

Deed Record No. 72, Madison County, Iowa

Acres-Blackmar Co. Burlington 2080

M. J. Smith & Wife,
To
STATE OF IOWA.

#3803
No Fee. ✓

Filed for record on the 13th day
of November, A. D. 1934, at 4:02
o'clock P. M.
Maggie Reese Hobbs, Recorder.
Jessie Allgeyer, Deputy.

EASEMENT FOR PUBLIC HIGHWAY

KNOW ALL MEN BY THESE PRESENTS:

That M. J. Smith and Rosa Smith, his wife of Madison County, State of Iowa, in con-
sideration of the sum of One hundred forty-three and 70/100 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:

The east 60.0 ft. of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 3 T75N R28W containing
1.22 acres more or less exclusive of the 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; 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 Rosa Smith
hereby relinquishes right of dower in and to the premises hereinbefore conveyed.

Signed this 17th day of September A. D. Nineteen Hundred and Thirty-four.

M. J. Smith
Rosa Smith

STATE OF IOWA,)
Madison County,) ss.

On this 17th day of September A. D. 1934, before me H. C. Fosher, a Notary Public in
and for Madison County, State of Iowa personally appeared M. J. Smith and wife, Rosa
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)

H. C. Fosher
Notary Public in and for said County.

EASEMENT PRIORITY AGREEMENT

For a good and valid consideration the Aetna Life Insurance Company a corporation,
duly incorporated under the laws of the State of Connecticut, agrees that the easement
for road purposes, and for use as a public highway, granted the State of Iowa, in and to
the premises described in the instrument on the reverse side hereof, shall be superior
to the lien of the mortgage recorded in Book 80, Page 249, of the records in the office
of the Recorder of Madison County, Iowa, at Winterset, Iowa.

(CORPORATE SEAL)

AETNA LIFE INSURANCE COMPANY

Attest:
F. E. Dion
E. S. Devlin

By Murray Waters
Assistant Vice President

STATE OF CONNECTICUT)
COUNTY OF HARTFORD) ss.

On this 16th day of October, A. D. 1934, before me, H. B. Cotton, a Notary Public
in and for said county, personally appeared Murray Waters and....., to me personally
known, who being by me duly sworn did say that they are the Assistant Vice President and
....., respectively, of the said Aetna Life Insurance Company, a corporation duly
organized under the Laws of the State of Connecticut, and that the seal affixed to said
instrument is the 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 the said Murray
Waters and.....acknowledged the execution of said instrument to be the voluntary
act and deed of said corporation by it voluntarily executed.

(NOTARIAL SEAL)
My Commission Expires January 31, 1939.

H. B. Cotton
Notary Public in and for said County.

Deed Record No. 72, Madison County, Iowa

IOWA PART-RELEASE OF MORTGAGE

KNOW ALL MEN BY THESE PRESENTS:

That the AETNA LIFE INSURANCE COMPANY, of Hartford, Connecticut, a corporation duly organized under the laws of the State of Connecticut, for and in consideration of ONE DOLLAR (\$1.00) AND OTHER GOOD AND VALUABLE CONSIDERATION the receipt whereof is hereby acknowledged, does hereby remise, convey, release, and quit-claim unto M. J. SMITH AND ROSA SMITH, his wife of the County of Madison and State of Iowa, all the right, title, and interest in and to the following described land, viz:

Commencing at the SW corner of the NE $\frac{1}{4}$ Sec 10 T75N R28W thence East 1248.0 ft., to the point of beginning. Thence Northeasterly 90.68 ft., along a 895.0 ft., radius curve concaved westerly with a central angle of 5°48'19", thence N0°32'E 2,226.9 ft., thence N8°35'14"E 107.06 ft., thence N0°32'E 206.58 ft., thence East 45.0 ft., thence S0°32'W 2,629.82 ft., along the East line of the W $\frac{1}{2}$ NE $\frac{1}{4}$ of Sec. 10 T75N R28W, thence West 64.59 ft., to the point of beginning. Containing 2.33 acres, more or less, exclusive of the present established highway. The North line of Sec. 10 T75N R28W is taken as due East and West.--ALSO--The East 60.0 Ft., of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 3 T75N R28W containing 1.22 acres, more or less, exclusive of the present established highway.

Said land being a part of the land described in a certain mortgage, executed by M. J. Smith and Rosa Smith, his wife dated the 25th day of February, 1928, and recorded in the Recorder's Office of Madison County, State of Iowa, in Book 80 of Mortgages on Page 249. This release is given on condition that the other land described in aforesaid mortgage and incumbered by it, shall not be affected by this release, but said mortgage shall remain in full force and virtue as to such other land, without prejudice to the rights of said mortgagee under the same.

IN WITNESS WHEREOF, said Company has signed and sealed this by its Assistant Vice-President, the 16th day of October, 1934.

(CORPORATE SEAL)

AETNA LIFE INSURANCE COMPANY,

By Murray Waters
Assistant Vice-President.

State of Connecticut,)
)ss.
City and County of Hartford,)

On this 16th day of October, A. D. 1934, before me the undersigned, a Notary Public in and for said County and State aforesaid, personally appeared Murray Waters, to me personally known, who, being by me duly sworn, did say that he is the Assistant Vice-President of the said AETNA LIFE INSURANCE COMPANY of Hartford, Connecticut, and that the seal affixed to the foregoing release of mortgage is the Corporate Seal of said corporation, and that said instrument was signed and sealed in behalf of said corporation by authority of its Board of Directors, and that the said Murray Waters acknowledged said instrument to be the voluntary act and deed of said corporation, by him voluntarily executed.

My Commission expires January 31, 1939

H. B. Cotton
Notary Public.

(NOTARIAL SEAL)

COMPARED