**EASEMENT FOR PUBLIC HIGHWAY** FIDLAR & CHAMBERS CO., DAVENPORT, IOWA

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KNOW ALL MEN BY THESE PRESENTS

That Ralph B. Tharp (single)

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

One (1) and no/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:

Any and all property to which I have title lying within the following described corridor: A strip of land sixty-six (66) feet in width lying thirty-three (33) feet on each side of the following described centerline: Commencing two (2) rods North of the Southwest corner of the Northwest one fourth of the Southeast one fourth of Section 35, Township 76 North, Range 27 West of the Fifth Principal Meridian; thence North approximately fifty-two (52) rods; thence Northeasterly approximately two hundred forty-eight (248)rods and terminating at a point approximately seventy-three (73) rods West and five (5) rods North of the center of Section 36, Township 76 North, Range 27 West of the Fifth Principal Meridian, Madison County, Iowa, the purpose of which is to re-establish in its present location a roadway previously vacated on February 21, 1955 (see Board of Supervisors minute book N, Page 234 and Road Record Book 4, Page 350).

In the event any fence existing and established on the date of this agreement need hereafter be removed to the right-of-way line to allow the road to be maintained or improved, the grantee shall pay for the cost of removing and re-establishing the existing fence to the right-of-way line. Any fence installed by the grantor, successors or assigns after the date of this agreement shall be on the right-of-way line.

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 26 day of October A. D. 1982

Ralph B. Tharp

STATE OF IOWA, Madison County, ss.

On this 26 day of October A. D. 1982, before me Howard Breeding a Notary Public in and for said County, personally appeared Ralph B. Tharp 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.

Howard Breeding
Notary Public in and for said County.

Compared

STATE OF IOWA, MADISON COUNTY, ss.

Inst. No. 739 Filed for Record this 29 day of November 19 82 at 3:05 PM
Book 113 Page 580 Recording Fee none Mary E. Welty, Recorder, By Shirley L. Henly Deputy