EASEMENT FOR PUBLIC HIGHWAY FIDLAR & CHAMBERS CO., DAVENPORT, IO

REAL ESTATE TRANSFER TAX
— 81 —
- 6 NOV 81
11-6-81
$001.65

KNOW ALL MEN BY THESE PRESENTS

That Steven C. Peglow

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

($1,932.86) One thousand nine hundred thirty two and 86/100 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:

A parcel of land located in the East half of the Northeast quarter of Section 10, Township 75 North, Range 27 West of the Fifth Principal Meridian, Scott Township, Madison County, Iowa, more particularly described as follows:

Beginning at the Southwest corner of the Northeast quarter of the Northeast quarter of said Section 10;

thence North 0°00' East 1091.0 feet along the West line of the East half of the Northeast quarter of said section 10 (this is an assumed bearing for the purposes of this description only);

thence North 90°00' East 60.0 feet;

thence South 0° 32' West 1091.0 feet to a point of intersection with the South line of the Northeast quarter of the Northeast quarter of said Section 10;

thence South 0° 39' West 101.4 feet;

thence South 90° 00' West 33.0 feet to a point of intersection with said West line of the East half of the Northeast quarter of Section 10;

thence North 0°00' East 100.0 feet along said West line of the East half of the Northeast quarter of Section 10 to the point of beginning;

and subject to encumbrances of record,

and containing 1.47 acres more or less.

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

that I have good and lawful authority to sell and convey the same, and I do hereby covenant to warrant and defend the said premises against the lawful claims of all persons whomsoever and the said hereby relinquishes right of dower in and to the premises hereinbefore conveyed.

Signed this 8 day of October, A. D. 1981

Steven C Peglow

STATE OF IOWA, Madison County, ss.

On this 8 day of October A. D. 1981, before me Wilma Phillips a Notary Public in and for said County, personally appeared Steven C. Peglow

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.

WILMA PHILLIPS NOTARIAL SEAL IOWA

STATE OF IOWA, MADISON COUNTY, ss.

Compared

Inst. No. 712 Filed for Record this 6 day of November 19 81 at 8:30 AM

Book 113 Page 363 Recording Fee none Mary E. Welty, Recorder, By Shirley G. Henry Deputy

CONSENT AND WAIVER AS TO EASEMENT FOR PUBLIC HIGHWAY BY MORTGAGEE

KNOW ALL MEN BY THESE PRESENTS:

That the Farmers & Merchants State Bank

of Winterset, Iowa, the owner and holder of

a mortgage upon the real estate described as:

Commencing at the East Quarter (¼) Corner of Section Ten (10), in Township Seventy-five (75) North, Range Twenty-seven (27) West of the 5th P.M., Madison County, Iowa, thence West 1330.5 feet to the Southwest Corner of the East Half (½) of the Northeast Quarter (¼) of said Section Ten (10), thence North 634.3 feet to the point of beginning; thence North 82°56' East 173.6 feet; thence North 00°11' East 977 feet; thence North 60°05' East 174 feet; thence North 00°20' East 500 feet; thence North 44°16' East 260.4 feet; thence West 510.9 feet; thence South 1771.6 feet to the point of beginning, containing 10.0001 acres including 0.6009 acres of county road right-of-way,

which said mortgage is recorded in the office of the Recorder of the County of Madison and the State of Iowa, in Book 134 of Mortgages on Page 89, on the 8 day of January, 1981 hereby consents to the perpetual easement for Public Highway through and across:

A parcel of land located in the East half of the Northeast quarter of Section 10, Township 75 North, Range 27 West of the Fifth Principal Meridian, Scott Township, Madison County, Iowa, more particularly described as follows:

Beginning at the Southwest corner of the Northeast quarter of the Northeast quarter of said Section 10;

thence North 0°00' East 1091.0 feet along the West line of the East half of the Northeast quarter of said section 10 (this is an assumed bearing for the purposes of this description only);

thence North 90°00' East 60.0 feet;

thence South 0°32' West 1091.0 feet to a point of intersection with the South line of the Northeast quarter of the Northeast quarter of said Section 10;

thence South 0°39' West 101.4 feet;

thence South 90°00' West 33.0 feet to a point of intersection with said West line of the East half of the Northeast quarter of Section 10;

thence North 0°00' East 100.0 feet along said West line of the East half of the Northeast quarter of Section 10 to the point of beginning;

and subject to encumbrances of record,

and containing 1.47 acres more or less.

which easement was granted to the County of Madison, Iowa, by:

Steven C. Peglow

the titleholder of said lot or tract, and does further hereby waive the lien of its mortgage as to said easement for public highway.

