

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: R & R Equities, LLC, PO Box 121, Council Bluffs, IA 51502

State of Iowa

OFFICE OF THE SECRETARY OF STATE

Patent No. 6084

STATE LAND OFFICE

The **STATE OF IOWA**, subject to conditions listed in this patent, hereby conveys to **R & R Equities, LLC**, real estate in **Pottawattamie** County, Iowa, and more particularly described as follows:

A part of lots 27, 28, 29, and 30 of the Rayoma Subdivision in the City of Council Bluffs, Pottawattamie County, Iowa, as shown on Plat of Survey, Exhibit "A", attached hereto and by reference made a part hereof said parcel is more particularly described as follows:

Beginning at the SW Corner of said Lot 30; thence N2°07'05"E 14.00 feet along the west line of said Lot 30; thence S88°05'39"E 22.00 feet; thence N2°07'05"E 15.00 feet; thence northeasterly 46.92 feet along a 49.22 foot radius curve, concave southeasterly and having a chord bearing N60°33'15"E 45.16 feet; thence S87°40'55"E 98.91 feet to a point on the present southerly right of way line U.S. Hwy 275; thence S2°07'05"W 51.80 feet along said southerly right of way line; thence N88°05'39"W 159.38 feet along said southerly right of way line to the Point of Beginning. Said parcel contains 7,202.03 sq. ft. or 0.17 acres.

Direct access between the above described parcel of land and U.S. 275 will be prohibited.

This conveyance is subject to all easements of record.

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.

This transfer is exempt from transfer tax. Iowa Code Section 428A.2(6).


Declaration of Value Filing is not required, as the State of Iowa is the Grantor and exempt from such filing by Section 428A.1 of the Code of Iowa.

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.



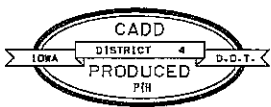
I, **Terry E. Branstad**, Governor of the State of Iowa, have caused this instrument to be issued and the Great Seal of the State of Iowa to be affixed to it at Des Moines, on this 18th day of April, 2016.


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 133 in the State Land Office.


