

Deed Record, No. 93, Madison County, Iowa

Floyd L. Smith & wife	#2578	Filed for record the 4 day of September
To	No Fee	A. D. 1964 at 2:00 o'clock P. M.
Madison County, Iowa		Mary E. Welty, Recorder
		Shirley G. Henry, Deputy

EASEMENT FOR PUBLIC HIGHWAY

KNOW ALL MEN BY THESE PRESENTS: That Floyd L. Smith and Velma L. Smith, husband and wife of Madison County, State of Iowa in consideration of the sum of Thirty-eight and 13/100 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:

Beginning at a point 1313.09 feet south of the NE corner Sec. 30 T74N R28W of the 5th P.M.; thence west 45.54 feet; thence S0°11.67'E 681.0 feet; thence east 10.0 feet; thence S0°37.33'W 393.0 feet; thence west 15.0 feet; thence S0°37.33'W 234.3 feet; thence east 55.0 feet to the E½ corner of said Sec. 30; thence north 1308.26 feet to the point of beginning and containing 0.31 acres, more or less, exclusive of the present established highway.

Note: the east line of the NE½ Sec. 30 T74N R28W is assumed to bear due north.

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 Velma L. Smith hereby relinquishes her right of dower in and to the premises hereinbefore conveyed.

Signed this 14th day of August, A.D. 1964.

Floyd L. Smith
Floyd L. Smith
Velma L. Smith
Velma L. Smith

STATE OF IOWA, MADISON COUNTY, SS.

On this 14th day of August A.D. 1964, before me Fayola McKee a Notary Public in and for said County, personally appeared Floyd L. Smith and Velma L. Smith 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)

Fayola McKee Notary Public
in and for said County.

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MARSHALL PRINTING CO., MARSHALLTOWN, IOWA 52502

EASEMENT PRIORITY AGREEMENT

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For valuable consideration, The Federal Land Bank of Omaha declares that the lien of its mortgage is inferior to the easement for roadway purposes granted to Madison County, Iowa. The portion or portions of the security included in said easement being described as follows:

Beginning at a point 1313.09 feet south of the Northeast corner of Section 30, Township 74 North, Range 28 West of the Fifth Principal Meridian, Madison County, Iowa, thence West 45.54 feet; thence South 0° 11.67' East 681.0 feet; thence East 10.0 feet; thence south 0° 37.33' West 393.0 feet; thence West 15.0 feet; thence South 0° 37.33' West 234.3 feet; thence East 55.0 feet to the East Quarter Corner of said Section 30; thence North 1308.26 feet to the point of beginning and containing 0.31 acres, more or less, exclusive of the present established highway. Note: the East line of the NE¼ Section 30, Township 74 North, Range 28 West is assumed to bear due north.

Said mortgage being recorded in Book 107, page 402 of the Mortgage Records of Madison County, State of Iowa;

Said mortgage is to retain its original priority as to all other property described therein not above described as being included in said easement.

In testimony whereof, the Federal Land Bank of Omaha, a corporation, has caused these presents to be executed by its Vice President and its corporate seal to be affixed hereto September 1, 1964.

(CORPORATE SEAL)

THE FEDERAL LAND BANK OF OMAHA
By H. E. McEvoy
H. E. McEvoy, Vice President
Attest: A. K. Jones
A. K. Jones, Asst. Secretary

STATE OF NEBRASKA COUNTY OF DOUGLAS) SS.

On September 1, 1964, before me, Geneva F. Seward, a Notary Public in and for Douglas County, Nebraska, personally appeared H. E. McEvoy, to me personally known to be the identical person who executed the foregoing instrument, who being by me duly sworn did say that he is Vice President of The Federal Land Bank of Omaha; that the seal affixed to said instrument is the corporate seal of The Federal Land Bank of Omaha; that said instrument was signed and sealed in behalf of The Federal Land Bank of Omaha by authority of its Board of Directors, and the said H. E. McEvoy acknowledged said instrument to be the free and voluntary act and deed of said corporation by it voluntarily executed.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my notarial seal the day and year last above written.

NOTARIAL
SEAL

Geneva F. Seward Notary Public
in and for Douglas County, Nebraska
My commission expires Oct. 19, 1968
Geneva F. Seward