 105+50.00 to Station 106+00.00 a strip 60.00 - 50.00 feet wide Left side, from		
Station 105+50.00 to Station 106+00.00 a strip 60.00 - 50.00 feet wide Left side, from		
Measured from centerline of proposed highway as shown on plans and Right of Way Acquisition Plat for Project No. <u>BROS-CO61(97)5f-61</u> .		
The County agrees to construct a driveway at near Station 102+20 Left of the centerline of the propose highway as show on the plans for project BROS-CO61(97)5f-61. The constructed driveway shall be minimum to width of 24 feet.		
Party of the first part agrees that the County may take immediate possession of the above-described re estate and further agrees to convey same to the County for the consideration hereinafter named, on or before the day of		
The County agrees to purchase the above-described real estate and take easement or deed thereto for roapurposes and to pay therefor upon delivery of easement or deed, showing merchantable title.		
Approximately 0.36 acres at \$ 4,275.86 per acre \$ 1,539.31		
Approximately 6.06 rods of new fence at \$ 60.00 per rod \$ 363.60		
Other: 2 Additional Corner and Braces @ \$270.00 each \$ 540.00		
General Damage To land and Any and All \$_500.00		
TOTAL\$ 2,942.91		
Should the acreage taken for highway or fencing be more or less than shown above, same is to be paid for the agreed unit prices. Should the highway as finally located require none of the real estate described, this contrabecomes 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 pull and void if a construction contract for the project is not entered into by Madison.		
This contract will be null and void if a construction contract for the project is not entered into by Madisc County byJuly 1, 2016		
IN WITNESS WHEREOF, Party of the First Part, does hereby set his/her/their hands to this instrument on this		
, 10 day 01 001001-1- , 20, at, 10wa.		
2 AC		
Tanks and		
Name: PAUL F. CAIN		
Name: PAUL F. CAIN AND Name: KELLY JO CAIN		

Party of the First Part

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On this			
On this 18 day of OCTOBEN 20 15, before me, the undersigned a Notary Public in and for said County and State personally appeared PAULF. CAIN AND KELLY 10 CAIN 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.	STATE OF IOWA)	
Public in and for said County and State personally appeared PAUL F. CAIN AND KELLY JO CAIN 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. IN WITNESS WHEREOF, the Party of the Second Part, does hereby set their hand to this instrument on this day of November Stores (2013), at Winterset, Iowa. MADISON COUNTY BOARD OF SUPERVISORS BY:	COUNTY OF MADISON) ss)	
IN WITNESS WHEREOF, the Party of the Second Part, does hereby set their hand to this instrument on this Say of November 2013 at Winterset, Iowa.	Public in and for said Coun known to be the identical pethey executed the same as the same	ty and State personally a erson(s) named in and wheir voluntary act and de	ppeared PAUL F. CAIN AND KELLY JO CAIN to me no executed the foregoing instrument, and acknowledged that ed.
MADISON COUNTY BOARD OF SUPERVISORS BY: ROBERT C. DUFF, Chainfian BY: HEIDI BURHANS, Madison County Auditor Party of the Second Part STATE OF IOWA SS COUNTY OF MADISON On this 5 day of November 20 13, before me, Mechanic Junes Hockert a Notary Public in and for the State of Iowa, personally appeared ROBERT C. DUFF and HEIDI BURHANS, 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 5 day of November 20 15, and ROBERT C. DUFF and HEIDI BURHANS, 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. MICHAEL JAMES HACKETT Openments of Roberts Notary Public and for the State of Iowa	70₩1	February 6, 2015	Second Part, does hereby set their hand to this instrument on this
BOARD OF SUPERVISORS BY: ROBERT C. DUFF, Chairman BY: HEIDI BURHANS, Madison County Auditor Party of the Second Part STATE OF IOWA SSATTE OF IOWA On this 5 day of November 20 of the Source of the Board of Supervisors and County Auditor, respectively, of the County of Madison, lows; 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 5 day of November 20 13, and ROBERT C. DUFF and HEIDI BURHANS, 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. Notary Public Ar and for the State of Iowa Notary Public Ar and for the State of Iowa			
ROBERT C. DUFF, Chaiman BY: HEIDI BURHANS, Madison County Auditor Party of the Second Part STATE OF IOWA) ss COUNTY OF MADISON) On this			
STATE OF IOWA) ss COUNTY OF MADISON) On this			ROBERT C. DUFF, Chairman BY:
On this 5 day of November, 20 13, before me, Mechael Tanes Hacker, a Notary Public in and for the State of Iowa, personally appeared ROBERT C. DUFF and HEIDI BURHANS, 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 5 day of November 2013, and ROBERT C. DUFF and HEIDI BURHANS, 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. Notary Public and for the State of Iowa			Party of the Second Part
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 day of November 2013, and ROBERT C. DUFF and HEIDI BURHANS, 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. Notary Public and for the State of Iowa)	ss	
MICHAEL JAMES HACKETT Commission Number 188668 My Commission Expires Notary Public in and for the State of Iowa	to me personally known, and Supervisors and County Audinstrument is the corporate s corporation, by authority of day of Normal day of the execution of the instrument.	d who, being by me duly ditor, respectively, of the eal of the corporation, as its Board of Supervisors, 20 13, and	sworn, did say that they are the Chairperson of the Board of County of Madison, Iowa; that the seal affixed to the foregoing and that the instrument was signed and sealed on behalf of the under Roll Call Vote of the Board of Supervisors on the ROBERT C. DUFF and HEIDI BURHANS, acknowledged
Commission Number 188668 Notary Public in and for the State of Iowa	by it voluntarily executed.		
	Commission My Comm	Number 188668 Ission Expires	Notary Public in and for the State of Iowa

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