

Deed Record, No. 93, Madison County, Iowa

MARSHALL PRINTING CO., MARSHALLTOWN, IOWA 52302

Donald L. Smith & wife
To
Madison County, Iowa

#2683
No Fee
EASEMENT

Filed for record the 17 day of August
A. D. 1965 at 3:00 o'clock P. M.
Mary E. Welty, Recorder
Shirley G. Henry, Deputy

KNOW ALL MEN BY THESE PRESENTS That Donald L. Smith and Esther E. Smith, husband and wife of Madison County, State of Iowa in consideration of the sum of Five Hundred Eighteen and 88/100 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 the NW corner of the NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 13 T74N R27W of the 5th P.M.; thence south 115.0 feet; thence east 40.0 feet; thence N59°59'E 109.95 feet; thence east 325.0 feet; thence south 15.0 feet; thence east 150.0 feet; thence north 15.0 feet; thence east 2010.6 feet; thence north 60.0 feet; thence west 2620.8 feet to the point of beginning and containing 3.68 acres, more or less, exclusive of the present highway.
Note: the north side of the NE $\frac{1}{4}$ NW $\frac{1}{4}$ and the north side of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 13 T74N R27W is assumed to bear due east and west.

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

Signed this 21st day of July, A.D. 1965.

Donald L. Smith
Donald L. Smith
Esther E. Smith
Esther E. Smith

STATE OF IOWA, MADISON COUNTY, SS.

On this 21st day of July A.D. 1965, before me Fayola McKee a Notary Public in and for said County, personally appeared Donald L. Smith and Esther E. 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.

EASEMENT PRIORITY AGREEMENT 85061 I 170

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

Beginning at the Northwest corner of the NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 13, Township 74N, Range 27, West of the 5th Principal Meridian; thence South 115.0 feet; thence East 40.0 feet, thence North 59°59' East 109.95 feet, thence East 325.0 feet, thence South 15.0 feet, thence East 150.0 feet, thence North 15.0 feet, thence East 2010.6 feet, thence North 60.0 feet, thence West 2620.8 feet to the point of beginning and containing 3.68 acres, more or less, exclusive of the present highway.
Note: The North side of the NE $\frac{1}{4}$ NW $\frac{1}{4}$ and the North side of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 13, Township 74N, Range 27W, is assumed to bear due east and west.

Said mortgage being recorded in Book 106 page 469, 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 August 11, 1965.

(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

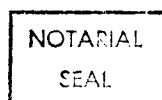
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STATE OF NEBRASKA COUNTY OF DOUGLAS) SS.

On August 11, 1965, 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.



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