Paul D. Pate, Iowa Secretary of State

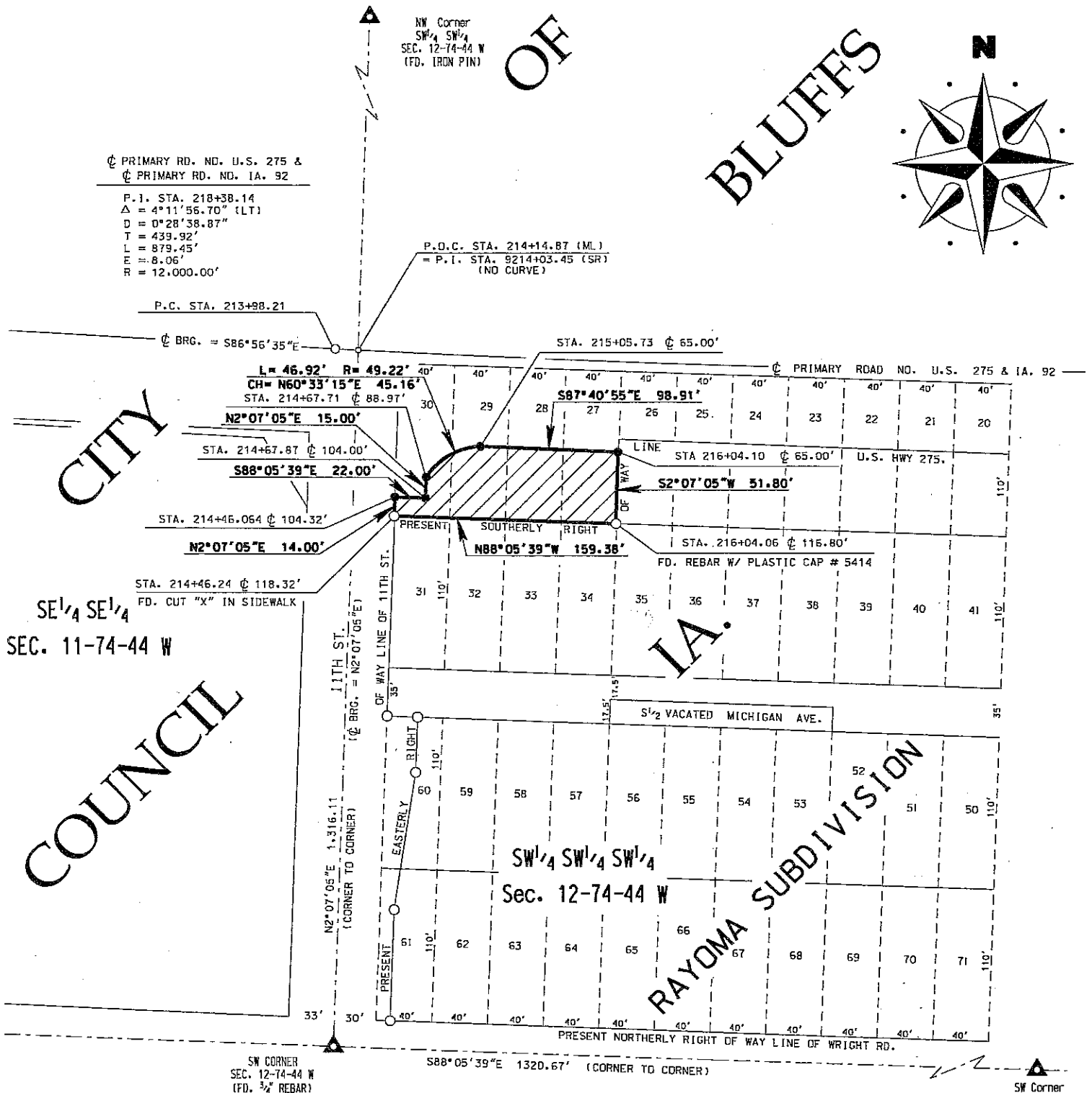


IOWA DEPARTMENT OF TRANSPORTATION



PLAT OF SURVEY
EXHIBIT "A"

COUNTY POTTAWATTAMIE STATE CONTROL NO. 300
 PROJECT NO. (F-959/FN-000-0(000)-21-78) PARCEL NO. 500
 SECTION 12 TOWNSHIP 74 N RANGE 44 W
 ROW - FEE _____ Sq. Ft., EASE _____ AC, EXCESS - FEE 0.17 AC
 ACQUIRED ACCESS RIGHTS FROM STA. _____ TO STA. _____ MAIN LINE _____ SIDE _____
 ACQUIRED ACCESS RIGHTS FROM STA. _____ TO STA. _____ SIDE ROAD _____ SIDE _____
 ACQUIRED FROM CITY OF OMAHA & OMAHA BRIDGE COMMISSION
 SOLD TO _____

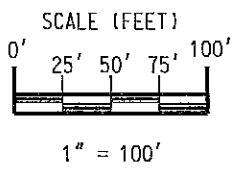
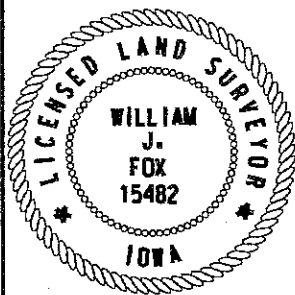


LEGEND
 ● Set 5/8" Iron Pin # 15482
 ○ Found Iron Pin
 ◦ Calculated Point

I hereby certify that this land surveying document was prepared by me and the related survey work was performed by me or under my direct supervision and that I am a duly licensed Land Surveyor under the laws of the State of Iowa.

