

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: Robert A. Lowry and Julie D. Lowry, 3376 240th Street, Somers, IA 50586

State of Iowa

OFFICE OF THE SECRETARY OF STATE

Patent No. 5939

STATE LAND OFFICE

The **STATE OF IOWA**, subject to conditions listed in this patent, hereby conveys to **Robert A. Lowry and Julie D. Lowry**, real estate in **Calhoun County, Iowa**, and more particularly described as follows:

See Exhibit "A", Plat of Survey Pages 1 of 2 and 2 of 2 attached hereto and by this reference made a part hereof.

Direct access between the above described parcel of land and U.S. 20 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.

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 25th day of October, 2014.



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 172 in the State Land Office.



Matt Schultz, Iowa Secretary of State



IOWA DEPARTMENT OF TRANSPORTATION
PLAT OF SURVEY
EXHIBIT "A"



COUNTY CALHOUN STATE CONTROL NO. -
PROJECT NO. NHSN-020-3(095)--2R-13 PARCEL NO. 351
SECTION 9 TOWNSHIP 88N RANGE 31W
ACQUIRED FROM Robert A. and Julie D. Lowry
EXCESS PARCEL 37.17 ACRES
IDOT TO RETAINED ACCESS RIGHTS FROM STA. 716+15 ± P.L. TO STA. 722+97 ± P.L. MAIN LINE NORTH SIDE
COUNTY AUDITOR PARCEL DESIGNATION " A "

LEGAL DESCRIPTION

A parcel of land located in a part of the Southeast ¼ of the Northwest ¼ and in a part of the Northwest ¼ of the Southwest ¼ and in a part of the Northeast ¼ of the Southwest ¼, all in Section 9, Township 88 North, Range 31 West of the Fifth Principal Meridian, Calhoun County, Iowa, as shown on Page 2 of 2 of this Plat of Survey and more particularly described as follows:

Beginning at the Center of said Section 9; thence South 00°47'04" West, 790.63 feet (240.985m) along the East line of the Southwest ¼ of said Section 9 to a point on the North right of way line of Primary Road US20; thence South 84°04'53" West, 818.75 feet (249.555m) along said North right of way line; thence North 70°55'44" West, 1337.67 feet (407.724m) along said North right of way line; thence North 64°57'27" East, 2314.45 feet (705.446m) to a point on the East line of the Northwest ¼ of said Section 9; thence South 00°47'04" West, 541.82 feet (165.148m) along said East line to the Point of Beginning, containing 37.17 acres.

