

Recorded: 9/26/2023 at 12:39:02.0 PM
County Recording Fee: \$22.00
Iowa E-Filing Fee: \$3.00
Combined Fee: \$25.00
Revenue Tax:
Delaware County, Iowa
Daneen Schindler RECORDER
BK: 2023 PG: 2415



Prepared by & Return To: Carrie Crabtree, Right of Way Bureau, 800 Lincoln Way, Ames, IA 50010, 515-239-7753
Address Tax Statements: Tax Exempt-IA Code Sec. 427.2 Delaware County Engineer's Office, 2139 Highway 38,
Manchester, IA 52057

COURT OFFICER EASEMENT FOR PUBLIC HIGHWAY

In the Matter of the Estate of
ARLENE T. JONES
now pending in the Iowa District Court
in and for Delaware County.

Probate No. ESPR006761

Pursuant to the authority and power vested in the undersigned, and in consideration of the sum of Four hundred fifty AND NO/100— (\$ 450.00)—DOLLARS and other valuable consideration in hand paid by Iowa Department of Transportation, the undersigned, in the representative capacity designated below, does hereby grant to **DELAWARE COUNTY, IOWA**, a permanent easement for road purposes and for use as a Public Highway in, to, on, over and across the following described real estate in Delaware County, Iowa:

THE EASEMENT GRANTED FOR HIGHWAY PURPOSES IS TO LAND DESCRIBED AS FOLLOWS:

A parcel of land located in NE ¼ of the SE ¼ of Section Thirty-one (31), Township Ninety North (T90N), Range Five West (R5W) of the Fifth (5th) Principal Meridian, Delaware County, Iowa, as shown on the Acquisition Plat Exhibit "A", attached hereto and by reference made a part hereof and more particularly described as follows:

Commencing at the E ¼ corner of Section Thirty-one (31), Township Ninety North (T90N), Range Five West (R5W) of the Fifth (5th) Principal Meridian, Delaware County, Iowa; thence South 88° 59' 44" West 214.50 feet along the North line of the NE ¼ of the SE ¼ of said Section Thirty-one (31) to the Northwest corner of a parcel of land described by quit claim deed recorded in Book 2011, Page 4208 in the Office of the Delaware County Recorder; thence South 00° 47' 12" West 33.02 feet along the West line of said parcel of land to the existing Southerly right of way line of 155th Street and the Point of Beginning; thence continuing along the West line of said parcel of land South 00° 47' 12" West 20.31 feet; thence North 85° 49' 04" West 36.12 feet; thence North 74° 20' 02" West 59.37 feet to said existing Southerly right of way line of 155th Street; thence North 88° 59' 44" East 93.48 feet along said existing Southerly right of way line to the Point of Beginning, containing 0.03 acres more or less.

Note: The North line of the NE ¼ of the SE ¼ of Section Thirty-one (31), Township Ninety North (T90N), Range Five West (R5W) of the Fifth (5th) Principal Meridian, Delaware County, Iowa is assumed to bear South 88° 59' 44" West.

This easement, and a certain Easement to the State of Iowa, executed by the above named grantor is given in fulfillment of a certain Purchase Agreement dated September 5th, 2023, and recorded in the Delaware County Recorder's Office on September 7th, 2023, at Book 2023, Page 2200, as Document No. _____, except for those terms that survive the execution of this document.

The additional amount of \$ 0.00, as agreed to by the aforesaid Agreement, is paid as severance damages to the remaining property.

This easement and transfer is exempt from transfer tax. Iowa Code Sec. 428A.2(17).

This easement is being acquired for public purposes through eminent domain and a Declaration of Value is not required. Iowa Code Sec. 428A.1.

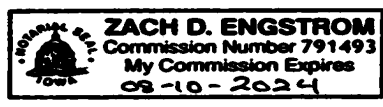
Words and phrases herein, including acknowledgment hereof, shall be construed as in the singular or plural number, and as masculine or feminine gender, according to the context.

Dated August 21, 2023.

Steven K. Jones (Sign in Ink)
Steven K. Jones
As Executor in the above entitled
estate or cause.

STATE OF Iowa, COUNTY OF Delaware, ss:

This instrument was acknowledged before me on August 21, 2023, by Steven K. Jones, Executor of the Estate of Arlene T. Jones.



Zach D. Engstrom (Sign in Ink)
Notary Public.