William J. Fox 3-8-16
 WILLIAM J. FOX Date

License number 15482
 Pages covered by this seal 1
 My Registration Renewal date is December 31, 2017



D

City of Omaha & Omaha Bridge Commission
 to State of Iowa & Ia St Highway Commission
 Filed January 12, 1942
 At 8 O'Clock A.M.
 Genevieve E. Sharkey Recorder
 J L Clinton, Deputy

) Recording fee \$4.80 ~~4~~ #592
) DEED
) KNOW ALL MEN BY THESE PRESENTS: THAT, WHEREAS, the City
) of Omaha, Nebraska, by and through the Omaha Bridge Com-
) mission heretofore under a grant from the Congress of the
) United States built what is known as the South Omaha bridge
) across the Missouri river from Lewis Township, Pottawattamie
) County, Iowa. to Omaha, Nebraska, and

WHEREAS, in connection therewith the said City of Omaha by and through the said Omaha Bridge Commission also built a paved highway from the easterly end of said bridge to what was then known as U.S. Highway No. 34, and what is now known as U.S. Highway No. 275, and,

WHEREAS, said paved roadway was constructed with reference to other highways, both county and township, connecting therewith and by use of the public generally did become a public highway, and

WHEREAS, the City of Omaha, Nebraska and the Omaha Bridge Commission, upon the conditions hereinafter stated, heretofore offered to transfer and convey all of said paved roadway together with the ground upon which it is located and all easements, grants, and rights appurtenant thereto to the State of Iowa for the purpose of incorporating said roadway into the primary road system of the State of Iowa, and the said Highway Commission of the State of Iowa has accepted said offer,

NOW, THEREFORE, subject to the said conditions, in order to carry said offer and acceptance into force and effect, and in consideration of the premises, the said City of Omaha, upon the recommendation of the Omaha Bridge Commission and pursuant to a resolution of the City Council of the said City of Omaha, duly and regularly passed and entered into this 29 day of November A.D. 1938, hereby sells, sets over, transfers, and conveys unto the State of Iowa, for incorporation into the primary road system of the State of Iowa all of its rights, title, and interest in and to the following described property in the County of Pottawattamie, State of Iowa, to-wit:

A strip of land three hundred (300) feet wide through the Southwest Quarter (SW $\frac{1}{4}$) of Section Sixteen (16), Township Seventy-four (74) north, Range Forty-four (44) West, being one hundred and fifty (150) feet wide on each side of a center line described as follows: Beginning at a point on the east line of said Southwest Quarter (SW $\frac{1}{4}$) of Section Sixteen (16), One Hundred Eighty-eight and One Tenth Feet (188.1) south of the center of said section

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accepted said offer,

NOW, THEREFORE, subject to the said conditions, in order to carry said offer and acceptance into force and effect, and in consideration of the premises, the said City of Omaha, upon the recommendation of the Omaha Bridge Commission and pursuant to a resolution of the City Council of the said City of Omaha, duly and regularly passed and entered into this 29 day of November A.D. 1938, hereby sells, sets over, transfers, and conveys unto the State of Iowa, for incorporation into the primary road system of the State of Iowa all of its rights, title, and interest in and to the following described property in the County of Pottawattamie, State of Iowa, to-wit:

A strip of land three hundred (300) feet wide through the Southwest Quarter (SW $\frac{1}{4}$) of Section Sixteen (16), Township Seventy-four (74) north, Range Forty-four (44) West, being one hundred and fifty (150) feet wide on each side of a center line described as follows: Beginning at a point on the east line of said Southwest Quarter (SW $\frac{1}{4}$) of Section Sixteen (16), Eleven Hundred Eighty-eight and One Tenth Feet (1188.1) south of the center of said section, running thence southwesterly with a southwest angle of Sixty-four (64) degrees, Forty-six (46) minutes from said east line a distance of Two Hundred Forty-nine and Five Tenth Feet (249.5) to a point, thence westerly on a two degree thirty minute (2° 30') curve to the right tangent to the aforesaid line, a distance of One Thousand Nine Hundred and Two feet (1,902.0') to a point, thence northwesterly on a line tangent to the aforesaid curve, which line has a bearing north sixty-seven degrees forty-one minutes west (N 67° 41' W), more or less, a distance of Five Hundred and Thirty feet (530.0') more or less, to the easterly face of the concrete abutment at the east end of the east viaduct of the South Omaha bridge, containing eighteen and four tenth acres (18.4) more or less, save and except that portion of the above-described lands, if any, upon which any part of the bridge structure or its viaduct approach rests, it being the intention of the parties hereto that none of the lands upon which said bridge structure or its viaduct approach rests are included within the operation of this deed.

