

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: Gregory K. Johnson, 314 W. Central Ave., Apt 1, Estherville, IA 51334

# State of Iowa

## OFFICE OF THE SECRETARY OF STATE

### STATE LAND OFFICE

Patent No. 6253

The **STATE OF IOWA**, subject to conditions listed in this patent, hereby conveys to **Gregory K. Johnson**, real estate in **Emmet County, Iowa**, and more particularly described as follows:

PART OF LOT 11, BLOCK 1 OF THE AUDITOR'S PLAT OF THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 10, TOWNSHIP 99 NORTH, RANGE 34 WEST OF THE 5th P.M., DATED AUGUST 10, 1936, FILED IN CABINET "A", SHEET 78, OFFICE OF THE EMMET COUNTY RECORDER, ESTHERVILLE; EMMET COUNTY, IOWA, AS SHOWN ON THE PLAT OF SURVEY ATTACHED HERETO AND BY REFERENCE MADE A PART HEREOF AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID LOT 11; THENCE SOUTH 02°05'11" WEST 50.00 FEET ALONG THE WEST LINE OF SAID LOT 11 TO THE POINT OF BEGINNING; THENCE CONTINUING SOUTH 02°05'11" WEST 43.87 FEET ALONG SAID WEST LINE OF LOT 11; THENCE SOUTH 75°40'41" EAST 165.83 FEET; PARALLEL WITH AND 40.00 FEET NORMALLY DISTANT NORTH OF THE CENTERLINE OF STATE HIGHWAY #9 (CENTRAL AVENUE), TO A POINT ON THE EAST LINE OF SAID LOT 11; THENCE NORTH 03°49'11" EAST 10.41 FEET ALONG SAID EAST LINE OF LOT 11; THENCE NORTH 65°00'35" WEST 176.28 FEET TO THE POINT OF BEGINNING AND CONTAINING 0.10 ACRES.

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, **Kim Reynolds**, 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 23<sup>rd</sup> day of May, 2018.

  
\_\_\_\_\_  
Kim Reynolds, Governor of Iowa  
  
\_\_\_\_\_  
Paul D. Pate, Iowa Secretary of State

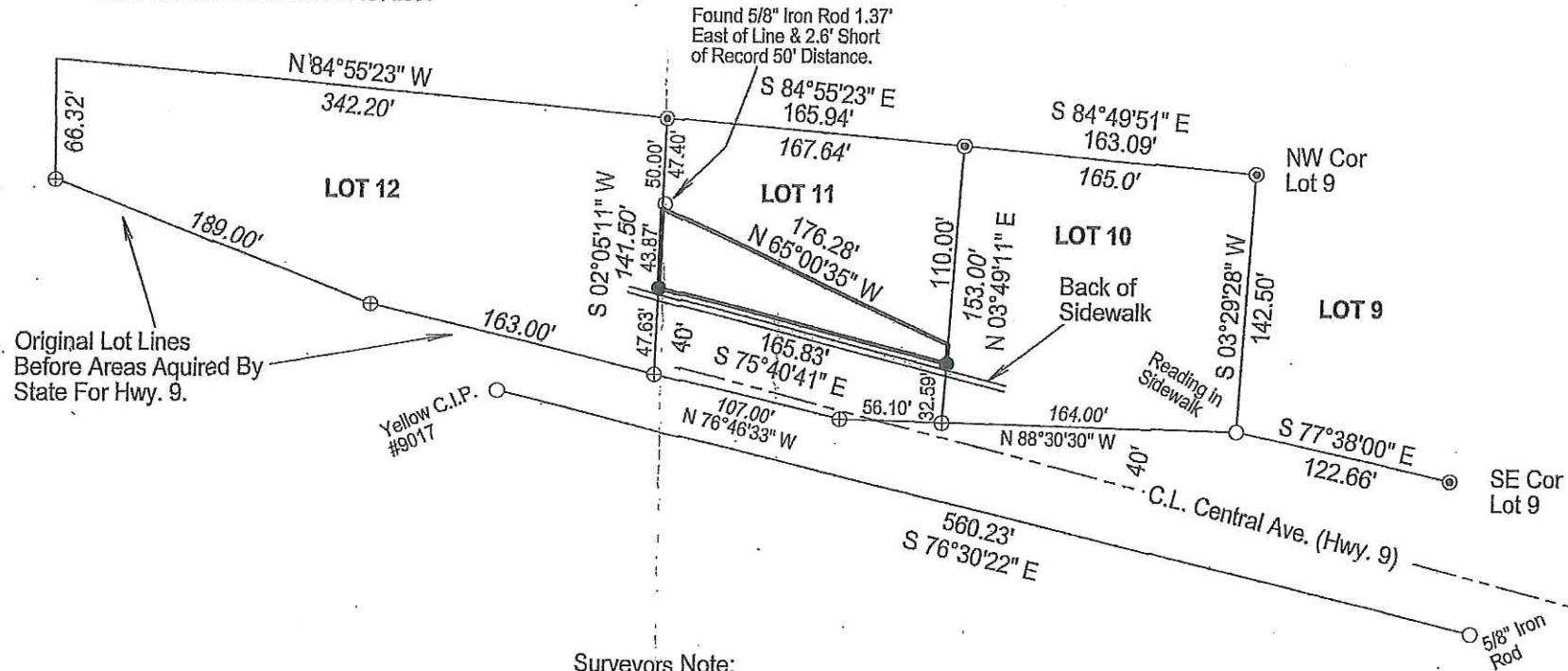
I hereby certify that the foregoing Patent is recorded in Vol. 27 Page 303 in the State Land Office.

