

Recorded: 11/6/2023 at 8:56:11.0 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: 2785



Prepared by & Return To: Allyssa Myers, Right of Way Bureau, 800 Lincoln Way, Ames, IA 50010, 515-239-1757
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

For the consideration of FIVE HUNDRED SEVENTY AND NO/100----(\$570.00)----
DOLLARS and other valuable consideration in hand paid by Iowa Department of
Transportation, **CHAD JOSEPH HOLTZ AND JACKIE ANN HOLTZ**, husband and wife,
do 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 Southwest Quarter (SW $\frac{1}{4}$) of the Southwest
Quarter (SW $\frac{1}{4}$) of Section Seventeen (17), 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 Seventeen (17), Township
Ninety North (T90N), Range Five West (R5W), of the Fifth (5th) Principal
Meridian, Delaware County, Iowa; thence North 89° 57' 49" East 171.80 feet
along the South line of the Southwest Quarter (SW $\frac{1}{4}$) of the Southwest
Quarter (SW $\frac{1}{4}$) of said Section Seventeen (17); thence North 00° 02' 11"
West 33.00 feet to the existing Northerly right of way line of 130th Street and
the Point of Beginning; thence South 89° 57' 49" West 93.33 feet along said
existing Northerly right of way line; thence North 01° 45' 42" East 23.92 feet;
thence South 75° 33' 33" East 95.62 feet to the Point of Beginning,
containing 0.03 acres more or less.

Note: The South line of the Southwest Quarter (SW $\frac{1}{4}$) of the Southwest
Quarter (SW $\frac{1}{4}$) of Section Seventeen (17), Township Ninety North (T90N),
Range Five West (R5W), of the Fifth (5th) Principal Meridian, Delaware
County, Iowa is assumed to bear North 89° 57' 49" East.

This easement and a certain Easement for Public Highway, to the State of Iowa, executed
by the above named grantors are given in fulfillment of a certain Purchase Agreement
dated September 18, 2023 and recorded in the Delaware County Recorder's Office on
September 20, 2023, at Book 2023, Page 2347, except for those terms that survive the
execution of this document.

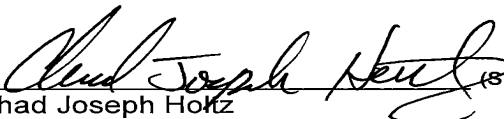
This easement and transfer is exempt from transfer tax. Iowa Code Sec. 428A.2(17).


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

Grantors do hereby covenant with grantees, and successors in interest, that grantors hold the real estate by title in fee simple; that they have good and lawful authority to grant an easement on the real estate; and grantors covenant to warrant and defend the real estate against the lawful claims of all persons except as may be above stated. Each of the undersigned hereby relinquishes all rights of dower, homestead and distributive share in and to the easement.

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.

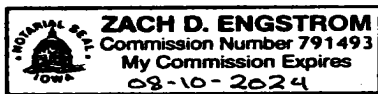
Dated August 21, 2023.



Chad Joseph Holtz (Sign in Ink)


Jackie Ann Holtz (Sign in Ink)

STATE OF Iowa, COUNTY OF Delaware, ss:

This instrument was acknowledged before me on August 21, 2023, by Chad Joseph Holtz and Jackie Ann Holtz.




Notary Public. (Sign in Ink)

(AFFIX NOTARIAL SEAL ABOVE ▲)

