

Town Lot Deed Record, No. ~~31~~ 32

Elna N. Fitzgerald &
Fred L. Fitzgerald
To
State of Iowa

#6976
Fee \$1.20

Filed for record the 11 day of October
A. D. 1951 at 1:24 o'clock P. M.
Wilma M. Wade, Recorder

EASEMENT FOR PUBLIC HIGHWAY

KNOW ALL MEN BY THESE PRESENTS: That Elna N. Fitzgerald and Fred L. Fitzgerald (divorced and each unmarried) of Madison County, State of Iowa, in consideration of the sum of One Hundred Fifty and No/100 DOLLARS in hand paid by Iowa State Highway Commission, do hereby sell and convey unto the STATE OF IOWA, for road purposes and for use as a Public Highway, the following described premises situated in the County of Madison, State of Iowa, to-wit:

Commencing at the SW corner of Outlot 21 of the County South Outlot Addition to Winterset, Iowa; thence East 148.5 feet to the Point of Beginning; thence North 8.5 feet; thence N 89° 46' E, 148.5 feet; thence South 9.1 feet; thence West 148.5 feet to the Point of Beginning and containing 0.03 Acres more or less.

E.N.F. Aug 3, 1951 \$55
U. S. REVENUE TAX
Advised and Cancelled

Note: The South line of Sec. 36-76-28 is assumed to bear due East.

and We hereby covenant with the said STATE OF IOWA that we are lawfully seized of said premises; that they are free from incumbrance; that We have good and lawful authority to

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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 - hereby relinquishes right of dower in and to the premises hereinbefore conveyed.

Signed this 3rd day of August A. D. 1951.

Elna N. Fitzgerald
Fred L. Fitzgerald

State of Iowa County of Madison) ss.

On this 3rd day of August A. D. 1951, before me Jno. N. Hartley, a Notary Public in and for Madison County, State of Iowa, personally appeared Elna N. Fitzgerald and Fred L. Fitzgerald 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)

Jno. N. Hartley Notary Public
in and for said County.

EASEMENT PRIORITY AGREEMENT

For a good and valid consideration Kathryn Z. Kale agrees that the easement for road purposes, and for use as a public highway granted the State of Iowa, in and to the premises described in the instrument on the reverse side hereof, shall be superior to the lien of the mortgage recorded in Book 98, Page 57, of the records in the office of the Recorder of Madison County, at Winterset, Iowa.

Kathryn Z. Kale

State of Iowa County of Madison) ss.

On this 15th day of August A. D. 1951, before me, a Notary Public, in and for said County, personally appeared Kathryn Z. Kale to me known to be the person who executed the for **NOTARIAL SEAL** instrument, and acknowledged that she executed the same as her voluntary act and deed.

Jno. N. Hartley Notary Public
in and for said County.