

Prepared By/Return To:

Katie Johnson, Iowa Department of Transportation, Office of Right of Way, 800 Lincoln Way, Ames, IA 50010 (515)239-1633

State of Iowa

OFFICE OF THE SECRETARY OF STATE

Easement No. 5921E

STATE LAND OFFICE

The **STATE OF IOWA**, pursuant to Iowa Code section 306.45, subject to conditions listed in this easement, hereby conveys a permanent easement for the purpose of constructing and maintaining a sanitary sewer to the **CITY OF COUNCIL BLUFFS, IOWA**, and their heirs, assigns, and successors in interest in real estate in **POTTAWATTAMIE** County, Iowa, described as:

See Exhibit "A" attached hereto and by this reference made a part hereof.

CONDITIONS: Consideration for the grant of this easement pursuant to Iowa Code section 306.45 is set forth in the certificate of the **Right of Way Director of the Iowa Department of Transportation** filed with the State Land Office. This easement is subject to the conditions imposed by Iowa Code sections 306.24, and 306.45, and to all other conditions imposed by law, and to the right of a utility association, company or corporation to continue in possession of a right of way in use at the time of this conveyance.



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 at Des Moines, on this 15 day of July, 2014.

Terry E. Branstad, Governor of Iowa

Matt Schultz, Iowa Secretary of State

I hereby certify that the foregoing Easement is recorded in Vol. 26 Page 154 in the State Land Office.

Matt Schultz, Iowa Secretary of State

PERMANENT EASEMENT

ACQUIRED FROM STATE OF IOWA C/O OFFICE OF RIGHT OF WAY

LEGAL DESCRIPTION - PERMANENT EASEMENT

A PARCEL OF LAND BEING A PORTION OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 7, TOWNSHIP 74 NORTH, RANGE 43 WEST OF THE 5th PRINCIPAL MERIDIAN, POTTAWATTAMIE COUNTY, IOWA, BEING MORE FULLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE CENTER OF SAID SECTION 7;

THENCE ALONG THE WEST LINE OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF SAID SECTION, NORTH 01 DEGREE 48 MINUTES 53 SECONDS EAST, 1,318.48 FEET TO THE SOUTH LINE OF SAID NORTHWEST QUARTER OF THE NORTHEAST QUARTER;

THENCE ALONG SAID SOUTH LINE, SOUTH 88 DEGREES 28 MINUTES 18 SECONDS EAST, 1,255.45 FEET;

THENCE NORTH 01 DEGREE 31 MINUTES 42 SECONDS EAST, 13.56 FEET TO A POINT ON THE WESTERLY SIDE OF AN EXISTING 80.00 FOOT SEWER EASEMENT ALSO BEING THE TRUE POINT OF BEGINNING;

THENCE NORTH 30 DEGREES 32 MINUTES 07 SECONDS WEST, 106.44 FEET;

THENCE NORTH 15 DEGREES 55 MINUTES 56 SECONDS WEST, 10.45 FEET TO A POINT ON A CURVE CONCAVE SOUTHEASTERLY, HAVING A RADIUS OF 1,382.50, ALSO BEING A POINT ON THE NORTHERLY RIGHT OF WAY OF THE STATE OF IOWA;

THENCE NORTHEASTERLY ALONG SAID CURVE AND ALONG SAID RIGHT OF WAY, THROUGH A CENTRAL ANGLE OF 00 DEGREES 47 MINUTES 21 SECONDS, 19.04 FEET;

THENCE CONTINUING ALONG SAID RIGHT OF WAY SOUTH 33 DEGREES 57 MINUTES 26 SECONDS EAST, 10.00 FEET;

THENCE NORTH 56 DEGREES 43 MINUTES 50 SECONDS EAST, 28.12 FEET;