A strip of land three hundred feet (300) wide through the east half of Section Sixteen (16) Township Seventy-four (74) North, Range Forty-four (44) west, being one hundred and fifty feet (150) wide on each side of a line beginning on the west line of the said East half at a

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... 25 degrees 31 inches with the south line of ...
... in the northeast quadrant. Containing 8.38 acres more or less.

A strip of land 250 ft. wide through the $W\frac{1}{2}$ of the $NE\frac{1}{4}$ of Section 15, Township 74 North, Range 44 West, Pottawattamie County, Iowa, beginning at the west line of the said $W\frac{1}{2}$ of the $NE\frac{1}{4}$ and terminating at the east line of the said $W\frac{1}{2}$ of the $NE\frac{1}{4}$, being 125 ft. wide on each side of a center line described as follows: A straight line from a point on the west line of the $SE\frac{1}{4}$ of Section 15, Township 74 N, Range 44 W, 1188.1 ft. south of the center of said Section 15 to a point on the east line of Section 15, Township 74 N, Range 44 W, 66.7 ft. south of the NE corner of the said Section 15, said line making an angle of 25 degrees 31 minutes with the south line of Section 11, Township 74 N, Range 44 W. measured in the northeast quadrant; containing 8.38 acres more or less.

A strip of land 250 ft. wide through the $NE\frac{1}{4}$ of the $NE\frac{1}{4}$ of Section 15, T74N, R44W, Pottawattamie County, Iowa, beginning at the west line of the said $NE\frac{1}{4}$ of the $NE\frac{1}{4}$ and terminating at the east line of the said $NE\frac{1}{4}$ of the $NE\frac{1}{4}$, being 125 ft. wide on each side of a center line described as follows: A straight line from a point on the west line of the $SE\frac{1}{4}$ of Section 15, T74N, R44W, 1188.1 ft. south of the center of the said Section 15 to a point on the east line of Section 15, T74N, R44W, 66.7 ft. south of the NE corner of the said Section 15, said line making an angle of 25 degrees 31 minutes with the south line of Section 11, T74N, R44W, measured in the northeast quadrant; subject to legal highways and roads. Containing 8.09 acres more or less.

A parcel of land described as follows: Beginning at the northwest corner of Section 14, Township 74 North, of Range 44 West of the 5th Principal Meridian; thence East along the North line of said Section 372.2 feet; thence southwesterly with an angle of $25^{\circ} 31'$ from North line of said Section a distance of 411.5 feet, more or less, thence north 177.3 feet to place of beginning, subject to legal highways and roads, containing .40 acres, more or less. Pottawattamie County, Iowa.

A parcel of land described as follows: Beginning at the SW corner of Section 11, T74N, R44W, Pottawattamie County, Iowa; thence north 209.9 ft. to a point on the west line of said section; thence northeasterly 906.3 ft. more or less to a point 600.2 ft. north of the south line of said section and 503.7 ft. west of the east line of the $W\frac{1}{2}$ of the $SW\frac{1}{4}$ of said section; thence east 503.7 ft. to a point on the said east line of said $W\frac{1}{2}$ of said $SW\frac{1}{4}$ of said section.