Signed this 20 day of October 1981.

Farmers & Merchants State Bank

By: Eugene W. DeRaad, pres.

By: _____

Please sign and notarize acknowledgement on reverse side.

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STATE OF IOWA)
SS
COUNTY OF Madison)

On this 20 day of October, 19 81, before me, Wilma Phillips, a Notary Public in and for Madison County, Iowa, personally appeared Eugene W. DeRaad and _____ of said Farmers and Merchants State Bank, and that the seal affixed to said instrument is the seal of said _____ and that said instrument was signed and sealed in behalf of said Farmers and Merchants Bank and Eugene W. DeRaad, president acknowledged the execution of said instrument to be the voluntary act and deed of said corporation by it voluntarily executed.

WILMA PHILLIPS NOTARIAL SEAL

Wilma Phillips
Notary Public in and for
Madison County, Iowa

CONSENT AND WAIVER AS TO EASEMENT
FOR PUBLIC HIGHWAY BY MORTGAGEE

KNOW ALL MEN BY THESE PRESENTS:

That the United Federal Savings and Loan Association of Des Moines of Des Moines, Iowa, the owner and holder of a mortgage upon the real estate described as:

Commencing at the East Quarter (¼) Corner of Section Ten (10), in Township Seventy-five (75) North, Range Twenty-seven (27) West of the 5th P.M., Madison County, Iowa, thence West 1330.5 feet to the Southwest Corner of the East Half (½) of the Northeast Quarter (¼) of said Section Ten (10), thence North 634.3 feet to the point of beginning; thence North 82°56' East 173.6 feet; thence North 00°11' East 977 feet; thence North 60°05' East 174 feet; thence North 00°20' East 500 feet; thence North 44°16' East 260.4 feet; thence West 510.9 feet; thence South 1771.6 feet to the point of beginning, containing 10.0001 acres including 0.6009 acres of county road right-of-way,

which said mortgage is recorded in the office of the Recorder of the County of Madison and the State of Iowa, in Book 127 of Mortgages on Page 668, on the 30 day of January, 1978 hereby consents to the perpetual easement for Public Highway through and across:

A parcel of land located in the East half of the Northeast quarter of Section 10, Township 75 North, Range 27 West of the Fifth Principal Meridian, Scott Township, Madison County, Iowa, more particularly described as follows:

Beginning at the Southwest corner of the Northeast quarter of the Northeast quarter of said Section 10;

thence North 0°00' East 1091.0 feet along the West line of the East half of the Northeast quarter of said section 10 (this is an assumed bearing for the purposes of this description only);

thence North 90°00' East 60.0 feet;

thence South 0°32' West 1091.0 feet to a point of intersection with the South line of the Northeast quarter of the Northeast quarter of said Section 10;

thence South 0°39' West 101.4 feet;

thence South 90°00' West 33.0 feet to a point of intersection with said West line of the East half of the Northeast quarter of Section 10;

thence North 0°00' East 100.0 feet along said West line of the East half of the Northeast quarter of Section 10 to the point of beginning;

and subject to encumbrances of record,

and containing 1.47 acres more or less.

which easement was granted to the County of Madison, Iowa, by:

Steven C. Peglow

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the titleholder of said lot or tract, and does further hereby waive the lien of its mortgage as to said easement for public highway.

Signed this 26th day of October 19 81.

United Federal Savings and Loan Association of Des Moines

By: D. H. Payne, Senior Vice President/Secretary

By:

Please sign and notarize acknowledgement on reverse side.

STATE OF IOWA)
SS
COUNTY OF Polk)

On this 26th day of October, 19 81, before me, Kimberly S. Rush, a Notary Public in and for Polk County, Iowa, personally appeared D. H. Payne xxxx _____ of said United Federal Savings and Loan Association of Des Moines, and that the seal affixed to said instrument is the seal of said United Federal Savings and Loan Association of Des Moines and that said instrument was signed and sealed in behalf of said D. H. Payne xxxx _____ acknowledged the execution of said instrument to be the voluntary act and deed of said corporation by it voluntarily executed.

Kimberly S. Rush
Notary Public in and for
Polk County, Iowa

KIMBERLY S. RUSH Iowa NOTARIAL SEAL

My commission expires September 30, 1982