

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: David L. Spurgeon & Andrea G. Dettmann-Spurgeon, 1326 Prairie Ridge Drive, Polk City, IA 50226

State of Iowa

OFFICE OF THE SECRETARY OF STATE

Patent No. 5867

STATE LAND OFFICE

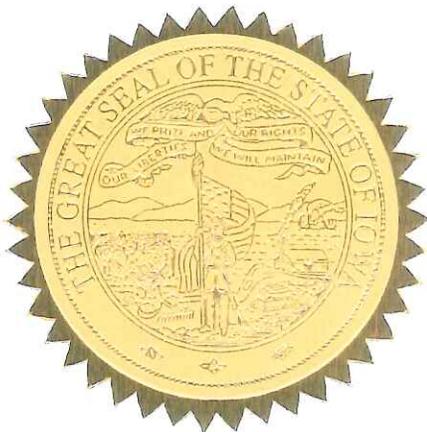
The **STATE OF IOWA**, subject to conditions listed in this patent, hereby conveys to **David L. Spurgeon and Andrea G. Dettmann-Spurgeon**, real estate in **Warren County, Iowa**, and more particularly described as follows:

A parcel of land in Auditor's Outlot 38 now included in and forming a part of the City of Carlisle, Warren County, Iowa, identified as Parcel "T" on Plat of Survey, Exhibit "A", attached hereto, which by this reference is made a part hereof.

Beginning at the SW Corner of said Outlot 38; thence S 88°38'41"E, 314.16 feet on the south line of said Outlot 38; thence N 14°16'12"W, 46.61 feet; thence N 46°21'48"W, 156.22 feet; thence N 72°22'02"W, 195.76 to the west line of said Outlot 38; thence S 00°49'38"W, 204.86 feet on said west line to the Point of Beginning, containing 44,689 square feet.

(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 3rd day of July, 2013.



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 100 in the State Land Office.



Matt Schultz, Iowa Secretary of State

Warren County
Spurgeon Patent
Cont. from page 1

Direct access between the above described parcel of land and IA 5 and 8th Street 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

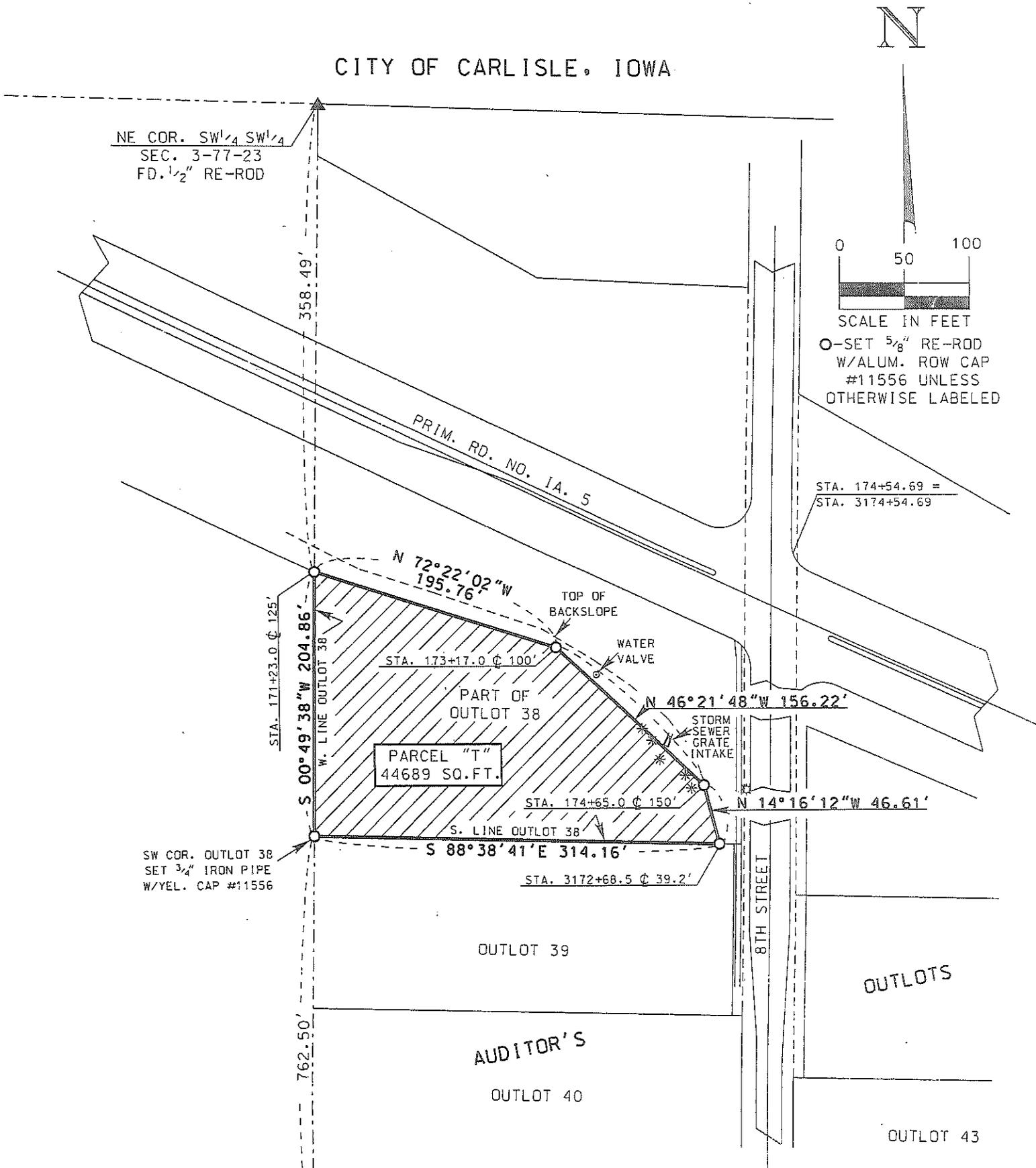


PLAT OF SURVEY
EXHIBIT "A"

COUNTY WARREN STATE CONTROL NO. _____
 PROJECT NO. FN-5-4(22)--21-91 PARCEL NO. 58
 SECTION 3 TOWNSHIP 77N RANGE 23W
 ROW - FEE _____ AC. EASE _____ AC. EXCESS - FEE 44,689 SQ.FT.
 ACQUIRED FROM VELVA L. LEE & ROBERT G. LEE

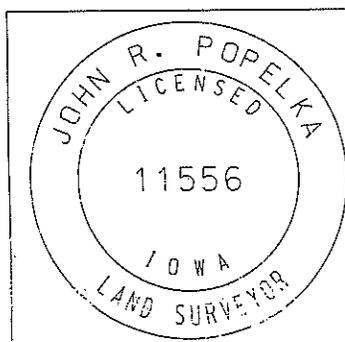
SOLD TO: _____
 COUNTY AUDITOR PARCEL DESIGNATION "T"

CITY OF CARLISLE, IOWA



SE COR. SW¹/₄ SW¹/₄
SEC. 3-77-23
FD. 1/2" RE-ROD W/CAP #5301

DATE DRAWN 10/12/09 J.R.P.



I hereby certify that this land surveying document is in accordance with a survey made by me or under my direct personal supervision in October, 2009.

John R. Popelka 10/12/09

John R. Popelka Lic. No. 11556 Dated
 My license renewal date is December 31, 2010
 Number of sheets covered by this seal is 1.