

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: Gemini Land Company, L.L.C., 1890 Kountry Lane, Fort Dodge, IA 50501

State of Iowa

OFFICE OF THE SECRETARY OF STATE

Patent No. 5883

STATE LAND OFFICE

The **STATE OF IOWA**, subject to conditions listed in this patent, hereby conveys to **Gemini Land Company, L.L.C.**, real estate in **Polk County, Iowa**, and more particularly described as follows:

A parcel of land partly in the NE ¼ of the SW ¼ of Section 9, T78N, R23W, partly in Lot 27 and partly in Lot 20 of the Official Replat of the N ½ of Section 9 and the S ½ of Section 4, Township 78 North, Range 23 West of the 5th P.M., included in and forming a part of the City of Pleasant Hill, Polk County, Iowa, identified as Parcel "Q" on Plat of Survey, Exhibit "A", attached hereto which by this reference is made a part hereof, more particularly described as follows:

Commencing at the Center of said Section 9; thence N86°43'28"W, 50.11 feet on the south line of Lot 27 to the Point of Beginning; thence S00°19'57"E, 331.65 feet thence S89°40'03"W, 8.12 feet; thence N56°42'07"W, 49.69 feet; thence N40°10'51"W, 293.71 feet; thence N68°34'55"W, 218.87 feet thence N36°21'31"W, 298.96 feet thence N06°08'30"W, 387.44 feet; thence N19°04'12"E, 429.35 feet thence N36°50'12"E, 428.98 feet; thence N38°57'06"E, 272.45 feet thence S53°20'37"E, 158.55 feet; thence S15°31'09"W, 180.84 feet; thence S00°31'34"E, 1318.04 feet to the Point of Beginning, containing 19.19 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 27th day of September, 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 116 in the State Land Office.



Matt Schultz, Iowa Secretary of State

Polk County
Gemini Land Company, L.L.C.
Cont. from page 1

Direct access between the above described parcel of land and U.S. 65 and its ramps 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.

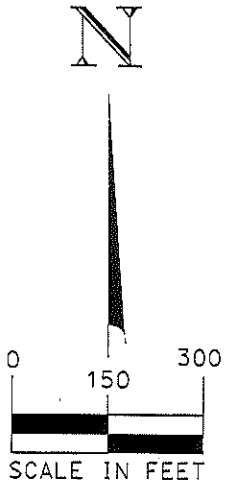


PLAT OF SURVEY
EXHIBIT "A"

COUNTY POLK STATE CONTROL NO. _____
 PROJECT NO. F-500-1(20)--20-77 PARCEL NO. 1, 1B, 2 & 3
 SECTION 9 TOWNSHIP 78N RANGE 23W
 ROW - FEE _____ AC, EASE _____ AC, EXCESS - FEE *19.19 AC
 ACQUIRED FROM LARRY E. FLECK, CARL V. CHRISTENSON, ETUX
SHARON WHITING, VIRGINIA KOSMAN
SOLD TO: _____
 COUNTY AUDITOR PARCEL DESIGNATION "O"