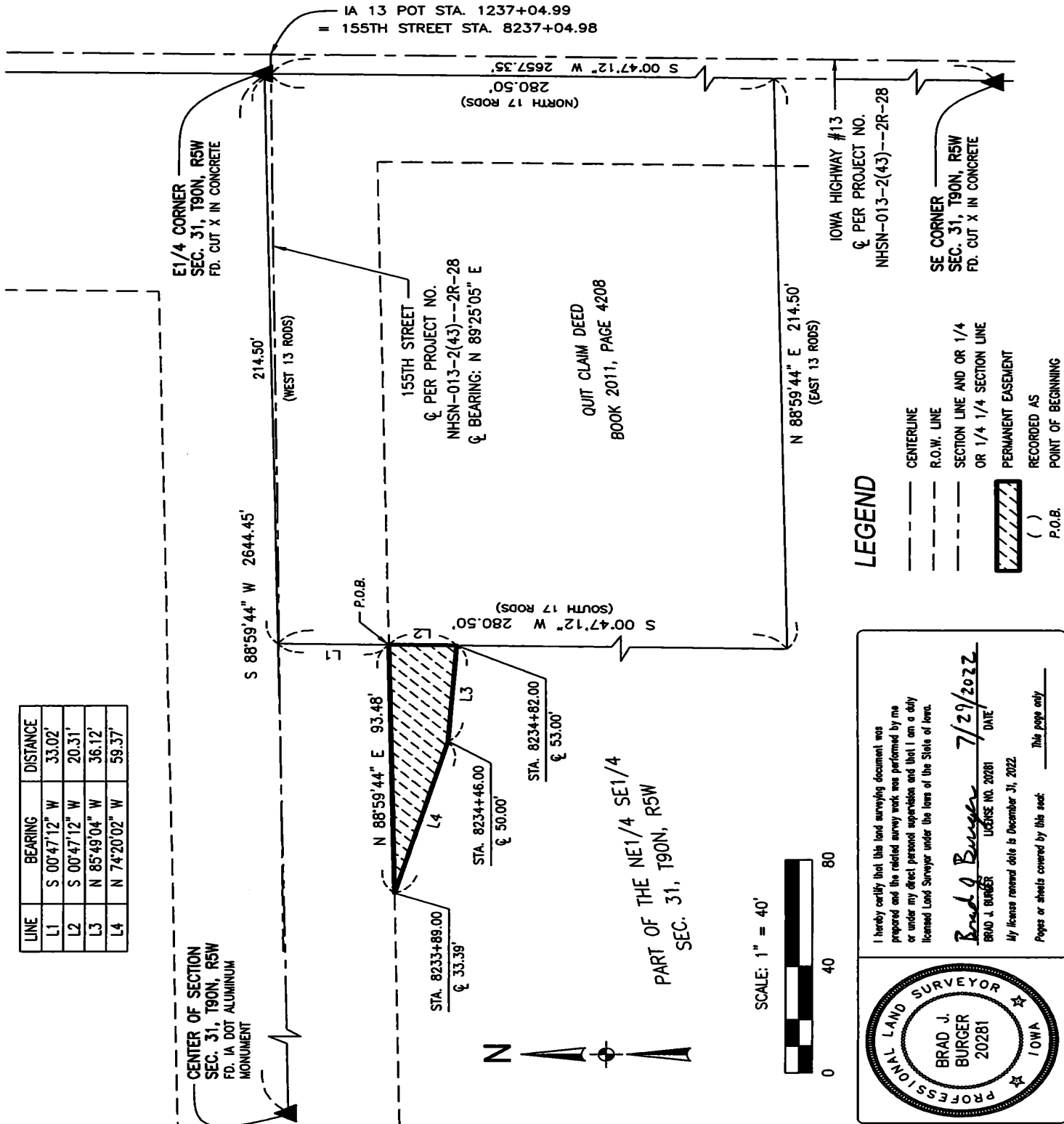
(AFFIX NOTARIAL SEAL ABOVE ▲)

Iowa Department of Transportation
ACQUISITION PLAT
EXHIBIT "A"



COUNTY DELAWARE STATE CONTROL NO. _____
 ROW PROJECT NO. NHSN-013-2(43)--2R-28 PARCEL NO. 34
 SECTION 31 TOWNSHIP 90 NORTH RANGE 5 WEST
 ROW-FEE _____ AC, EASE * 0.03 +/- AC EXCESS-FEE _____ AC
 ACCESS RIGHTS ACQUIRED - STA _____ STA _____ MAIN LINE _____ SIDE
 ACCESS RIGHTS ACQUIRED - STA _____ STA _____ SIDE ROAD _____ SIDE
 ACQUIRED FROM _____

* ACQUIRED IN THE NAME OF DELAWARE COUNTY



LINE	BEARING	DISTANCE
L1	S 00°47'12" W	33.02'
L2	S 00°47'12" W	20.31'
L3	N 85°49'04" W	36.12'
L4	N 74°20'02" W	59.37'

I hereby certify that this land surveying document was prepared and the related survey work was performed by me or under my direct personal supervision and that I am a duly licensed Land Surveyor under the laws of the State of Iowa.

Brad J. Burger 7/29/2022
 BRAD J. BURGER LICENSE NO. 20281 DATE

My license renewal date is December 31, 2022.
 Pages or sheets covered by this set: _____ This page only _____

PROFESSIONAL LAND SURVEYOR
 BRAD J. BURGER
 20281
 IOWA