

Recorded: 11/1/2023 at 8:48:30.0 AM
County Recording Fee: \$17.00
Iowa E-Filing Fee: \$3.00
Combined Fee: \$20.00
Revenue Tax:
Delaware County, Iowa
Daneen Schindler RECORDER
BK: 2023 PG: 2712



Prepared by & Return To: Lisa Obrecht, Right of Way Bureau, 800 Lincoln Way, Ames, IA 50010, 515-239-1813
Address Tax Statements: Tax Exempt-IA Code Sec. 427.2 Delaware County Engineer's Office, 2139 Highway 38,
Manchester, IA 52057

EASEMENT FOR PUBLIC HIGHWAY (CORPORATE GRANTOR)

For the consideration of Two Hundred AND NO/100—(\$ 200.00)—DOLLARS and other valuable consideration in hand paid by Iowa Department of Transportation, **SWANSON FAMILY FARMS CORP.**, a corporation organized and existing under the laws of the State of Iowa, 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 the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section Twenty-nine (29), 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 Southwest corner of Section Twenty-nine (29), Township Ninety North (T90N), Range Five West (R5W), of the Fifth (5th) Principal Meridian, Delaware County, Iowa; thence North 84° 47' 07" East 134.69 feet along the South line of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of said Section Twenty-nine (29); thence North 05° 12' 53" West 62.79 feet to the existing Northerly right of way line of County Road C64 and the Point of Beginning; thence South 84° 42' 03" West 27.70 feet along said existing Northerly right of way line; thence North 10° 57' 20" West 16.19 feet; thence South 66° 29' 40" East 33.43 feet to the Point of Beginning, containing 0.01 acres, more or less.

Note: The South line of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section Twenty-nine (29), Township Ninety North (T90N), Range Five West (R5W), of the Fifth (5th) Principal Meridian, Delaware County, Iowa is assumed to bear North 84° 47' 07" East.

This easement, and a certain Easement, to State of Iowa, executed by the above named grantor is given in fulfillment of a certain Purchase Agreement dated October 9, 20 23, and recorded in the Delaware County Recorder's Office on October 11, 20 23, at Book 2023, Page 2533, 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 and is not subject to real estate transfer tax.

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.

The corporation hereby covenants with grantees, and successors in interest, that it holds the real estate by title in fee simple; that it has good and lawful authority to grant an easement on the real estate; and it covenants to warrant and defend the real estate against the lawful claims of all persons except as may be above stated.

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 22, 2023

SWANSON FAMILY FARMS, CORP.

By: Larry Swanson (Sign in Ink)
Larry Swanson, President

By: Sandra Swanson (Sign in Ink)
Sandra Swanson, Secretary

(AFFIX CORPORATE SEAL ABOVE)

STATE OF Iowa, COUNTY OF Delaware, ss:

This instrument was acknowledged before me on August 22, 2023, by Larry Swanson and Sandra Swanson, as President and Secretary, respectively of Swanson Family Farms, Corp.



[Signature] (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. 40
 SECTION 29 TOWNSHIP 90 NORTH RANGE 5 WEST
 ROW-FEE _____ AC ±, EASE *0.01 AC ±, EXCESS-FEE _____ AC ±
 ACQUIRED FROM Swanson Family Farms Corp

