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Kind: PATENT DEED  
Recorded: 08/12/2013 at 09:45:01 AM  
Fee Amt: \$22.00 Page 1 of 3  
Polk County Iowa  
JULIE M. HAGGERTY RECORDER  
File# 2014-00014277

BK 14914 PG 674-676

**RETURN TO:**

Prepared by\ Return to:

Cyndy Howell, IA Department of Transportation, Right of Way Office, 800 Lincoln Way, Ames, IA 50010, 515-239-1534

Address Tax Statements: Larry E. Fleck, Sandra A. Fleck, Jarod D. Fleck, 1460 S. Shadyview Blvd., Pleasant Hill, IA 50327

# State of Iowa

## OFFICE OF THE SECRETARY OF STATE

Patent No. 5878

### STATE LAND OFFICE

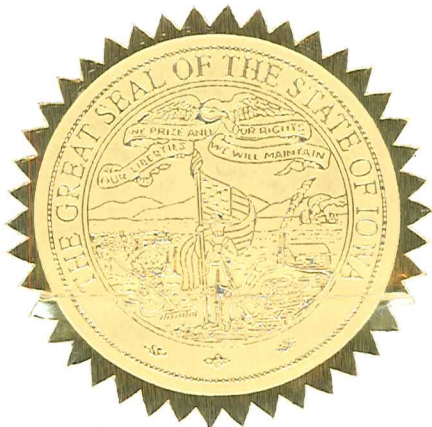
The **STATE OF IOWA**, subject to conditions listed in this patent, hereby conveys to **Larry E. Fleck, Sandra A. Fleck, Jarod D. Fleck, as joint tenants with full rights of survivorship and not as tenants in common**, real estate in **Polk County, Iowa**, and more particularly described as follows:

A parcel of land partly in the SE ¼ of the SW ¼ and partly in the NE ¼ of the SW ¼ of Section 9, Township 78 North, Range 23 West of the 5th Principal Meridian, included in and forming a part of the City of Pleasant Hill, Polk County, Iowa, identified as Parcel "P" on Plat of Survey, Exhibit "A", attached here to which by this reference is made a part hereof; more particularly described as follows:

Beginning at the S ¼ Corner of said Section 9; thence N00°19'57"W, 1078.15 feet on the east line of the SW ¼ of said Section 9; thence S89°24'03"W, 241.80 feet; thence N00°32'42"W, 638.40 feet; thence N54°34'44"E, 228.87 feet; thence N00°29'30"W, 43.35 feet; thence S53°05'06"W, 241.29 feet thence S59°55'40"W, 226.12 feet thence S39°57'15"W, 184.70 feet; thence S09°56'44"E, 1423.62 feet to the existing northerly right of way line of the Norfolk Southern Railroad; thence S67°50'14"E, 213.65 feet on said railroad right of way line, to the south line of the SW ¼ of said Section 9; thence S86°48'24"E, 131.65 feet on said south line to the Point of Beginning, containing 13.85 acres.

(cont. page 2)

**CONDITIONS:** Authority and consideration for issuance of this patent are stated in the certificate of the **Right of Way Director of the Iowa Department of Transportation** filed with the State Land Office as provided in *Iowa Code* Section 9G.6. This conveyance is subject to the conditions imposed by *Iowa Code* Sections 306.22, 306.23, 306.24, and 306.25, including the right of a utility association, company or corporation to continue in possession of a right of way in use at the time of the sale.



I, **Terry E. Branstad**, Governor of the State of Iowa, have caused this instrument to be issued and the Great Seal of the State of Iowa to be affixed to it at Des Moines, on this 26th day of July, 2013.

Terry E. Branstad, Governor of Iowa

Matt Schultz, Iowa Secretary of State

I hereby certify that the foregoing Patent is recorded in Vol. 26 Page 111 in the State Land Office.

Matt Schultz, Iowa Secretary of State

Polk County  
Fleck Patent  
Cont. from page 1

Direct access between the above described parcel of land and U.S. 65 will be prohibited.

The State retains the right of entry thereon for the purpose of constructing and maintaining the right of way fence. The fence shall be maintained for vehicle access control purposes only. The State will be held blameless and without liability for fencing private property or maintaining the same. The buyer may pasture against said fence at their own peril and the State will be held blameless and without liability for fencing private property or maintaining the same to restrain livestock.

These provisions run with the land and are binding upon buyers, their heirs, successors, and assigns.

Declaration of Value Filing is not required, as the State of Iowa is the Grantor and exempt from such filing by Section 428A.2(6) of the Code of Iowa.

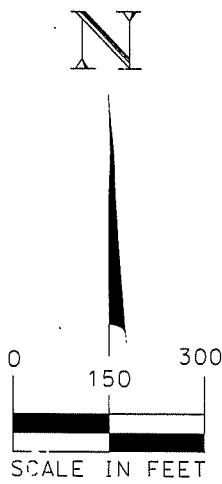
IOWA DEPARTMENT OF TRANSPORTATION



PLAT OF SURVEY  
EXHIBIT "A"

COUNTY POLK STATE CONTROL NO. \_\_\_\_\_  
 PROJECT NO. F-500-1(20)--20-77 PARCEL NO. 1  
 SECTION 9 TOWNSHIP 78N RANGE 23W  
 ROW - FEE \_\_\_\_\_ AC, EASE \_\_\_\_\_ AC, EXCESS - FEE \*13.85 AC  
 ACQUIRED FROM LARRY E. FLECK AND SHARON F. WHITING

