

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: Brittany Scarberry and Oscar Milton Kreft III and Chad Eugene Scarberry and Brent Kreft and Susan Kreft,
2343 Union Avenue, Sac City, IA 50583

State of Iowa

OFFICE OF THE SECRETARY OF STATE

Patent No. 5966

STATE LAND OFFICE

The **STATE OF IOWA**, subject to conditions listed in this patent, hereby conveys to **Brittany Scarberry and Oscar Milton Kreft III and Chad Eugene Scarberry and Brent Kreft and Susan Kreft**, real estate in **Sac County, Iowa**, and more particularly described as follows:

A parcel of land located in a part of the Northeast ¼ of the Northwest ¼ and in a part of the Northwest ¼ of the Northeast ¼, all in Section 7, Township 88 North, Range 35 West of the Fifth Principal Meridian, Sac County, Iowa, as shown on the Acquisition Plat Exhibit "A" Plat 2 of 4 attached hereto and by reference made a part hereof and more particularly described as follows:

Commencing at the Northwest Corner of the Northwest ¼ of said Section 7; thence South 89°08'22" East, 1198.71 feet (365.369m) along the North line of said Northwest ¼ to the Point of Beginning; thence continuing South 89°08'22" East, 1104.30 feet (336.591m) along said North line to the Northwest Corner of the Northeast ¼ of said Section 7; thence South 88°58'38" East, 529.57 feet (161.413m) along the North line of said Northeast ¼ ; thence South 10°27'59" West, 161.99 feet (49.376m); thence South 19°14'22" West, 528.09 feet (160.963m); thence South 56°16'59" West, 579.75 feet (176.709m); thence North 89°03'07" West, 967.85 feet (295.002m); thence North 01°08'32" East, 989.94 feet (301.733m) to the Point of Beginning, containing 32.63 acres inclusive of 1.24 acres existing county roadway easement.

AND

A parcel of land located in a part of the Southwest ¼ of the Northeast ¼ of Section 7, Township 88 North, Range 35 West of the Fifth Principal Meridian, Sac County, Iowa, as shown on the Acquisition Plat Exhibit "A" Plat 3 of 4 attached hereto and by reference made a part hereof and more particularly described as follows:

(cont. page 3)

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 23rd day of March, 2015.


Terry E. Branstad, Governor of Iowa


Paul D. Pate, Iowa Secretary of State

I hereby certify that the foregoing Patent is recorded in Vol. 27 Page 15 in the State Land Office.


Paul D. Pate, Iowa Secretary of State

Sac County
Scarberry and Kreft Patent
Cont. from page 2

Beginning at the Southwest Corner of the Northeast $\frac{1}{4}$ of said Section 7; thence North $00^{\circ}52'44''$ East, 1187.26 feet (361.879m) along the West line of said Northeast $\frac{1}{4}$; thence South $88^{\circ}51'28''$ East, 1323.51 feet (403.406m) to a point on the East line of the Southwest $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ of said Section 7; thence South $00^{\circ}55'26''$ West, 1191.05 feet (363.033m) to the Southeast Corner of the Southwest $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ of said Section 7; thence North $88^{\circ}41'37''$ West, 1322.60 feet (403.128m) along the south line of the Northeast $\frac{1}{4}$ of said Section 7 to the Point of Beginning, containing 36.12 acres.

AND

A parcel of land located in a part of the Northwest Fractional $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ and in a part of the Northeast $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ in Section 7, Township 88 North, Range 35 West of the Fifth Principal Meridian, Sac County, Iowa, as shown on the Acquisition Plat Exhibit "A" Plat 4 of 4 attached hereto and by reference made a part hereof and more particularly described as follows:

Beginning at the Northwest Corner of the Northwest $\frac{1}{4}$ of said Section 7; thence South $89^{\circ}08'22''$ East, 1198.71 feet (365.369m) along the North line of said Northwest Fractional $\frac{1}{4}$; thence South $01^{\circ}08'32''$ West, 1032.59 feet (314.733m); thence North $88^{\circ}17'05''$ West, 656.20 feet (200.010m); thence South $86^{\circ}59'56''$ West, 544.89 feet (166.082m) to a point on the West line of said Northwest Fractional $\frac{1}{4}$; thence North $01^{\circ}11'33''$ East, 1059.50 feet (322.937m) along said West line to the Point of Beginning, containing 28.46 acres, inclusive of 1.85 acres of existing county roadway easement.