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520.2 ft. north of the south line of said section; thence south 188.7 ft. to a point on said east line of said $W\frac{1}{2}$, 411.5 ft. north of the south line of said section; Thence westerly along a 2 degree 30 minute curve to the left to a point 579.7 ft. west of said east line of said $W\frac{1}{2}$ of said $SW\frac{1}{2}$ and 231.5 ft. north of the south line of said section; thence southwest-erly on a tangent a distance of 537.4 ft. more or less to a point on the south line of said section 255.8 ft. east of the SW corner of said section; thence west on the south line of said section 255.8 ft. to the point of beginning; subject to legal highways and roads. Con-taining 8.41 acres more or less.

A strip of land 100 feet wide, being 50 feet on each side of a center line described as follows: Beginning at a point on the east line of Section 11, Twp. 74 North, Range 44 West, Pottawattamie County, Iowa, 520.2 feet north of the south line of said section; thence west on a line parallel to said south line of said section a distance of 3576.9 feet; thence westerly on a 2° 30' curve to the left, a distance of 386.1 feet, more or less, to a point on the west line of the $SE\frac{1}{4}$ of $SW\frac{1}{2}$ of said section, 481.5 feet north of said south line of said section; subject to legal highways and roads; containing 8.95 acres, more or less.

Lots Sixteen (16), seventeen (17), Eighteen (18), Twenty (20), Twenty-one (21), Twenty-two (22), Twenty-three (23), Twenty-four (24), Twenty-five (25), and Twenty-six (26) in Rayoma Addition a part of the $SW\frac{1}{2}$, $SW\frac{1}{2}$ of Section Twelve (12), Township (74), Range (44), ex-cept the South Sixty (60) feet thereof.

Lots 27, 28, 29 and 30 of the Rayoma Addition in the $SW\frac{1}{2}$ of the $SW\frac{1}{2}$ of the $SW\frac{1}{2}$ of Section 12, T74N, R44W, Pottawattamie County, Iowa.

Lot 19 of the Rayoma Addition in the $SW\frac{1}{2}$ of the $SW\frac{1}{2}$ of the $SW\frac{1}{2}$ of Section 12, T74N, R44W, Pottawattamie County, Iowa

A rectangular strip of land along the North line of the Southeast Quarter of the Southwest Quarter of the Southwest Quarter ($SE\frac{1}{4}$ $SW\frac{1}{2}$ $SW\frac{1}{4}$) of Section Twelve (12), Township Seventy-four (74) North, Range Forty-four (44) West, Pottawattamie County, Iowa, more particularly de-scribed as follows: Commencing at the Northeast corner of the $SE\frac{1}{4}$ $SW\frac{1}{2}$ $SW\frac{1}{4}$ Section 12, Town-ship 74, Range 44, thence west along the north line of said 10 acre tract to the westerly line of said 10 acre tract, thence south 214.5 feet along the westerly line of said 10 acre tract, thence easterly to the east line of said 10 acre tract to a point which is 221.7 feet south of the Northeast corner of said tract, thence north along the easterly line of said 10 acre tract to the place of beginning, containing 3.31 acres more or less.

A strip of land 16.5 feet wide in the Southwest Quarter of the Southeast Quarter of the Southwest Quarter (SW SE SW) of Section Twelve (12), Township Seventy-four (74) North, Range Forty-four (44) West Pottawattamie County, Iowa, beginning at the north line of said South-west Quarter of the Southeast Quarter of the Southwest Quarter of said section and extending

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12, T74N, R44W, Pottawattamie County, Iowa.

Lot 19 of the Rayoma Addition in the SW $\frac{1}{2}$ of the SW $\frac{1}{2}$ of the SW $\frac{1}{2}$ of Section 12, T74N, R44W, Pottawattamie County, Iowa

A rectangular strip of land along the North line of the Southeast Quarter of the Southwest Quarter of the Southwest Quarter (SE $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$) of Section Twelve (12), Township Seventy-four (74) North, Range Forty-four (44) West, Pottawattamie County, Iowa, more particularly described as follows: Commencing at the Northeast corner of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 12, Township 74, Range 44, thence west along the north line of said 10 acre tract to the westerly line of said 10 acre tract, thence south 214.5 feet along the westerly line of said 10 acre tract, thence easterly to the east line of said 10 acre tract to a point which is 221.7 feet south of the Northeast corner of said tract, thence north along the easterly line of said 10 acre tract to the place of beginning, containing 3.31 acres more or less.

