Form 635-055
7-76

IOWA DEPARTMENT OF TRANSPORTATION
Agreement for Revision of Access

Parcel No. 25 & 26 County MADISON

Project No. FN-169-3(10)--21-61 Road No. U.S. 169

THIS AGREEMENT, made and entered into by and between Art Thompson & Albert Lehman and Dwight Casper.

the present owner of land adjacent to the above referenced highway, (hereafter referred to as the Owners), and the Iowa Department of Transportation, acting for the State of Iowa, (hereafter referred to as the Department);

1. IDENTIFICATION
The Owners own land generally located in NE¼ of the NE¼ of Sec. 36 in Twp. 76N, Rge. 28W, or (in the City of) Winterset, County of Madison, State of Iowa: more particularly to which the State of Iowa has acquired access rights by condemnation) from Leonard D. Whalen and Anna Hart Whalen and Dwight Casper

STATE OF IOWA, MADISON COUNTY, ss.
Inst. No. 357 Filed for Record this 21 day of August 19 78 at 11:00 A.M.
Book 32 Page 130 Recording Fee 3.00 Mary E. Welty, Recorder, By Shirley G. Henry Deputy

recorded in Book (Vol.) 110, Page 650 (Instrument No.) _____ in the office of the Madison County Recorder.

2. REQUESTED ACCESS REVISION
The said Owners now desire to change the Type of the Joint Type "C" entrance (right of access) reserved at Sta. 749+92, South side, to a Joint Type "B" entrance (right of access) at Sta. 749+92, South side, substituting the latter for the former; Present access to be raised 3', the pipe extended 49' on east side & 42' on west side. Side slopes to be constructed at 6:1. Disturbed area to be reseeded.

3. AGREEMENT
The Department and the Owners agree that the said entrance (right of access) desired by said Owners specified above is substituted for the entrance (right of access) formerly reserved, and in lieu thereof. In all other respects said deed (or condemnation) remains as before, and the rights acquired thereby, with these changes only, remain in the State of Iowa, as against the said Owners, their heirs, assigns, and successors in interest.

(Words and phrases herein, including acknowledgement hereof, shall be construed as in the singular or plural, and as masculine, feminine or neuter gender according to the context.)

IOWA DEPARTMENT OF TRANSPORTATION
RECOMMENDED FOR APPROVAL

C. E. Clemens 7-24-78
District Engineer Date

Maint. 8-10-78
Development Support Engineer Date

FHWA Division Engineer Date

APPROVED:

BY: 8/11/78
Asst. Right of Way Director Willis Youells Date

IOWA DEPARTMENT OF TRANSPORTATION ACKNOWLEDGEMENT

STATE OF IOWA: ss

On this 11th day of August, 19 78, before me, the undersigned, a Notary Public, in and for the State of Iowa, personally appeared, Willis Youells, to me personally known, who being by me duly sworn did say that he is the Assistant Right of Way Director of the Iowa Department of Transportation, and that said instrument was signed on behalf of said Department by its authority duly recorded in its minutes, and the said Right of Way Director acknowledged the execution of said instrument to be the voluntary act and deed of said Department and by it voluntarily executed.

DUNCAN BAIRD
MY COMMISSION EXPIRES
SEPTEMBER 30, 1980

Duncan Baird
Notary Public in and for the State of Iowa

8-22-78 Staff Action

OWNERS
Signed on this 27th day of June, 1978.
(Type or Block Print Names below signature)

Art Thompson
x Art Thompson
Albert Lehman
x Albert Lehman
Dwight Casper
x Dwight Casper
OWNERS ACKNOWLEDGEMENT

STATE OF IOWA: ss

On this 27th day of June, 1978, before me, the undersigned, a Notary Public, in and for the State of Iowa, personally appeared, Art Thompson, Albert Lehman & Dwight Casper to me known to be the identical persons named in and who executed the foregoing instrument and acknowledged that they executed the same as their voluntary act and deed.

Notary Public in and for the State of Iowa

(See Page 2 for additional Owner Acknowledgement. If none state none _____.)

DISTRIBUTION: Original - ROW (Deed or Condemnation files); Canary Copy - District; Pink Copy - Development Support; Blue Copy - Property Owner; Green Copy - ROW Parcel; White Copy - FHWA