

Deed Record, No. 93, Madison County, Iowa

|                                    |        |                                     |
|------------------------------------|--------|-------------------------------------|
| John M. Breen & wife               | #1273  | Filed for record the 9 day of April |
| To                                 |        | A. D. 1963 at 4:33 o'clock P. M.    |
|                                    | No Fee |                                     |
| Madison County, Iowa               |        | Mary E Welty, Recorder              |
| <u>EASEMENT FOR PUBLIC HIGHWAY</u> |        |                                     |

KNOW ALL MEN BY THESE PRESENTS: That John M. Breen and Ruth Margaret Breen, husband and wife of Madison County, State of Iowa in consideration of the sum of Four Hundred Forty-nine and 58/100 Dollars in hand paid by Madison County, Iowa, do hereby sell and convey unto the said Madison County, 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:

The south 45.0 feet of the SE $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 35 T77N R28W of the 5th P.M.; containing 0.36 acres, more or less, exclusive of the present established highway. Also, the south 45.0 feet of the NW $\frac{1}{4}$  of Section 36 T77N R28W of the 5th P.M. containing 0.23 acres, more or less, exclusive of the present established highway. Also, beginning at a point 99.2 feet west of the E $\frac{1}{2}$  corner Section 36 T77N R28W of the 5th P.M.; thence north 45.0 feet; thence west 2490.0 feet; thence south 45.0 feet; thence east 2490.0 feet to the point of beginning and containing 0.68 acres, more or less, exclusive of the present established highway.  
Note: the south line of the NE $\frac{1}{4}$  Section 36 T77N R28W is assumed to bear due east.

and we hereby covenant with the said Madison County that we are lawfully seized of said premises; that they are free from incumbrance that we have good and lawful authority to 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 Ruth Margaret

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MARSHALL PRINTING CO., MARSHALLTOWN, IOWA 52302

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

Signed this 15th day of March A. D. 1963.

John M. Breen  
John M. Breen  
Ruth Margaret Breen  
Ruth Margaret Breen

STATE OF IOWA, Madison County, ss.

On this 15th day of March A. D. 1963, before me Ruth M. Henry a Notary Public in and for said County, personally appeared John M. Breen and Ruth Margaret Breen 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)

Ruth M. Henry Notary Public  
in and for said County.

For valuable consideration, in hand paid by Madison County, Iowa, the undersigned hereby waives and quit claims unto the said county, for road and highway purposes, any interest he may have in the premises described in the foregoing instrument.

Signed this 29th day of March, A. D. 1963.

(CORPORATE SEAL)

BANKERS LIFE COMPANY  
By H. F. Dean  
H. F. Dean, Vice President & Treasurer  
By Blaine A. Davis  
Blaine A. Davis, Mortgage Secretary

STATE OF IOWA: COUNTY OF POLK: SS

On this 29th day of March, 1963, before me, a Notary Public, personally appeared H. F. Dean and Blaine A. Davis to me personally known, who being by me duly sworn did say that they are the Vice President & Treasurer and Mortgage Secretary of Bankers Life Company, a corporation, and that the seal affixed to said instrument is the corporate seal of said corporation, and that said instrument was signed and sealed on behalf of said corporation by authority of its Board of Directors, and said H. F. Dean and Blaine A. Davis acknowledged said instrument to be the free and voluntary act and deed of said corporation, by it voluntarily executed.

(Notarial Seal)

Jennie A. Weible Notary Public  
in and for Polk County, Iowa.  
JENNIE A. WEIBLE Notary Public in and for Polk County, Iowa  
My Commission Expires July 4, 1963.

PARTIAL RELEASE Release of Certain Real Estate From Lien of Mortgage

KNOW ALL MEN BY THESE PRESENTS: That the United Home Bank & Trust Co. of Cerro Gordo County, State of Iowa, for value received, does hereby release from the lien of its mortgage real estate described as follows:

The South 45.0 feet of the SE $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 35 Twp. 77 North Range 28 West of the 5th P. M.; containing 0.36 acres, more or less, exclusive of the present established highway. Also, the South 45.0 feet of the NW $\frac{1}{4}$  of Section 36, Twp. 77 North, Range 28 West of the 5th P. M. containing 0.23 acres, more or less, exclusive of the present established highway. Also beginning at a point 99.2 feet West of the E $\frac{1}{4}$  Corner of Section 36, Twp. 77 North, Range 28 West of the 5th P.M., thence North 45.0 feet; thence West 2490.0 feet; Thence South 45.0 feet; thence East 2490.0 feet to the point of beginning and containing 0.68 acres, more or less, exclusive of the present established highway. Madison County, Iowa. (Note: The So. line of the NE $\frac{1}{4}$  of Sec. 36 T 77 N, R. 28 W. is assumed to bear due East.)

which said mortgage is dated 14th day of March 1963, executed by J. M. Breen and Ruth M. Breen, Hus. and Wife to United Home Bank & Trust Co. and recorded in Book 109 page 262 of Madison County Records, Madison County, Iowa, it not being the intention to hereby release from the lien of the said mortgage any real estate except that herein in this release specifically described.

Dated this 6th day of April, 1963.

(CORPORATE SEAL)

UNITED HOME BANK & TRUST CO.  
Robert G. Logan Vice President  
Dale D. Kennedy Cashier

State of Iowa County of Cerro Gordo ss:

On this 6th day of April, 1963, before me, a Notary Public in and for the County of Cerro Gordo, State of Iowa, personally appeared Robert G. Logan, Vice President and Dale D. Kennedy, Cashier of United Home Bank & Trust Co. the corporation which executed the

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above and foregoing instrument, who being to me known as the identical persons who signed the foregoing instrument, and by me duly sworn, each for himself, did say that they are respectively the Vice-President and Cashier of said Corporation; that the seal affixed to said instrument is the seal of said Corporation and that said instrument was by them signed and sealed on behalf of the said Corporation by authority of its Board of Directors, and each of them acknowledged the execution of said instrument to be the voluntary act and deed of said corporation, by it and each of them voluntarily executed. In Witness Whereof, I have hereunto signed my name and affixed my Notarial Seal the day and year last above written.



Frances Dormedy Notary Public  
in and for said County.