

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: Dean A. Leith, 1204 N. Poplar Street, Creston, IA 50801

State of Iowa

OFFICE OF THE SECRETARY OF STATE

STATE LAND OFFICE

Patent No. 6259

The **STATE OF IOWA**, subject to conditions listed in this patent, hereby conveys to **Dean A. Leith**, real estate in **Union County, Iowa**, and more particularly described as follows:

A parcel of land located in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 7, Township 72 North, Range 29 West of the 5th P.M., Union County, Iowa, as shown on Plat of Survey, attached hereto and by reference made a part hereof. Said parcel is more particularly described as follows:

Commencing at the NE Corner of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 7; thence S0°04'43"E 364.08 feet along the east line of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 7 to a point on the present northerly right of way line of Primary Road No. U.S. 34 the Point of Beginning; thence continuing S0°04'43"E 85.19 feet along the east line of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 7; thence N85°38'37"W 445.01 feet; thence N65°42'06"W 227.53 feet to a point on the present northerly right of way line of Primary Road No. U.S. 34; thence S86°17'14"E 652.35 feet along said present northerly right of way line to the Point of Beginning, said parcel contains 1.03 acres.

AND

A parcel of land located in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ and the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 7, Township 72 North, Range 29 West of the 5th P.M., Union County, Iowa, as shown on Plat of Survey, attached hereto and by reference made a part hereof. Said parcel is more particularly described as follows:

Commencing at the NW Corner of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 7; thence S0°04'43"E 364.08 feet along the west line of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 7 to a point on the present northerly right of way line of Primary Road No. U.S. 34 the Point of Beginning; thence along said present northerly right of way line for the following five (5) courses S86°17'14"E 1250.66 feet; N3°42'46"E 90.00 feet; S86°17'14"E 85.00 feet; S3°42'46"W 125.00 feet; S86°17'14"E 1240.74 feet; thence S45°51'05"W 90.35 feet; thence N85°53'57"W 2510.20 feet to a point on west line of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 7; thence N0°04'43"W 85.19 feet along the west line of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 7 to the Point of Beginning, said parcel contains 4.67 acres.

(continued on next page)

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 23rd 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 309 in the State Land Office.

Union County
Leith Patent
Continued from previous page

Access between the above described parcels of land and U.S. 34 is controlled by the Iowa Department of Transportation (DOT). Application for an entrance permit may be made to the DOT district office, subject to applicable rules, which include but are not limited to, application, design, and spacing requirements, currently set out at 761 Iowa Administrative Code chapter 112.

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.