Direct access between the above described parcels of land and U.S. 20 and Taylor Avenue 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.



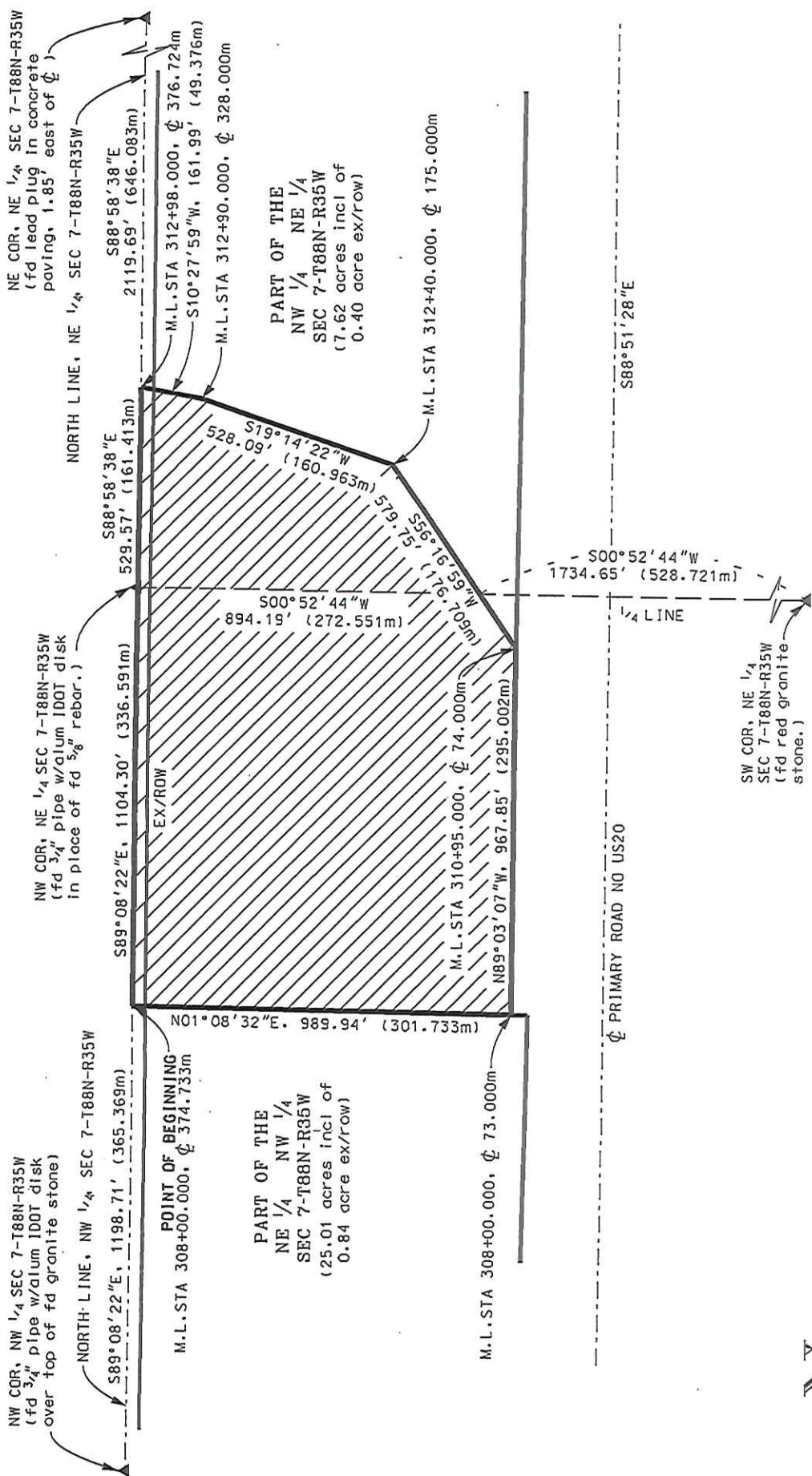
IOWA DEPARTMENT OF TRANSPORTATION



ACQUISITION PLAT
EXHIBIT "A" PLAT 2 OF 4

COUNTY _____ SAC _____ STATE CONTROL NO. _____
 PROJECT NO. _____ NHSN-020-2(61)--2R-81 _____ PARCEL NO. _____ 106 _____
 SECTION _____ 7 _____ TOWNSHIP _____ 88N _____ RANGE _____ 35W _____
 ROW - FEE _____ 32.63 * _____ AC. EASE _____ AC. QUIT CLAIM _____ AC _____
 ACQUIRED ACCESS RIGHTS FROM STA. _____ TO STA. _____ MAIN LINE _____ SIDE _____
 ACQUIRED ACCESS RIGHTS FROM STA. _____ TO STA. _____ SIDE ROAD _____ SIDE _____
 ACQUIRED FROM _____