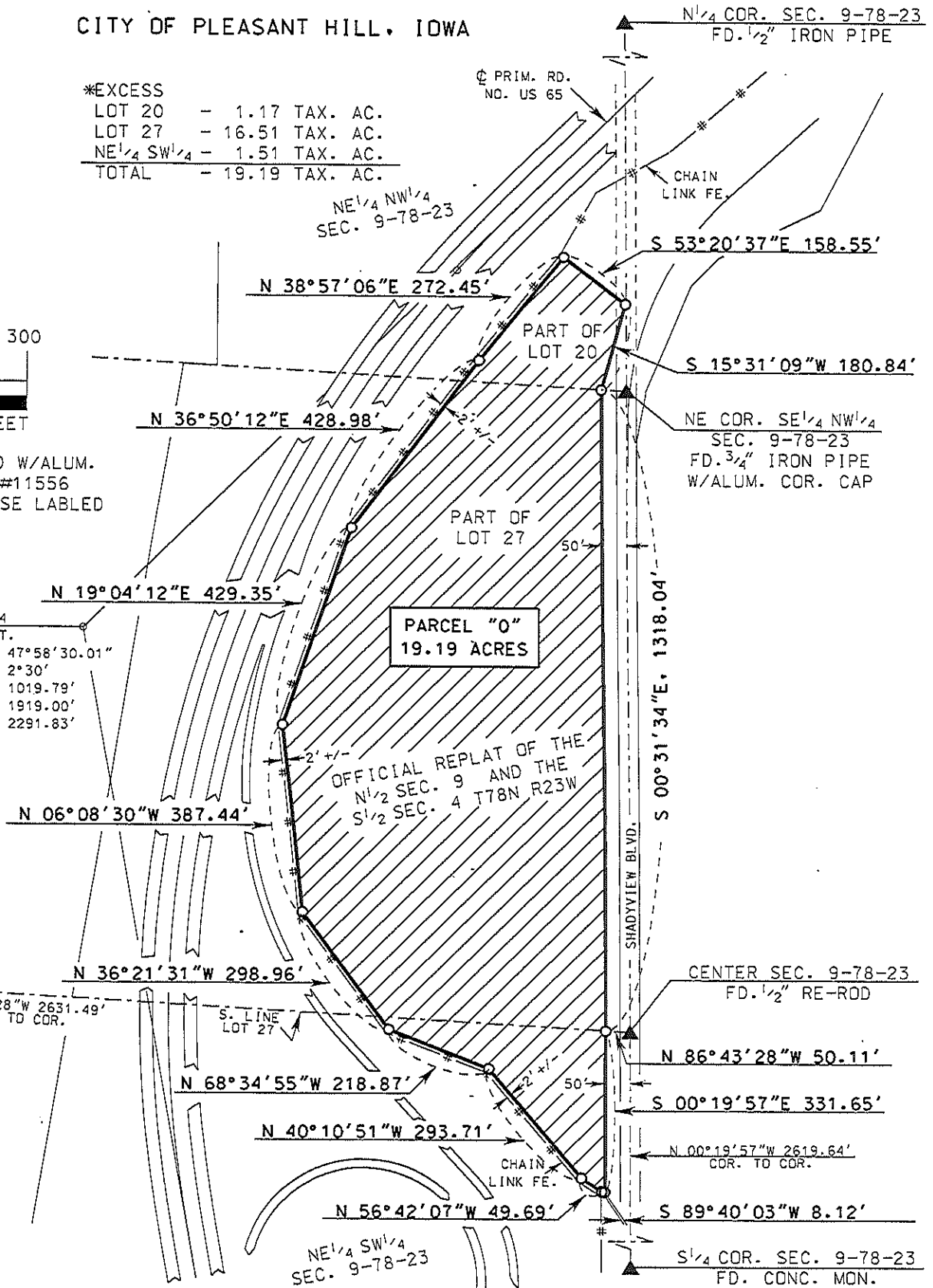
CITY OF PLEASANT HILL, IOWA

*EXCESS
 LOT 20 - 1.17 TAX. AC.
 LOT 27 - 16.51 TAX. AC.
 NE 1/4 SW 1/4 - 1.51 TAX. AC.
 TOTAL - 19.19 TAX. AC.

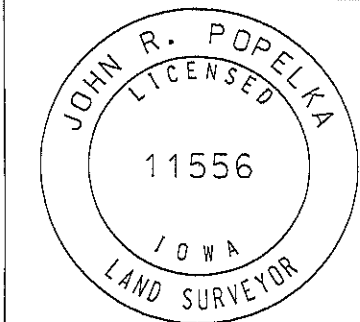


○ - SET 5/8" RE-ROD W/ALUM.
 R.O.W. CAP #11556
 UNLESS OTHERWISE LABELED

P.I. STA. 346+62.74
 = 55°28'30.01" RT.
 = 3°45'00" = 47°58'30.01"
 Ls = 300' D = 2°30'
 Ts = 1355.99' T = 1019.79'
 LT = 200.05' L = 1919.00'
 ST = 100.04' R = 2291.83'



W 1/4 COR. SEC. 9-78-23
 FD. 1" IRON CAP



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 Lic. No. 11556 Dated _____
 My license renewal date is December 31, 2010
 Number of pages covered by this seal is one.

DATE DRAWN 12/2/09 J.R.P.