IOWA DEPARTMENT OF TRANSPORTATION
PLAT OF SURVEY

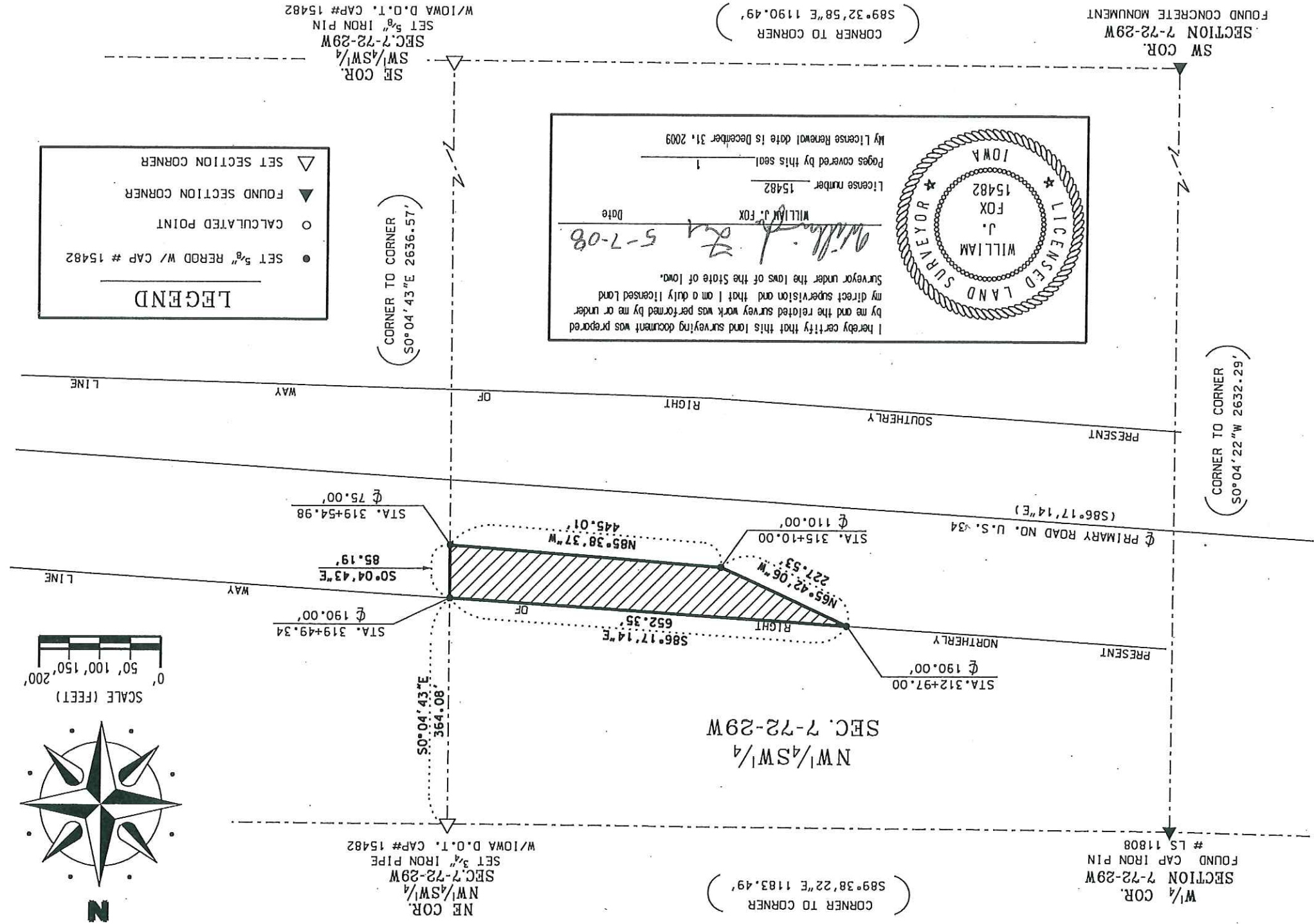


COUNTY UNION STATE CONTROL NO. _____
 PROJECT NO. FN-34-4(3)--21-88 PARCEL NO. 28
 SECTION 7 TOWNSHIP 72N RANGE 29W
 ROW - FEE _____ SO. FT. EASE _____ AC. EXCESS - FEE 1.03 AC
 ACQUIRED ACCESS RIGHTS FROM STA. _____ TO STA. _____ MAIN LINE _____ SIDE
 ACQUIRED ACCESS RIGHTS FROM STA. _____ TO STA. _____ SIDE ROAD _____ SIDE
 ACQUIRED FROM EDWARD E. PORTER EXECUTOR



LEGEND

- SET 5/8" REROD W/ CAP # 15482
- CALCULATED POINT
- ▼ FOUND SECTION CORNER
- ▽ SET SECTION CORNER



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
 License number 15482
 Date 5-7-08

