EASEMENT FOR PUBLIC HIGHWAY Iowa Highway Commission Form No. 477

KNOW ALL MEN BY THESE PRESENTS

That Lora M. Mallams

Robert D. & Janice D. Weeks

of Madison County, State of Iowa in consideration of the sum of

($581.67) Five hundred eighty one and 67/100 DOLLARS

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: Beginning at the West quarter corner of Section 9, Township 74 North, Range 28 West of the Fifth Principal Meridian, Monroe Township, Madison County, Iowa; thence North 90°00' East 1266.6 feet along the North line of the Northwest quarter of the Southwest quarter of said Section 9 to a point (this is an assumed bearing for purposes of this description only); thence South 35.0 feet to a point; thence South 78°41' West 204.0 feet to a point; thence South 85°36' West 651.9 feet to a point; thence North 79°08' West 424.2 feet to a point of intersection with the West line of said Northwest quarter of the Southwest quarter of Section 9; thence North 45.0 feet along said West line of the Northwest quarter of the Southwest quarter of Section 9 to the point of beginning, and subject to easements of record, and containing 2.6 acres more or less.

REAL ESTATE TRANSFER TAX
61
30 AUG 79
8-30-79
$000.55 TAX FEE

400
FILED NO.
BOOK 112 PAGE 700
1979 AUG 30 PM 4:48
MARY E. WELTY
RECORDER
MADISON COUNTY, IOWA
no fee

and we hereby covenant with the said Madison County that we are lawfully seized of said premises; that they are free from incumbrance

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 Janice D. Weeks hereby relinquishes her right of dower in and to the premises hereinbefore conveyed.

Signed this ____ day of ____, A. D. 19____.

x Robert D. Weeks

x Janice D. Weeks

x Lora M. Mallams

WILLA PHILLIPS Iowa NOTARIAL SEAL

STATE OF IOWA, Madison County, ss.

On this 29 day of July A. D. 19 79, before me Wilma Phillips a Notary Public in and for said County, personally appeared Robert D. Weeks

to me known to be the person ---- named in and who executed the foregoing instrument, and acknowledged that he executed the same as his voluntary act and deed.

Wilma Phillips
Notary Public in and for said County.

For a valuable consideration, in hand paid by _____ County, Iowa, the undersigned hereby waives and quit claims unto the said county, for road and highway purposes, any interest he may have in the premises described in the foregoing instrument.

Signed this _____ day of _____, A. D. 19 ___.

_____

_____

_____

STATE OF IOWA, Madison County, ss.

On this 9 day of July A. D. 1979, before me Wilma Phillips, a notary public in and for said county personally appeared Janice D. Weeks

_____

to me known to be the person named in and who executed the foregoing instrument, and acknowledged that she executed the same as her voluntary act and deed.

Wilma Phillips

Notary Public in and for Madison County

FOR THE LEGAL EFFECT OF THE USE OF THIS FORM, CONSULT YOUR LAWYER

STATE OF IOWA, Polk COUNTY, ss:

On this 16th day of July, A. D. 1979, before me, the undersigned, a Notary Public in and for the State of Iowa, personally appeared Jana M. Mallams

_____

to me known to be the identical persons named in and who executed the within and foregoing instrument to which this is attached, and acknowledged that they executed the same as their voluntary act and deed.

Linda J. Bustenbicker

Notary Public in and for the State of Iowa

(Section 558.39, Code of Iowa)

IOWA STATE BAR ASSOCIATION
Official Form No. 11 (Trade-Mark Registered, State of Iowa, 1967)
K-3729 This Printing: November 7, 1973

EASEMENT PRIORITY AGREEMENT

FORM 2249-Agent (Rev. 1-77)

(F.L.B.)

For valuable consideration, The Federal Land Bank of Omaha declares that the lien of the mortgage executed by Robert D. Weeks and Janice D. Weeks, husband and wife; and Lora M. Mallams, a single person,
filed for record on June 22, 1976, and recorded in Book 124, page(s) 283, (Identification No.) of the Mortgage Records of Madison County, State of Iowa, is inferior to the easement for public highway purposes granted to Madison County, Iowa over and across the following-described property:

Beginning at the West quarter corner of Section 9, Township 74N, Range 28 W of the 5th P.M., Monroe Township, Madison County, Iowa:
Thence North 90 degrees 00 minutes East 1266.6 feet along the North line of the NW¼ SW¼ of said Section 9 to a point (this is an assumed bearing for the purposes of this description only); thence South 35.0 feet to a point; thence South 78 degrees 41 minutes West 204.0 feet to a point; thence South 85 degrees 36 minutes West 651.9 feet to a point; thence North 79 degrees 08 minutes West 424.2 feet to a point of intersection with the West line of said NW¼ SW¼ of Section 9; thence North 45.0 feet along said West line of the NW¼ SW¼ of Section 9 to the point of beginning, subject to easement of record, and containing 2.6 acres more or less.

Said mortgage(s) to retain its priority except as provided herein.

IN WITNESS WHEREOF, The Federal Land Bank of Omaha has caused these presents to be executed on the date set out in the acknowledgment.

(SEAL)

THE FEDERAL LAND BANK OF OMAHA
By Federal Land Bank Association of
Creston
Its Agent and Attorney-in-Fact

Attest: Randall L. Stewart
Randall L. Stewart Assistant Secretary

By LaVerne A. Anderson
LaVerne A. Anderson President

STATE OF IOWA
COUNTY OF UNION } ss.

The foregoing instrument was acknowledged before me on August 29 1979 by LaVerne A. Anderson president of the above-named Federal Land Bank Association as agent and attorney-in-fact on behalf of and as the voluntary act and deed of The Federal Land Bank of Omaha, a corporation organized and existing under the laws of the United States.

My commission expires September 30, 1981

Shirley M. Wright
Shirley M. Wright
(Type or print name under signature)
Notary Public in and for said County and State

CERTIFICATE OF RECORD

STATE OF _____
_____ COUNTY } ss.

This instrument was filed for record on _____, at _____ o'clock and _____ minutes _____ M., and duly recorded in Book _____ on page _____ of Mortgage Records of said County.

_____
Official Title

By _____
Deputy

(Complete one copy for recording by applicant, one copy for Bank to be attached to the mortgage, and one copy for the Association file.)