A strip of land 16.5 feet wide in the Southwest Quarter of the Southeast Quarter of the Southwest Quarter (SW SE SW) of Section Twelve (12), Township Seventy-four (74) North, Range Forty-four (44) West Pottawattamie County, Iowa, beginning at the north line of said Southwest Quarter of the Southeast Quarter of the Southwest Quarter of said section and extending 221.7 feet south with its west border line on the west line of the said Southwest Quarter of the Southeast Quarter of the Southwest Quarter of the said section; containing .08 acres more or less.

A parcel of land described as follows: Beginning at a point in the Southeast Quarter of the Southwest Quarter of Section Twelve, Township Seventy-four North, Range Forty-four West, Pottawattamie County, Iowa, 659.5 feet north of the south line of said section and 16.5 feet east of the west line of the Southeast Quarter of the Southwest Quarter of said section; thence, in an easterly direction a distance of 1338.0 feet to a point in the Southwest Quarter of the Southeast Quarter of said section, and on the west line of County Road 34 feet east of the west line of the Southwest quarter of the Southeast Quarter of said section and 661.3 feet north of the south line of said section; thence south a distance of 236 feet along the west line of the county road to a point 425.3 feet north of the south line of said section and 34 feet east of the west line of the Southwest Quarter of the Southeast Quarter of said

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thence in a westerly direction a distance of 1338.0 feet to a point 437.8 feet north of south line of said section and 16.5 feet east of west line of Southeast Quarter of the Southwest Quarter of said section; thence north a distance of 221.7 feet to a point of beginning said parcel of land containing Seven and 13/100 (7.13) acres, more or less.

That part of the SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 12, Twp. 74 North, Range 44 West, described as follows: A strip of land 100 feet wide, being 50 feet on each side of a center line described as follows: Beginning at a point on the east line of County Road "X" in the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 12, Twp. 74 north, Range 44 west, Pottawattamie County, Iowa, 474.3 feet north of the south line of said section; thence easterly a distance of 733.8 feet to a point 467.3 feet north of the south line of said section; thence easterly on a 2°30' curve to the right a distance of 490.0 feet more or less to a point on the east line of the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of said section; 419.6 feet north of the south line of said section; containing 2.84 acres, more or less.

A parcel of land described as follows: Beginning at a point on the west line of the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 12, T74N, R44W, Pottawattamie County, Iowa, 512.6 ft. north of the south line of said section; thence easterly with a southeast angle of 89 degrees 29 inches from the west line of the said SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of said section a distance of 882.6 ft.; then southeasterly a distance of 486 ft. more or less to a point on the east line of Section 12, 343 ft. north of the SE corner of said section; thence south along the said east line of said section a distance of 383 ft. to the SE corner of said section; thence west along the south line of the said section a distance of 1320.5 ft. to the point of beginning; containing 14.75 acres more or less.

Also, a parcel of land in the NE $\frac{1}{4}$ of Section 13, Twp. 74, north, Range 44 West, described as follows: Beginning at the NE corner of said section; thence south on the east line of said section a distance of 100 feet; thence northwesterly to a point on the north line of said section; thence easterly 400 feet along the north line of said section to the point of beginning; containing 0.46 acres, more or less.

That part of the SW $\frac{1}{4}$ of Section 7, T74N, R43W, Pottawattamie County, Iowa, lying west and south of the C.B. & Q. Railroad right of way; containing 5.72 acres more or less.