LOCATION	NEW R.O.W.
SW 1/4 SW 1/4	0.01 AC. ±
TOTAL	0.01 AC. ±

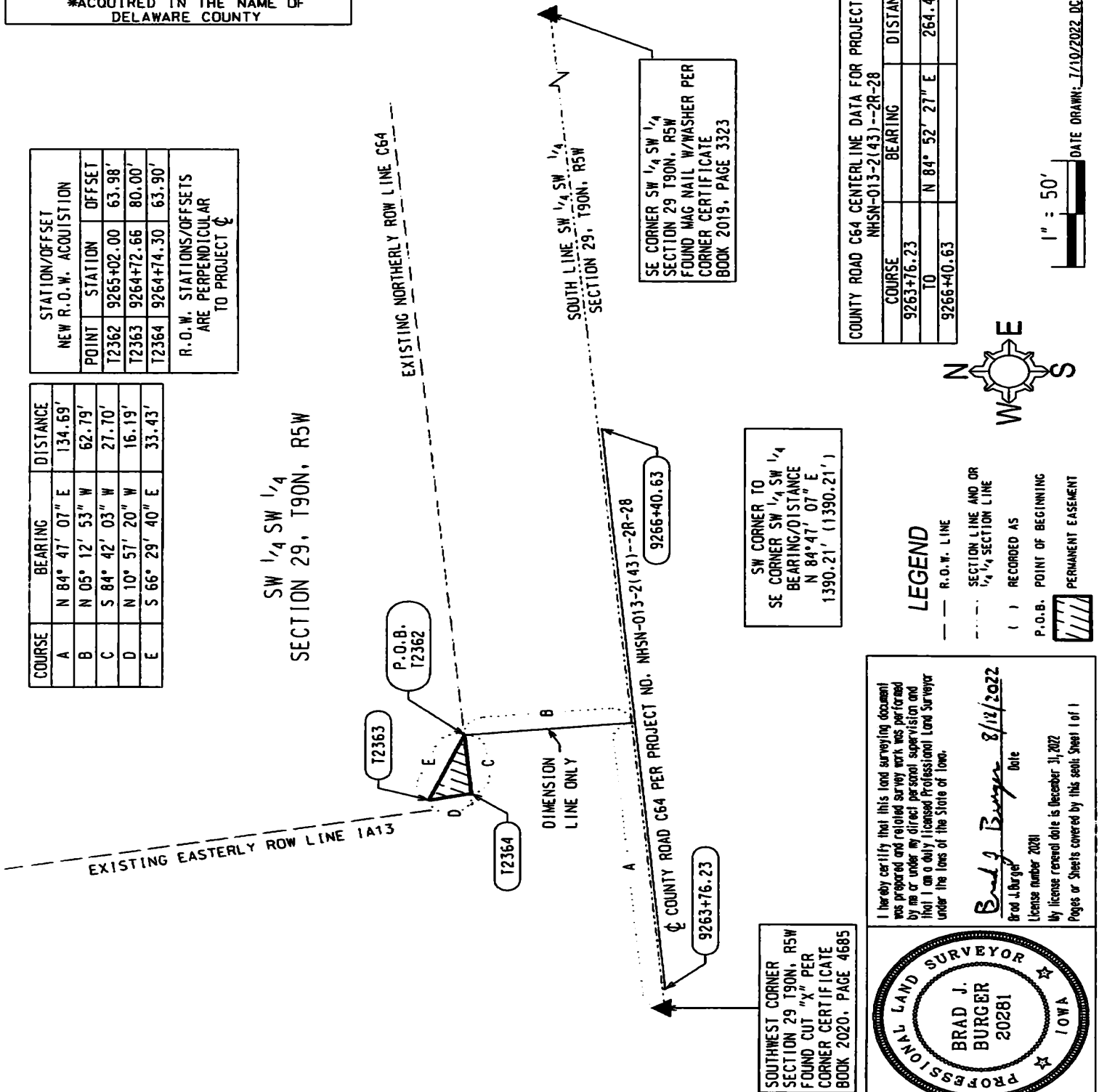
*ACQUIRED IN THE NAME OF DELAWARE COUNTY

STATION/OFFSET NEW R.O.W. ACQUISITION	
POINT	STATION OFFSET
T2362	9265+02.00 63.98'
T2363	9264+72.66 80.00'
T2364	9264+74.30 63.90'

R.O.W. STATIONS/OFFSETS ARE PERPENDICULAR TO PROJECT ☐

COURSE	BEARING	DISTANCE
A	N 84° 47' 07" E	134.69'
B	N 05° 12' 53" W	62.79'
C	S 84° 42' 03" W	27.70'
D	N 10° 57' 20" W	16.19'
E	S 66° 29' 40" E	33.43'

SW 1/4 SW 1/4
SECTION 29, T90N, R5W

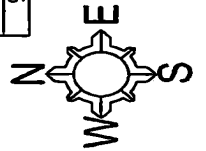


SE CORNER SW 1/4 SW 1/4
SECTION 29 T90N, R5W
FOUND MAG NAIL W/WASHER PER
CORNER CERTIFICATE
BOOK 2019, PAGE 3323

SW CORNER TO
SE CORNER SW 1/4 SW 1/4
BEARING/DISTANCE
N 84° 47' 07" E
1390.21' (1390.21')

SOUTHWEST CORNER
SECTION 29 T90N, R5W
FOUND CUT "x" PER
CORNER CERTIFICATE
BOOK 2020, PAGE 4685

COURSE	BEARING	DISTANCE
TO	N 84° 52' 21" E	264.40'
	9266+40.63	



LEGEND

- R.O.W. LINE
- - - SECTION LINE AND OR 1/4 SECTION LINE
- () RECORDED AS
- P.O.B. POINT OF BEGINNING
- //// PERMANENT EASEMENT

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

Brad J. Burger 8/12/2022
 Brad J. Burger Date
 License Number 20281
 My license renewal date is December 31, 2022
 Pages or Sheets covered by this seal: Sheet 1 of 1