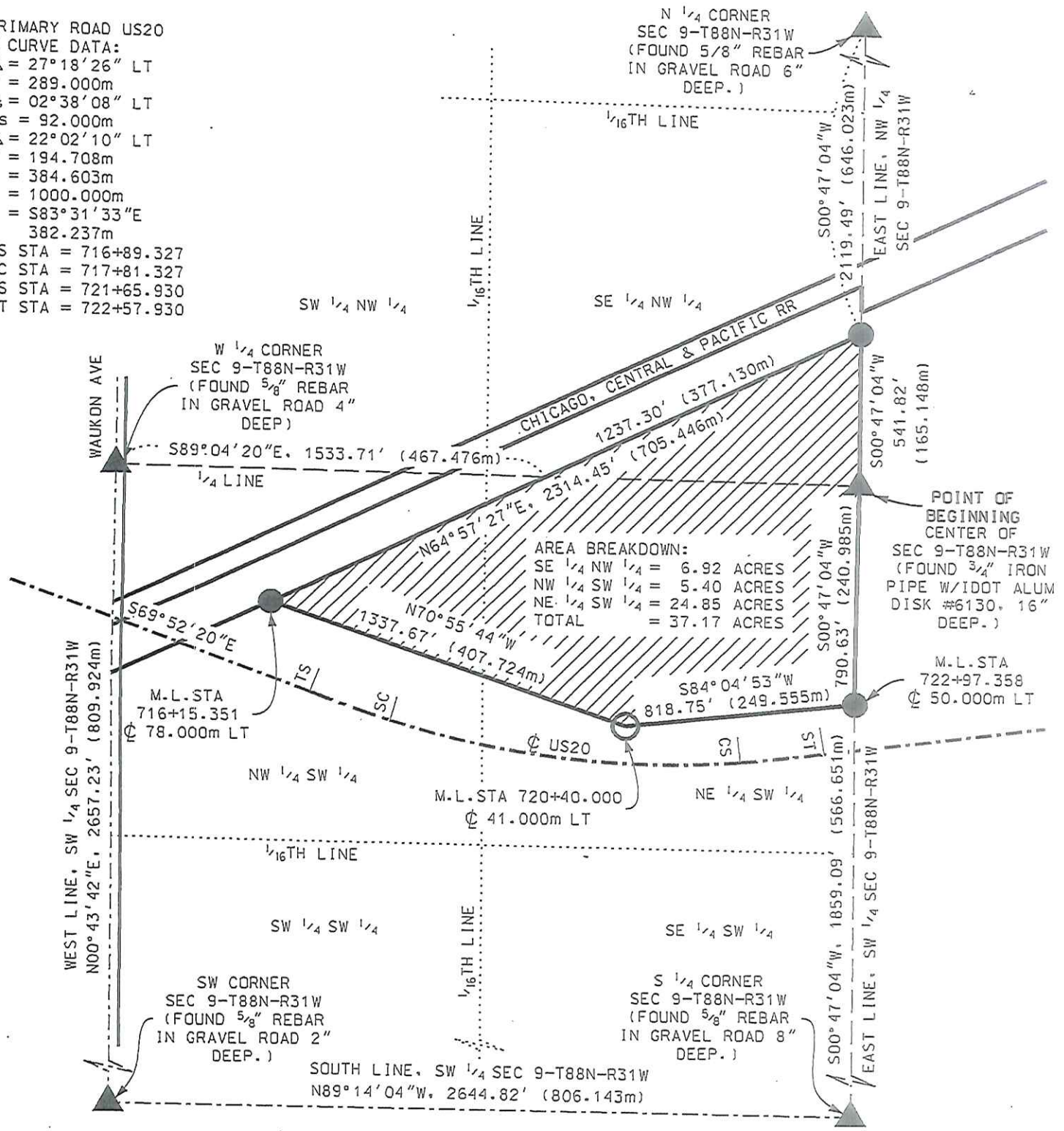


IOWA DEPARTMENT OF TRANSPORTATION
PLAT OF SURVEY
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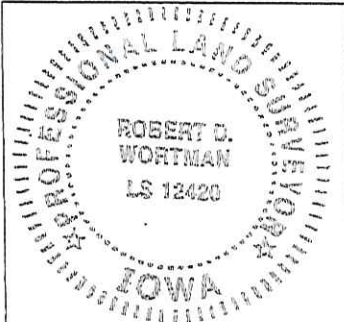
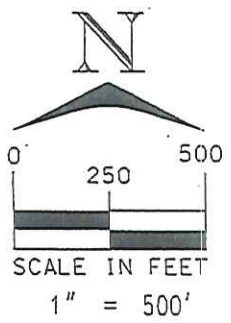
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PRIMARY ROAD US20
 CURVE DATA:
 $\Delta = 27^\circ 18' 26''$ LT
 $T = 289.000m$
 $\theta = 02^\circ 38' 08''$ LT
 $L_s = 92.000m$
 $\Delta = 22^\circ 02' 10''$ LT
 $T = 194.708m$
 $L = 384.603m$
 $R = 1000.000m$
 $C = S83^\circ 31' 33'' E$
 $382.237m$
 TS STA = 716+89.327
 SC STA = 717+81.327
 CS STA = 721+65.930
 ST STA = 722+57.930



- ▲ = MONUMENT FOUND SECTION CORNER, AS NOTED.
- = MONUMENT SET 3/4" PIPE W/YELLOW PLASTIC IDOT CAP
- = MONUMENT SET 5/8" REBAR W/YELLOW PLASTIC IDOT CAP

LEGEND: 1 Meter (m) = 3.280833 feet. (m) indicates a measurement in meters. Metric stationing based on the one hundred meter station (Sta. = 100m)



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 Professional Land Surveyor under the laws of the State of Iowa.

Robert D. Wortman 1-15-2014
 Robert D. Wortman License No. 12420 Date
 My license renewal date is December 31, 2015
 Pages or sheets covered by this seal: Pages 1 of 2 & 2 of 2