

Deed Record No. 70, Madison County, Iowa

John Kelleher and Wife, #259

Filed for record the 31 day of January
A. D. 1933, at 1:22 o'clock P. M.

To

State of Iowa.

No fee.

Maggie Reese Hobbs, Recorder.
Jessie Allgeyer, Deputy.

EASEMENT FOR PUBLIC HIGHWAY.

KNOW ALL MEN BY THESE PRESENTS:

That John Kelleher and Helen K. Kelleher, his wife of Madison County, State of Iowa, in consideration of the sum of One Hundred Ten and 25/100 (\$110.25) 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:

A strip of land 115.0 ft. wide lying northerly of and adjacent to the north right of way line of the C. R. I. & P. R. R. said strip extending from the east line NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 35-T76N-R26W westerly into the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 26-76-26 to a line 909.7 ft. west of the east line of the NW $\frac{1}{4}$ NW $\frac{1}{4}$ said Sec. 35 said north right of way line being 50ft. normally distant from and parallel to the center line of the C. R. I. & P. R. R. The above described tract containing 0.63 acres, more or less, exclusive of present established highway.

and we hereby covenant with the said STATE OF IOWA that we are lawfully seized of said premises; that they are free from incumbrance with the exception of a mortgage of \$35,000.00 to the Equitable Life Insurance _ of Iowa

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 Helen K. Kelleher hereby relinquishes her right of dower in and to the premises hereinbefore conveyed.

Signed this 29th day of December A. D. Nineteen Hundred and thirty one.

John Kelleher
Helen K. Kelleher

STATE OF IOWA,)

: ss.

Madison County,)

On this 29 day of December A. D. 1931, before me F. S. Hamilton a notary public in and for Madison County, State of Iowa personally appeared John Kelleher and Helen K. Kelleher 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)

F. S. Hamilton
Notary Public in and for said County.

PARTIAL RELEASE OF MORTGAGE

KNOW ALL MEN BY THESE PRESENTS, That the EQUITABLE LIFE INSURANCE COMPANY OF IOWA hereby releases from the lien of one certain mortgage made and executed by John Kelleher and

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Helen K. Kelleher, husband and wife, under date of January 6, 1925, and recorded January 17, 1925, in Book 58 on Page 84 of the records in the office of the Recorder of Madison County, Iowa, the following tract of land, to-wit:

A strip of land one hundred fifteen (115) feet wide lying northerly of and adjacent to the north right of way line of the C. R. I. & P. R. R., said strip extending from the east line of the Northwest Quarter of the Northwest Quarter (NW $\frac{1}{4}$ NW $\frac{1}{4}$) of Section Thirty-five (35), in Township Seventy-six (76) North, Range Twenty-six (26) West of the Fifth P. M., westerly into the Southwest Quarter of the Southwest Quarter (SW $\frac{1}{4}$ SW $\frac{1}{4}$) of Section Twenty-six (26), in Township Seventy-six (76) North, Range Twenty-six (26) West of the Fifth P. M., to a line nine hundred nine and seven-tenths (909.7) feet west of the east line of said Northwest Quarter of the Northwest Quarter (NW $\frac{1}{4}$ NW $\frac{1}{4}$) of said Section Thirty-five (35), said north right of way line being fifty (50) feet normally distant from and parallel to the center line of the C. R. I. & P. R. R., the above described tract containing Sixty-three-hundredths (0.63) Acres.

In all other respects, except as to the tract not to exceed Sixty-three-hundredths (0.63) Acres hereby released, the said mortgage is to remain in full force and effect.

Dated this 28th day of December, 1931.

EQUITABLE LIFE INSURANCE COMPANY OF IOWA

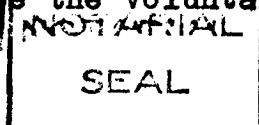
(CORPORATE SEAL)

By Griff Johnson
Vice President

STATE OF IOWA)

POLK COUNTY) ss.

On this 28th day of December, A. D. 1931, before me, a Notary Public in and for said County and State, personally appeared Griff Johnson, to me personally known, who being by me duly sworn, did say that he is Vice President of the EQUITABLE LIFE INSURANCE COMPANY OF IOWA, that the seal affixed to the above Partial Release of Mortgage is the corporate seal of said corporation, and that said instrument was signed and sealed on behalf of the said corporation by authority of its Board of Trustees, and the said Griff Johnson acknowledged the execution of said instrument to be the voluntary act and deed of said corporation by it voluntarily executed.



M. E. Dioks
Notary Public in and for Polk County, Iowa.