Deed Record, No. 91, Madison County, Iowa

FIDLAR & CHAMBERS CO., DAVENPORT, IOWA 84101

John V. Lehman & wife
To
Madison County, Iowa

#1359

No Fee

Filed for record the 19 day of April A. D. 1962 at 11:45 o'clock A. M.

Mary E. Welty, Recorder

EASEMENT FOR PUBLIC HIGHWAY

KNOW ALL MEN BY THESE PRESENTS: That John V. Lehman and Hazel M. Lehman, husband and wife of Madison County, State of Iowa in consideration of the sum of One Hundred Sixty-Six 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

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following described premises situated in the County of Madison, State of Iowa, to-wit:

Beginning at a point 35.0 feet north of the SW corner of section 8 T76N R29W of the 5th P.M.; thence north 2589.0 feet; thence east 45.0 feet; thence south 759.0 feet; thence west 5.0 feet; thence south 459.0 feet; thence S2°52'E 200.25 feet; thence south 500.0 feet; thence S5°43'W 100.5 feet; thence south 571.0 feet; thence west 40.0 feet to the point of beginning and containing 0.83 acres, more or less, exclusive of the present established highway. Note: the west line of the SW¼ section 8 is assumed to bear due north.

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 Hazel M. Lehman hereby relinquishes her right of dower in and to the premises hereinbefore conveyed.

Signed this 14th day of February, A.D. 1962.

John V. Lehman
John V. Lehman
Hazel M. Lehman
Hazel M. Lehman

STATE OF IOWA, MADISON COUNTY, SS.

On this 14th day of February A.D. 1962, before me Fayola McKee a Notary Public in and for said County, personally appeared John V. Lehman & Hazel M. Lehman to me known to be the persons named in and who executed the foregoing instrument, and acknowledged that they executed the same as their voluntary act and deed.

(NOTARIAL SEAL)

Fayola McKee Notary Public
in and for said County.

SUBORDINATION TO EASEMENT

WHEREAS, John V. Lehman and Hazel M. Lehman, husband and wife, executed a certain mortgage to Metropolitan Life Insurance Company, of New York, New York, dated September 18, 1953, to secure the payment of Six Thousand Dollars, covering lands therein described recorded in Book 101, Page 568 of the records of Madison County, State of Iowa

AND, WHEREAS, the above named mortgagors have conveyed by easement to Madison County, State of Iowa, certain rights permitting the construction, operation and maintenance of a county road across approximately 0.83 of an acre of this farm, and Madison County, State of Iowa, desires the consent of Metropolitan Life Insurance Company to said easement described as follows:

An Easement for Public Highway dated February 14, 1962, from John V. Lehman and Hazel M. Lehman, husband and wife, to Madison County, State of Iowa, across 0.83 of an acre of the lands described in the aforesaid Mortgage, for the use of Madison County, State of Iowa.

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS: That in consideration of the sum of One Dollar, lawful money of the United States of America, unto it paid by Madison County, State of Iowa, at the execution and delivery hereof, receipt whereof is hereby acknowledged, Metropolitan Life Insurance Company, the holder of the mortgage hereinbefore recited, does hereby expressly subordinate the lien of said mortgage to the estate vested in Madison County, State of Iowa, in and by the easement hereinbefore recited, and does stipulate and agree that said mortgage shall at all times be inferior and subordinate to the estate vested in said Madison County, State of Iowa, its successors and assigns, in and to that portion of the premises hereinbefore described.

It is hereby stipulated and agreed that said mortgage shall remain a lien upon the premises hereinbefore described subject only to the estate by way of easement to said Madison County, State of Iowa.

IN WITNESS WHEREOF, Metropolitan Life Insurance Company has caused these presents to be executed in its corporate name by D. J. Hogan, its Third Vice-President and its corporate seal to be hereunto affixed, attested by its Assistant Secretary, this 13th day

FIDLAR & CHAMBERS CO., DAVENPORT, IOWA 84101

of April, 1962.

(CORPORATE SEAL)

METROPOLITAN LIFE INSURANCE COMPANY
By D. J. Hogan
D. J. Hogan Third Vice-President
Attest H. M. Coats
H. M. Coats Assistant Secretary

STATE OF NEW YORK COUNTY OF NEW YORK) SS:

On this 13th day of April, 1962, before me, a Notary Public duly commissioned, qualified and acting in and for said County, in the State aforesaid, personally appeared D. J Hogan and H. M. Coats to me personally known to be the same persons whose names are subcribed to the foregoing instrument, who, being by me duly sworn, did say that they are respectively, the Third Vice President and Assistant Secretary of Metropolitan Life Insurance Company, a corporation organized under the laws of the State of New York, and are officers duly authorized to execute the foregoing instrument, that the seal affixed to the within instrument is the corporate seal of said corporation and that said instrument was signed and sealed in behalf of said corporation by authority of its Board of Directors and said D. J. Hogan and H. M. Coats as such Third Vice President and Assistant Secretary of said corporation acknowledged that they executed, signed, sealed and delivered the foregoing instrument for the uses and purposes therein contained, on the day and date therein mentioned,and acknowledged the said instrument and the execution of said instrument ~~and the execution of said instrument~~ to be the free and voluntary act and deed of said corporation by them voluntarily executed.

In Witness Whereof, I have hereunto set my hand and affixed my notarial seal the day and year first above written.

NOTARIAL SEAL

Daniel J. Lane Notary Public
in and for New York County, New York
DANIEL J. LANE
Notary Public, State of New York
No. 40-7417500
Qualified in Putnam County
Certificate filed in Yew York County
Commission Expires March 30, 1964