Iowa Department of Transportation

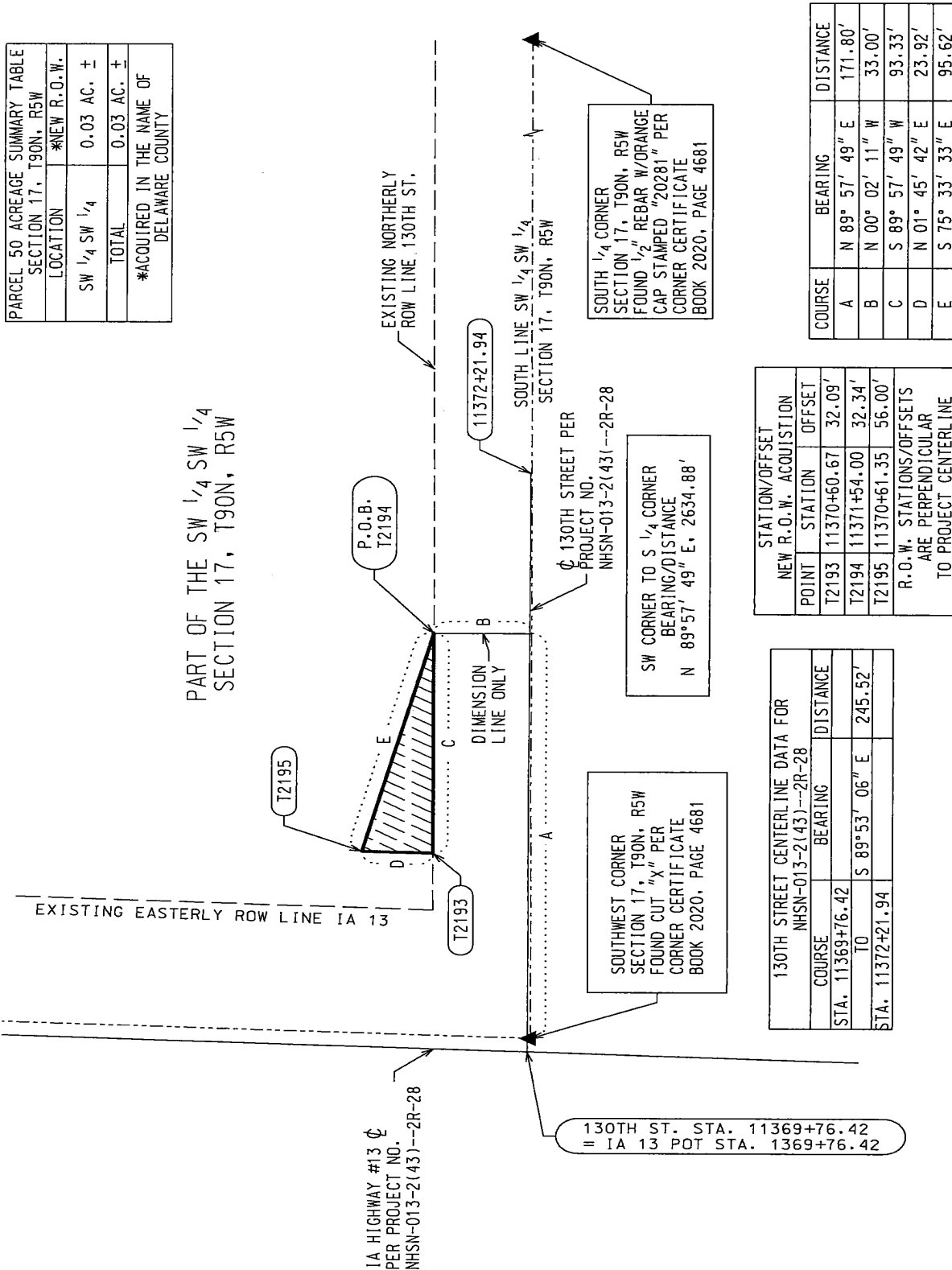
ACQUISITION PLAT EXHIBIT "A"



COUNTY DELAWARE STATE CONTROL NO. _____
 ROW PROJECT NO. NHSN-013-2(43)--2R-28 PARCEL NO. 50
 SECTION 17 TOWNSHIP 90 NORTH RANGE 5 WEST
 ROW-FEE _____ AC ±, EASE *0.03 AC ±, EXCESS-FEE _____ AC ±
 ACQUIRED FROM _____

PARCEL 50 ACREAGE SUMMARY TABLE	
SECTION 17, T90N, R5W	
LOCATION	*NEW R.O.W.
SW 1/4 SW 1/4	0.03 AC. ±
TOTAL	0.03 AC. ±
*ACQUIRED IN THE NAME OF DELAWARE COUNTY	

PART OF THE SW 1/4 SW 1/4
SECTION 17, T90N, R5W



SOUTH 1/4 CORNER
SECTION 17, T90N, R5W
FOUND 1/2" REBAR W/ORANGE
CAP STAMPED "20281" PER
CORNER CERTIFICATE
BOOK 2020, PAGE 4681

SW CORNER TO S 1/4 CORNER
BEARING/DISTANCE
N 89°57' 49" E, 2634.88'

SOUTHWEST CORNER
SECTION 17, T90N, R5W
FOUND CUT "X" PER
CORNER CERTIFICATE
BOOK 2020, PAGE 4681

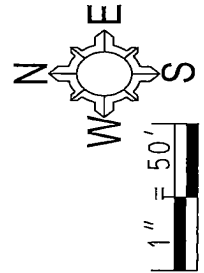
COURSE	BEARING	DISTANCE
A	N 89° 57' 49" E	171.80'
B	N 00° 02' 11" W	33.00'
C	S 89° 57' 49" W	93.33'
D	N 01° 45' 42" E	23.92'
E	S 75° 33' 33" E	95.62'

STATION/OFFSET NEW R.O.W. ACQUISITION		
POINT	STATION	OFFSET
T2193	11370+60.67	32.09'
T2194	11371+54.00	32.34'
T2195	11370+61.35	56.00'
R.O.W. STATIONS/OFFSETS ARE PERPENDICULAR TO PROJECT CENTERLINE		

130TH STREET CENTERLINE DATA FOR NHSN-013-2(43)--2R-28		
COURSE	BEARING	DISTANCE
STA. 11369+76.42 TO	S 89°53' 06" E	245.52'
STA. 11372+21.94		

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 8/15/2022
 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