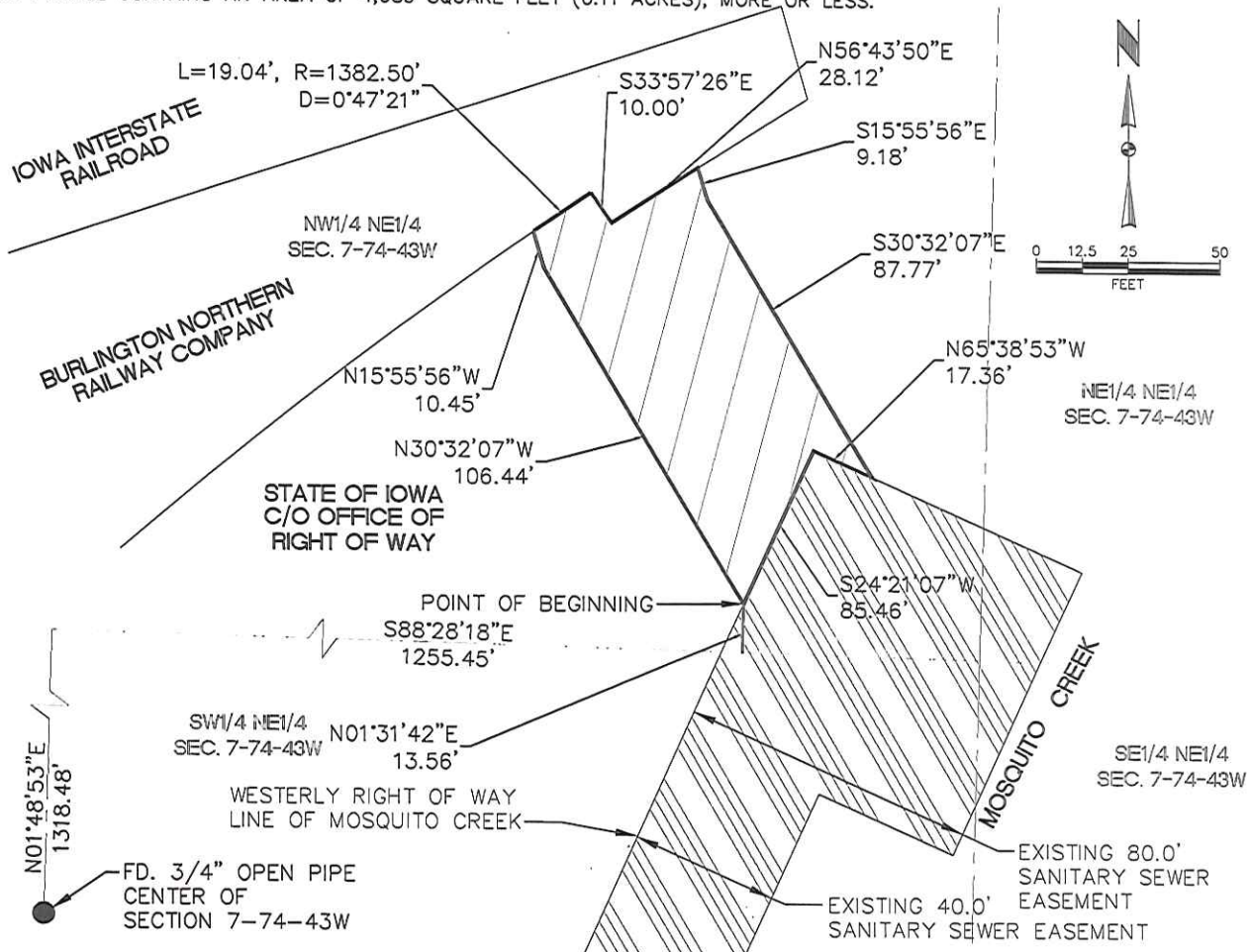
THENCE SOUTH 15 DEGREES 55 MINUTES 56 SECONDS EAST, 9.18 FEET;

THENCE SOUTH 30 DEGREES 32 MINUTES 07 SECONDS EAST, 87.77 TO A POINT ON THE NORTHERLY LINE OF A EXISTING 80.00 FOOT SEWER EASEMENT;

THENCE ALONG SAID EASEMENT, NORTH 65 DEGREES 38 MINUTES 53 SECONDS WEST, 17.36 FEET;

THENCE CONTINUING ALONG SAID EASEMENT, SOUTH 24 DEGREES 21 MINUTES 07 SECONDS WEST, 85.46 FEET TO THE TRUE POINT OF BEGINNING.

SAID PARCEL CONTAINS AN AREA OF 4,689 SQUARE FEET (0.11 ACRES), MORE OR LESS.



CONTRACT DATED _____
 CONSIDERATION \$ _____
 ACQUIRED BY CITY OF COUNCIL BLUFFS
 TEMPORARY EASEMENT 0 s.f.
 SECTION 07 TOWNSHIP 74 NORTH RANGE 43 WEST
 PERMANENT EASEMENT 4,689 s.f.

| | |
|--|---|
| | <p>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.</p> |
| | <p><i>Mel Samples</i> 5-7-14 MELVIN G. SAMPLES DATE</p> |
| | <p>License Number 10569 My license renewal date is December 31, 2014</p> |
| | <p>Pages or sheets covered by this seal: SHEET 1 OF 1</p> |
| | <p>_____</p> |