  
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Paul D. Pate, Iowa Secretary of State

WITTNEBEN SURVEYING, INC. 303 W 2nd St. N, Estherville, IA 51334 712-362-4797

# PLAT OF SURVEY

PART OF LOT 11, BLOCK 1 OF THE AUDITOR'S PLAT OF THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 10, TOWNSHIP 99 NORTH, RANGE 34 WEST OF THE 5th P.M., DATED AUGUST 10, 1936, FILED IN CABINET "A", SHEET 78, OFFICE OF THE EMMET COUNTY RECORDER, ESTHERVILLE, EMMET COUNTY, IOWA, DESCRIBED AS FOLLOWS:  
 COMMENCING AT THE NORTHWEST CORNER OF SAID LOT 11; THENCE SOUTH 02°05'11" WEST 50.00 FEET ALONG THE WEST LINE OF SAID LOT 11 TO THE POINT OF BEGINNING; THENCE CONTINUING SOUTH 02°05'11" WEST 43.87 FEET ALONG SAID WEST LINE OF LOT 11; THENCE SOUTH 75°40'41" EAST 165.83 FEET PARALLEL WITH AND 40.00 FEET NORMALLY DISTANT NORTH OF THE CENTERLINE OF STATE HIGHWAY #9 (CENTRAL AVENUE), TO A POINT ON THE EAST LINE OF SAID LOT 11; THENCE NORTH 03°49'11" EAST 10.41 FEET ALONG SAID EAST LINE OF LOT 11; THENCE NORTH 65°00'35" WEST 176.28 FEET TO THE POINT OF BEGINNING AND CONTAINING 0.10 ACRES.



**Surveyors Note:**

This survey shows a part of Lot 11 which the State of Iowa (DOT) will Quit Claim to Greg Johnson. The Southerly Line of which is 40.00' distant normal to Hwy. #9 Centerline and 5.2' North of the existing sidewalk.

## GRAPHIC SCALE



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.  
 Signed: \_\_\_\_\_ Date: \_\_\_\_\_

*E. John Wittneben* 12-04-15  
 E. John Wittneben, L.S. No. 14810  
 My License Renewal Date Is: 12/31/2016  
 Sheets Covered By This Seal: 1



### LEGEND

- Found Monument As Noted
- Set 5/8"x30" Yellow Capped Rebar #14810
- ⊙ Found Yellow C.I.P. #9179
- 66' Record Dimension
- ROW Right-of-Way

### OWNER & CLIENT

**Greg Johnson**  
 314 West Central Ave.  
 Estherville, IA 51334

SURVEY 05/08/2015	DRAWN 06/08/2015	(Add Copies)
SCALE: 1" = 100'	SHEET: 1 OF 1	PROJECT NO. 1510