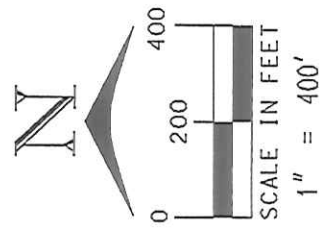
* INCLUSIVE OF 1.24 ACRES OF EXISTING COUNTY ROASWAY EASEMENT.



LEGEND: 1 Meter (m) = 3.280833 feet. (m) indicates a measurement in meters.
Metric stationing based on the one hundred meter station (Sta. = 100m)

I hereby certify that this land surveying document was prepared and the related survey work was performed 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.

Robert D. Wortman 10-27-2009
 Robert D. Wortman License No. 12420 Date
 My license renewal date is December 31, 2009
 Pages or sheets covered by this seal: THIS SHEET ONLY



DATE DRAWN air 06/13/2007
 DATE DRAWN air 10/26/2009

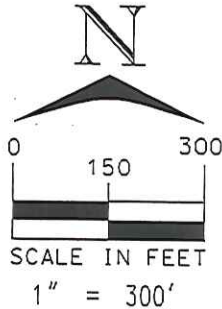
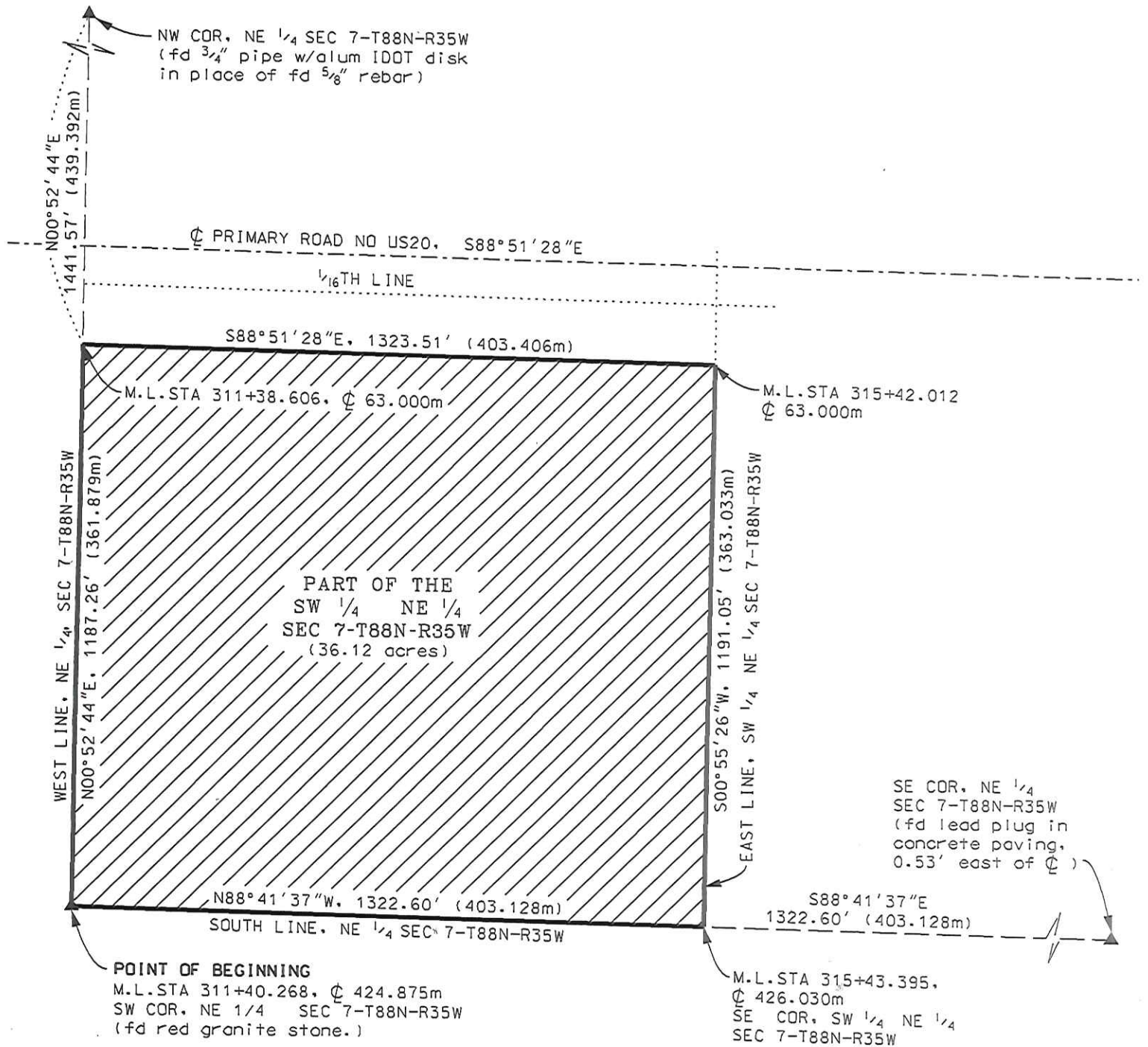