Pages covered by this seal 1
 My license renewal date is December 31, 2009

NE COR.
 NW 1/4 SW 1/4
 SEC. 7-72-29W
 SET 3/4" IRON PIPE
 W/IOWA D.O.T. CAP# 15482

(S89°38'22"E 1183.49')
 CORNER TO CORNER

(S0°04'43"E 2636.57')
 CORNER TO CORNER

(S89°32'58"E 1190.49')
 CORNER TO CORNER

W 1/4 COR.
 SECTION 7-72-29W
 FOUND CAP IRON PIN
 # LS 11808

(S0°04'22"W 2632.29')
 CORNER TO CORNER

SW COR.
 SECTION 7-72-29W
 FOUND CONCRETE MONUMENT

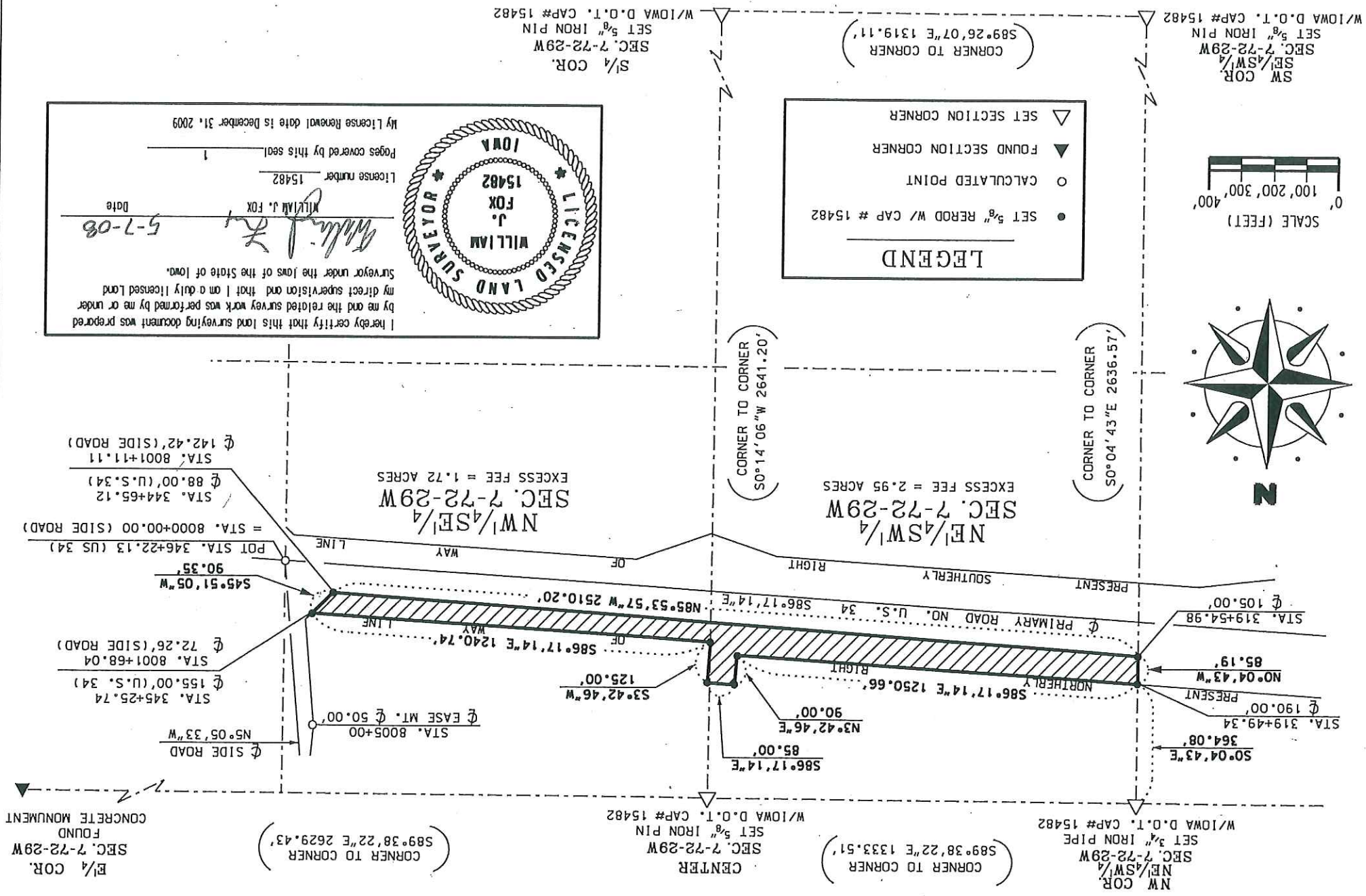


IOWA DEPARTMENT OF TRANSPORTATION
PLAT OF SURVEY



COUNTY UNION STATE CONTROL NO. _____
 PROJECT NO. FN-34-4(3)--21-88 PARCEL NO. 29
 SECTION 7 TOWNSHIP 72 N. RANGE 29 W
 ROW - FEE _____ AC. EASE _____ AC. EXCESS - FEE * 4.67 AC
 ACQUIRED ACCESS RIGHTS FROM STA. _____ TO STA. _____ SIDE
 ACQUIRED ACCESS RIGHTS FROM STA. _____ TO STA. _____ SIDE
 ACQUIRED FROM JAMES E. KINGERY ET UX

* NE 1/4 SW 1/4 SEC. 7 = 2.95 ACERS
 NW 1/4 SE 1/4 SEC. 7 = 1.72 ACERS
 TOTAL EXCESS FEE = 4.67 ACERS



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.

Signature: *William J. Fox*
 License number 15482
 Date 5-7-08

Pages covered by this seal: 1
 My License Renewal date is December 31, 2009

LICENSED LAND SURVEYOR
WILLIAM J. FOX
15482
IOWA