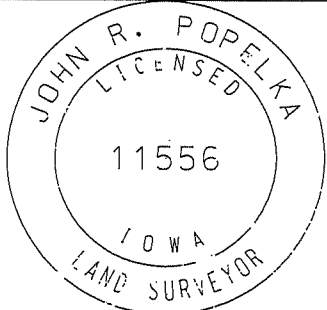
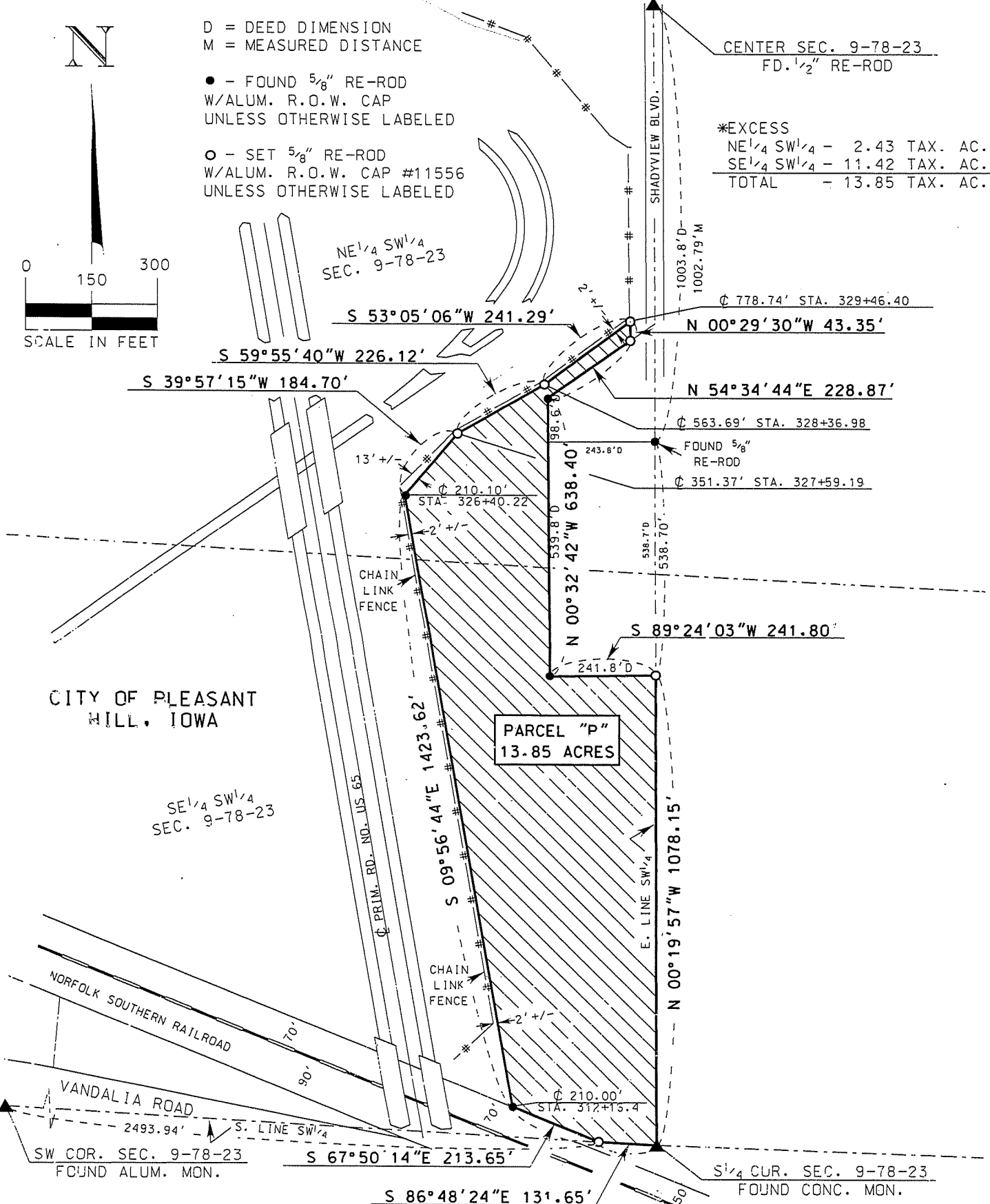
SOLD TO: \_\_\_\_\_  
 COUNTY AUDITOR PARCEL DESIGNATION "P"



- D = DEED DIMENSION  
 M = MEASURED DISTANCE
- - FOUND 5/8" RE-ROD  
 W/ALUM. R.O.W. CAP  
 UNLESS OTHERWISE LABELED
  - - SET 5/8" RE-ROD  
 W/ALUM. R.O.W. CAP #11556  
 UNLESS OTHERWISE LABELED

CENTER SEC. 9-78-23  
 FD. 1/2" RE-ROD

\*EXCESS  
 NE 1/4 SW 1/4 - 2.43 TAX. AC.  
 SE 1/4 SW 1/4 - 11.42 TAX. AC.  
 TOTAL - 13.85 TAX. AC.



I hereby certify that this land surveying document is in accordance with a survey made by me or under my direct personal supervision in November, 2009.

*John R. Popelka* 8/26/10  
 John R. Popelka L.C. No. 11556 Dated  
 by license renewal date is December 31, 2010  
 Number of pages covered by this seal is one

DATE DRAWN 11/25/09 J.R.P.