A parcel of land described as follows: Beginning at the Northwest corner of Section 18, T74N, R43W, Pottawattamie County, Iowa, thence east along the north line of said section a distance of 741.1 feet more or less to a point in the southwest line of the C.B. & Q. Railroad right of way; thence southeast along said southwest line of said right of way a distance of 395 feet more or less; thence west a distance of 1015.2 feet more or less to a point in the south line of said section 100 feet south of the northwest corner of said section; thence

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also, a parcel of land in the NE $\frac{1}{4}$ of Section 13, Twp. 74, north, Range 44 West, described as follows: Beginning at the NE corner of said section; thence south on the east line of said section a distance of 100 feet; thence northwesterly to a point on the north line of said section; thence easterly 400 feet along the north line of said section to the point of beginning; containing 0.46 acres, more or less.

That part of the SW $\frac{1}{4}$ of Section 7, T74N, R43W, Pottawattamie County, Iowa, lying west and south of the C.B. & Q. Railroad right of way; containing 5.72 acres more or less.

A parcel of land described as follows: Beginning at the Northwest corner of Section 16, T74N, R43W, Pottawattamie County, Iowa, thence east along the north line of said section a distance of 741.1 feet more or less to a point in the southwest line of the C.B. & Q. Railroad right of way; thence southeast along said southwest line of said right of way a distance of 395 feet more or less; thence west a distance of 1015.2 feet more or less to a point in the west line of said section 100 feet south of the northwest corner of said section; thence north a distance of 100 feet to the point of beginning; containing 3.58 acres more or less.

That part of the North 325 feet of the NW $\frac{1}{4}$ of Section 18, Twp. 74 N., Range 43 West, Pottawattamie County, Iowa, lying East of the East Right-of-Way line of the C.B. & Q. Railroad right of way, containing 10.55 acres more or less.

The North One-Hundred (100) Feet of the Northeast Quarter (NE $\frac{1}{4}$) of Section Eighteen (18), Township Seventy-Four (74), Range Forty-three (43) in Pottawattamie County, and State of Iowa. Subject to legal highways and roads. Containing 7.38 acres more or less.

Beginning at a point 250 feet south and 33 feet west of the Northeast corner NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 17, T74N, R43W; thence south 453 feet; thence northwest following a 10°35'15" curve to the left for a distance of 214 feet; thence northwest for a distance of 243.82 feet thence to the right following a 9° 27' 37" curve for a distance of 152 feet; thence east 40 feet to the place of beginning. Said tract contains 3.09 acres.

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A tract of land beginning at the Southeast corner of the West half of the Southwest Quarter of Section Eight, Township 74 North, Range 43 West of the Fifth P.M., thence north along the east line of the west half of the Southwest Quarter of said Section Eight a distance of 92.5 feet more or less to the south right-of-way line of the Wabash Railroad; thence northwesterly 255 feet more or less to a point on the said south right-of-way line; thence southwesterly a distance of 799.4 feet more or less to a point on the south line of said Section Eight, and 398 feet east of the Southwest corner of said Section; thence east 920 feet more or less to the point of beginning; subject to legal highways and roads, containing 1.75 acres more or less.

That part of the Southeast Quarter (S.E. $\frac{1}{4}$) of the Southwest Quarter (S.W. $\frac{1}{4}$), Section Eight (8), Township seventy-four (74), North, Range forty-three (43), West, Pottawattamie, Iowa, lying between State highway number thirty-four (#34), County road G, North right-of-way line of the Wabash Railway and the South line of the said section contains 5.24 Acres, together with all easements, grants, rights, hereditaments and appurtenances thereunto belonging of whatever kind, nature, or description.

And, the City of Omaha, Nebraska covenants with the State of Iowa that it has good and lawful authority to convey the same, and that this conveyance is made by the Mayor of the City of Omaha, Nebraska, and attested by the City Clerk of the City of Omaha, Nebraska pursuant to a resolution above referred to, and further hereby covenants and warrants to defend the title to said premises against the lawful claims of all persons claiming by, through, and under it, and that the same is free and clear from all liens and encumbrances whatsoever.