IOWA DEPARTMENT OF TRANSPORTATION

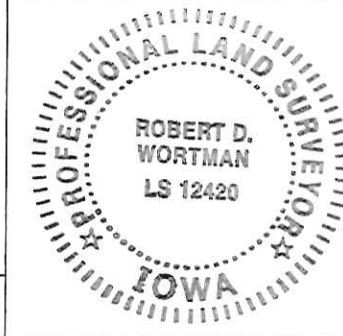


ACQUISITION PLAT
EXHIBIT "A" PLAT 3 OF 4

COUNTY _____ SAC _____ STATE CONTROL NO. _____
 PROJECT NO. NHSN-020-2(61)--2R-81 PARCEL NO. 106
 SECTION 7 TOWNSHIP 88N RANGE 35W
 ROW - FEE 36.12 AC, EASE _____ AC, QUIT CLAIM _____ AC
 ACQUIRED ACCESS RIGHTS FROM STA. _____ TO STA. _____ MAIN LINE _____ SIDE _____
 ACQUIRED ACCESS RIGHTS FROM STA. _____ TO STA. _____ SIDE ROAD _____ SIDE _____
 ACQUIRED FROM _____



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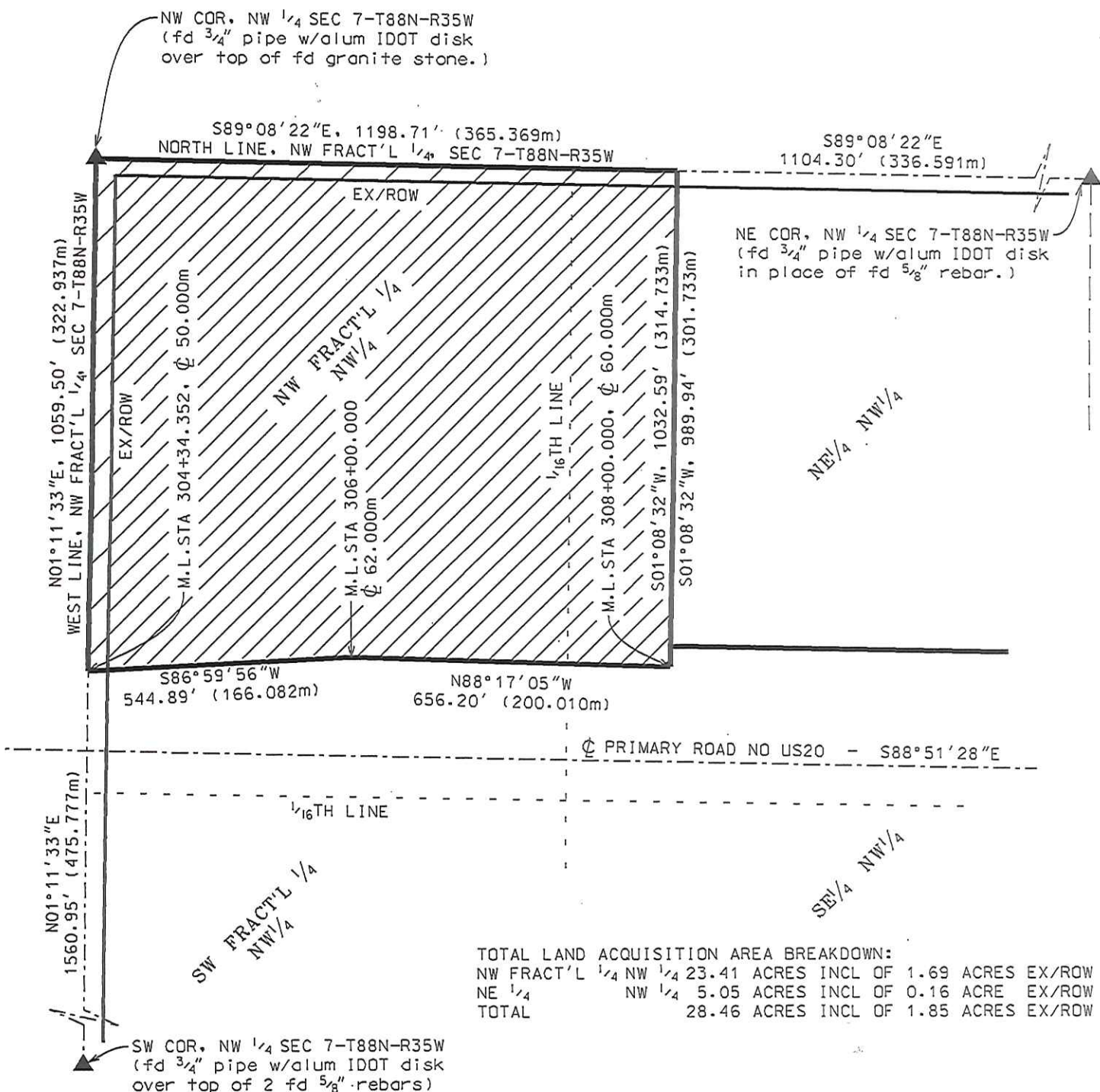


IOWA DEPARTMENT OF TRANSPORTATION
ACQUISITION PLAT
EXHIBIT "A" PLAT 4 OF 4

