

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: City of Dubuque, Iowa, 50 West 13th Street, Dubuque, IA 52001

State of Iowa
**OFFICE OF
THE SECRETARY OF STATE
STATE LAND OFFICE**

Patent No. 5906

The **STATE OF IOWA**, subject to conditions listed in this patent, hereby conveys to **City of Dubuque, Iowa**, real estate in **Dubuque County, Iowa**, and more particularly described as follows:

Lot 1 of Pixler Place No. 2, in the City of Dubuque, Dubuque County, Iowa, as shown and described in Plat of Survey recorded in Dubuque County, Iowa, on February 14, 2012 in File 2012-00002458, containing 14,773 sq. ft., more or less.

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.

(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 24th day of March, 2014.

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 139 in the State Land Office.

Matt Schultz, Iowa Secretary of State

Dubuque County
City of Dubuque, Iowa
Cont. from page 1

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

The Grantee for itself, its personal representatives, successors in interest, and assigns, as a part of the consideration hereof, does hereby covenant and agree, as a covenant running with the land, that in the event facilities are constructed, maintained, or otherwise operated on the said property described in this Patent for a purpose for which a Department of Transportation program or activity is extended or for another purpose involving the provisions of similar services or benefits, the Grantee shall maintain and operate such facilities and services in compliance with all other requirements imposed by or pursuant to Title 49, Code of Federal Regulations, Department of Transportation, Subtitle A, Office of the Secretary, Part 21, Nondiscrimination in Federally-assisted programs of the Department of Transportation-Effectuation of Title VI of the Civil Rights Act of 1964, and as said Regulations may be amended.

PLAT OF SURVEY OF:
LOT 1 & LOT 2 OF PIXLER PLACE NO. 2

COUNTY DUBUQUE STATE CONTROL NO. _____
 PROJECT NO. F-61-8(22)--20-31 PARCEL NO. 356
 SECTION 25 TOWNSHIP T89N RANGE R2E
 AREA 2.045 ACRES OR 89.095 SQ. FT.
 ACQUIRED FROM HOWARD O. PIXLER ESTATE

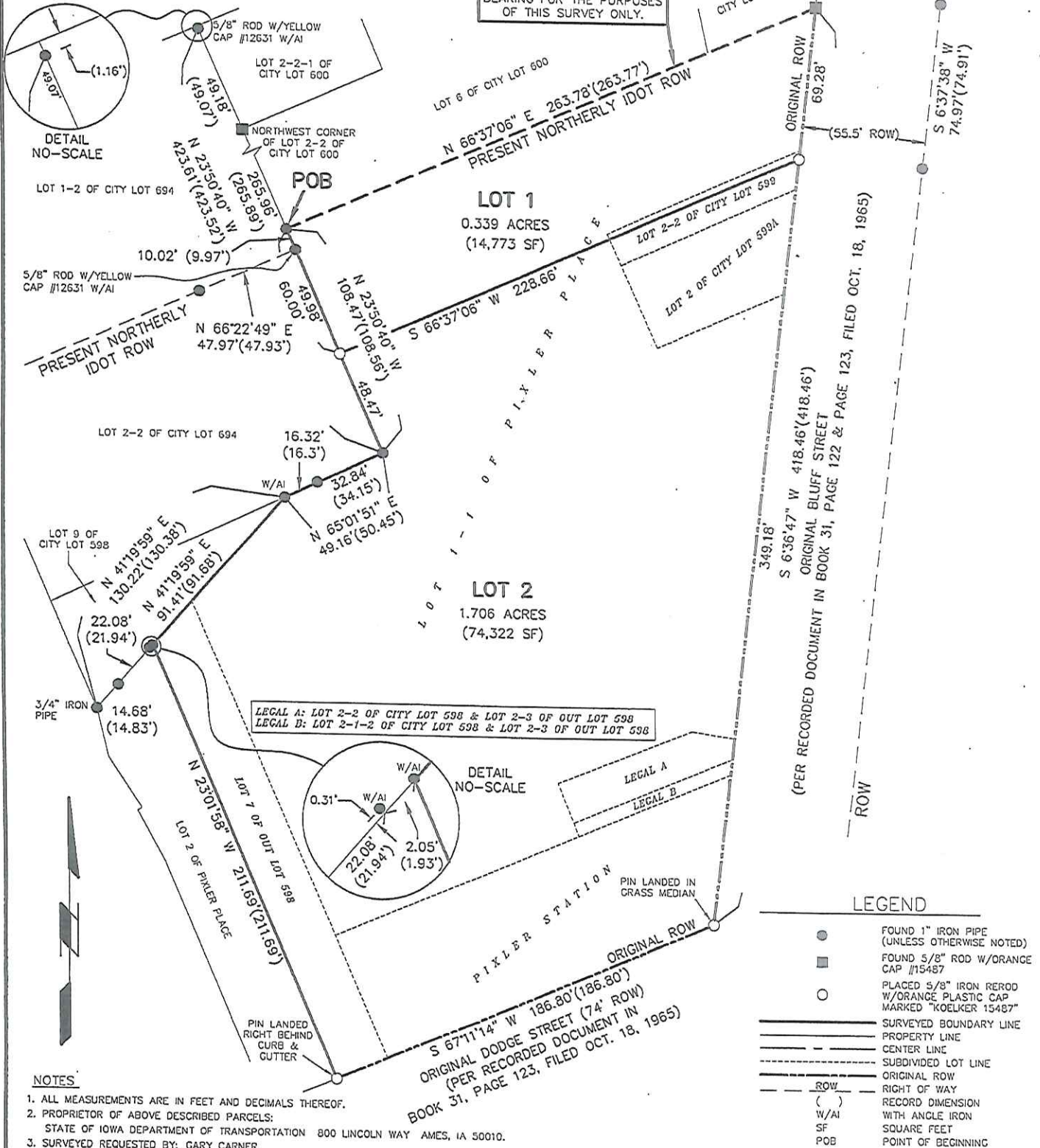
Doc ID: 007299900003 Type: GEN
 Kind: SURVEY PLAT
 Recorded: 02/14/2012 at 02:32:28 PM
 Fee Amt: \$17.00 Page 1 of 3
 Dubuque County Iowa
 Kathy Flynn Thurlow Recorder
 File **2012-00002458**