This deed is authorized, executed, and delivered upon the express condition that the State of Iowa and/or any agency of said state, will forever keep and provide a highway for free public travel within the area herein conveyed, and will not divert the said described property or any part thereof from the purpose for which it is now used; that the State of Iowa will at all times apply to the said highway the care and maintenance necessary to keep same and every part thereof in good repair and will rebuild if necessary the said highway or any part thereof necessary to keep same in good condition for public travel. In event that the State of Iowa shall fail, refuse, or neglect to perform the said conditions above recited, or any of them, the performance of which constitutes the consideration for this conveyance, then all right title, and interest in and to said described property and every part thereof shall revert to and re-vest in the City of Omaha as fully and completely as if this instrument had not been executed; Provided however, that if the State of Iowa should at any time decide to make a change in the route of the road, or any part thereof, connecting the bridge hereinafter mentioned with what is now primary road No. 275, and construct a new road on the changed

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...to said premises against the lawful claims of all persons claiming by, through, and under
...and that the same is free and clear from all liens and encumbrances whatsoever.

This deed is authorized, executed, and delivered upon the express condition that the State
of Iowa and/or any agency of said state, will forever keep and provide a highway for free
public travel within the area herein conveyed, and will not divert the said described property
or any part thereof from the purpose for which it is now used; that the State of Iowa will
at all times apply to the said highway the care and maintenance necessary to keep same and
every part thereof in good repair and will rebuild if necessary the said highway or any part
thereof necessary to keep same in good condition for public travel. In event that the
State of Iowa shall fail, refuse, or neglect to perform the said conditions above recited,
or any of them, the performance of which constitutes the consideration for this conveyance,
then all right title, and interest in and to said described property and every part thereof
shall revert to and re-vest in the City of Omaha as fully and completely as if this instrument
had not been executed; Provided however, that if the State of Iowa should at any time decide
to make a change in the route of the road, or any part thereof, connecting the bridge
referred to with what is now primary road No. 275, and construct a new road on the changed
location, of a quality as good or better than the present road, which said new road if
and when constructed shall be subject to all the terms and conditions above stated, then such
change shall not be construed to be a breach of the conditions of the deed if the present road
be kept open for public travel until such new road is completed and open to travel.

IN WITNESS WHEREOF, the City of Omaha, Nebraska has caused these presents to be signed by
its Mayor and the seal of the said city, attested by the City Clerk, to be hereunto fixed
this 29 day of November, A.D., 1938.

City of Omaha, Nebraska
Dan B. Butler, Mayor

Attest:
Samett Hannon, City Clerk

Witnesses to the execution hereof by or on behalf of the City of
Omaha, Nebraska:

Fannie Sacks
C.A. Byars

Seal of the City of Omaha, Nebraska.

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STATE OF NEBRASKA }
COUNTY OF DOUGLAS } ss..

On this 29 day of November, A.D. 1938, before me, a Notary Public in and for the said County in the State aforesaid, personally appeared Dan B. Butler, Mayor of the City of Omaha, Nebraska and Emmett Hannon, City Clerk of said city, each being to me personally known to be the identical persons and officers named in the foregoing instrument, who executed the same for and on behalf of the City of Omaha, Nebraska, under and by virtue of the authority vested in them as Mayor and City Clerk, pursuant to a resolution of the City Council of the City of Omaha, and each for himself acknowledges the execution thereof to be his voluntary act and deed, and for the purpose herein expressed.

In testimony hereof I have hereunto set my hand and notarial seal at Omaha, Nebraska the day and year last above mentioned.

Wm. E. Davis
Douglas County, Nebraska
Notarial Seal
Commission expires Sept. 5, 1941

Wm. E. Davis
Notary Public in and for the City of Omaha,
Nebraska.
My commission expires Sept 5th, 1941



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Vol. 27 Page(s) 748
Patent No. 6084
Date 4-13-16