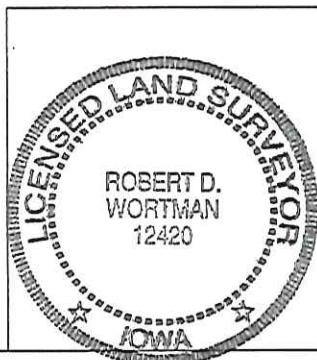
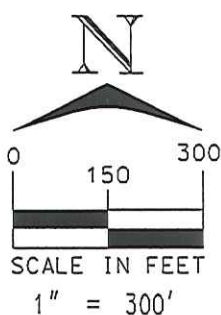


COUNTY _____ SAC _____ STATE CONTROL NO. _____
PROJECT NO. NHSN-020-2(61)--2R-81 PARCEL NO. 106
SECTION 7 TOWNSHIP 88N RANGE 35W
ROW - FEE 28.46 * AC, EASE _____ AC, QUIT CLAIM _____ AC
ACQUIRED ACCESS RIGHTS FROM STA. _____ TO STA. _____ MAIN LINE _____ SIDE
ACQUIRED ACCESS RIGHTS FROM STA. _____ TO STA. _____ SIDE ROAD _____ SIDE
ACQUIRED FROM _____

* INCLUSIVE OF 1.85 ACRES OF EXISTING COUNTY ROADWAY EASEMENT.



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Metric stationing based on the one hundred meter station (Sta. = 100m)



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