Comprised of: Lot 1-1 of Pixler Place, Lot 2-2 of City Lot 599, Lot 2 of City Lot 599A, Lot 2-2 of City Lot 598 & Lot 2-3 of Out Lot 598, Lot 2-1-2 of City Lot 598 & Lot 2-3 of Out Lot 598, Pixler Station and Lot 7 of Out Lot 598, all in the City of Dubuque, Dubuque County, Iowa.

SHEET 1 OF 3

NOTE
 THIS SURVEY IS LOCATED IN THE NE1/4 & THE SE1/4 OF SECTION 25, T89N, R2E (DUBUQUE TWP) OF THE 5TH P.M., IN THE CITY OF DUBUQUE, DUBUQUE COUNTY, IOWA

THIS IS AN ASSUMED BEARING FOR THE PURPOSES OF THIS SURVEY ONLY.



- NOTES**
- ALL MEASUREMENTS ARE IN FEET AND DECIMALS THEREOF.
 - PROPRIETOR OF ABOVE DESCRIBED PARCELS:
 STATE OF IOWA DEPARTMENT OF TRANSPORTATION 800 LINCOLN WAY AMES, IA 50010.
 - SURVEYED REQUESTED BY: GARY CARNER.
 - THIS PLAT IS SUBJECT TO ALL EASEMENTS OF RECORD AND NOT OF RECORD.

DWG NO. 11255-01

BUESING & ASSOCIATES INC.
 ENGINEERS AND SURVEYORS
 1212 LOCUST ST, DUBUQUE, IA
 (563) 556-4389



I HEREBY CERTIFY THAT THIS LAND SURVEYING DOCUMENT WAS PREPARED BY ME OR UNDER MY DIRECT PERSONAL SUPERVISION AND THAT I AM A DULY LICENSED LAND SURVEYOR UNDER THE LAWS OF THE STATE OF IOWA.

SIGNATURE: *Terry L. Koelker* DATE: 2/9/12
 NAME: TERRY L. KOELKER
 License number 15487 MY LICENSE RENEWAL DATE IS DECEMBER 31, 2013

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