

# Deed Record, No. 94, Madison County, Iowa

MATT PARROTT & SONS CO., WATERLOO, IOWA 64-3012

|                      |        |                                     |
|----------------------|--------|-------------------------------------|
| Shirley A. Webster   | #1128  | Filed for record the 22 day of June |
| To                   |        | A.D. 1967 at 11:06 o'clock A. M.    |
| Madison County, Iowa | No Fee | Mary E. Welty, Recorder             |

EASEMENT AND RIGHT OF ENCROACHMENT

KNOW ALL MEN BY THESE PRESENTS: That we, Shirley A. Webster and Marie E. Webster, husband and wife, Jane M. Morrissey and Eddy Morrissey, wife and husband, and Ann Sullivan and Maurice Sullivan, wife and husband, in consideration of the sum of Ninety Dollars and Sixty-four Cents (\$90.64) in hand paid by Madison County, Iowa, do hereby grant an easement and right of encroachment to Madison County, Iowa, for highway purposes in and to the following described real estate, to-wit:

Beginning at a point 654.3 feet East and 80 feet North of the Southwest corner of the Southeast Quarter (¼) of Section Eight (8), Township Seventy-four (74) North, Range Twenty-eight (28) West of the 5th P. M., thence North 50 feet, thence East 185 feet, thence South 30 feet, thence East 472 feet, thence South 20 feet, thence West 657 feet to the point of beginning and containing .43 acres more or less.

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Note: the south side of the Southeast Quarter (¼) of Section Eight (8), Township Seventy-four (74) North, Range Twenty-eight (28) West was assumed to bear due East and West.

Under the right of encroachment herein granted Madison County, Iowa, shall have the right to enter onto the premises hereinbefore described for the purpose of building or extending culverts on the existing highway immediately to the south of the premises hereinbefore described and for the purpose of making cuts or fills as may be reasonably necessary to improve said existing highway. After January 1, 1969, the rights of Madison County, Iowa, in and to the premises herein granted shall terminate except that Madison County, Iowa, shall have the right to enter onto said described premises as may be reasonably necessary to repair, maintain and replace the culverts which may be erected or extended onto the described premises and for the purpose of maintaining any fill which it may have erected on said premises.

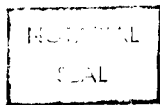
The grantors herein, their heirs and assigns shall have the right, after January 1, 1969, to maintain a fence along the south line of the premises herein described and shall have the right to use said premises and shall have the rights to all timber growing on said premises subject only to the reasonable right of entry by Madison County, Iowa, to maintain culverts and fill as hereinbefore provided.

Dated at Winterset, Iowa, this 10 day of June, 1967.

|                    |                  |
|--------------------|------------------|
| Shirley A. Webster | Eddy Morrissey   |
| Shirley A. Webster | Eddy Morrissey   |
| Marie E. Webster   | Ann Sullivan     |
| Marie E. Webster   | Ann Sullivan     |
| Jane M. Morrissey  | Maurice Sullivan |
| Jane M. Morrissey  | Maurice Sullivan |

STATE OF IOWA MADISON COUNTY ) SS

On this 21 day of June, 1967, before me, the undersigned, a Notary Public in and for said County, in said State, personally appeared Shirley A. Webster, Marie E. Webster, Jane M. Morrissey, Eddy Morrissey, Ann Sullivan and Maurice Sullivan, to me known to be the identical persons named in and who executed the foregoing instrument and acknowledged that they executed the same as their voluntary act and deed.



Wanda Lohr  
Wanda Lohr Notary Public  
in and for Madison County, Iowa.