

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: Richard J. Eisenbacher and Kathleen J. Eisenbacher, 310 Main Street, P.O. Box 6, Fostoria, IA 51340

State of Iowa

OFFICE OF THE SECRETARY OF STATE

Patent No. 5953

STATE LAND OFFICE

The **STATE OF IOWA**, subject to conditions listed in this patent, hereby conveys to **Richard J. Eisenbacher and Kathleen J. Eisenbacher as joint tenants with full rights of survivorship and not as tenants in common**, real estate in **Clay County, Iowa**, and more particularly described as follows:

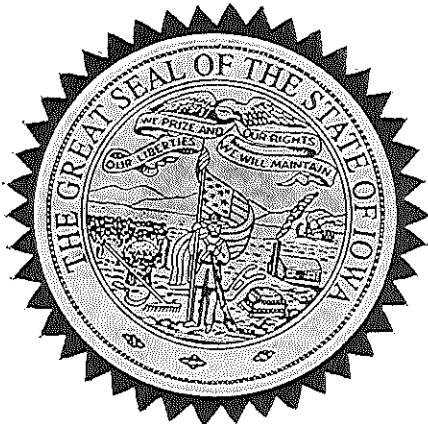
Tract "A"

A parcel of land, being a part of a parcel of land conveyed to the State of Iowa by a certain Warranty Deed, executed by Richard J. Eisenbacher and Kathleen J. Grady on December 13, 1997 and recorded in the Office of the Clay County Recorder as Document #1685 in Book 76 at Page 347 on January 12, 1998, located in a part of the Northeast ¼ of the Northwest ¼ of Section 36, Township 97 North, Range 37 West of the Fifth Principal Meridian, Clay 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 Northeast Corner of the Northwest ¼ of said Section 36; thence North 89°25'45" West, 1006.68 feet along the North line of said Northwest ¼; thence South 02°22'31" West, 75.04 feet to the Point of Beginning; thence continuing South 02°22'31" West, 213.76 feet; thence North 86°50'45" West, 146.25 feet; thence North 00°56'15" East, 28.73 feet; thence North 84°25'45" West, 41.45 feet; thence North 00°34'15" East, 174.72 feet to a point on a line being 75.00 feet distant from and parallel with the North line of the Northwest ¼ of said Section 36; thence South 89°25'45" East, 193.94 feet along said parallel line to the Point of Beginning, containing 0.89 acre.

(cont. page 3)

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 8th day of January 2015.


Terry E. Branstad, Governor of Iowa


Paul D. Pate, Iowa Secretary of State

I hereby certify that the foregoing Patent is recorded in Vol. 27 Page 2 in the State Land Office.


Paul D. Pate, Iowa Secretary of State

Clay County
Eisenbacher Patent
Cont. from page 2

AND

Tract "B"

A parcel of land, being a part of a parcel of land conveyed to the State of Iowa by a certain Warranty Deed, executed by Richard J. Eisenbacher and Kathleen J. Grady on December 13, 1997 and recorded in the Office of the Clay County Recorder as Document #1685 in Book 76 at Page 347 on January 12, 1998, located in a part of the Northeast $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ of Section 36, Township 97 North, Range 37 West of the Fifth Principal Meridian, Clay 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 Northeast Corner of the Northwest $\frac{1}{4}$ of said Section 36; thence North $89^{\circ}25'45''$ West, 1202.98 feet along the North line of said Northwest $\frac{1}{4}$; thence South $00^{\circ}34'15''$ West, 249.72 feet to the Point of Beginning; thence continuing South $00^{\circ}34'15''$ West, 265.18 feet; thence South $89^{\circ}25'45''$ East, 180.08 feet; thence North $02^{\circ}22'31''$ East, 226.36 feet; thence North $86^{\circ}50'45''$ West, 146.25 feet; thence North $00^{\circ}56'15''$ East, 28.73 feet; thence North $84^{\circ}25'45''$ West, 41.45 feet to the Point of Beginning, containing 1.00 acre.

Direct access between the above described parcels of land and U.S. 18 is provided by an Ingress and Egress Easement that was filed in Clay County by the Clay County Recorder on January 12, 1998 in Book 76, Page 345 as shown by document #1684.

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.

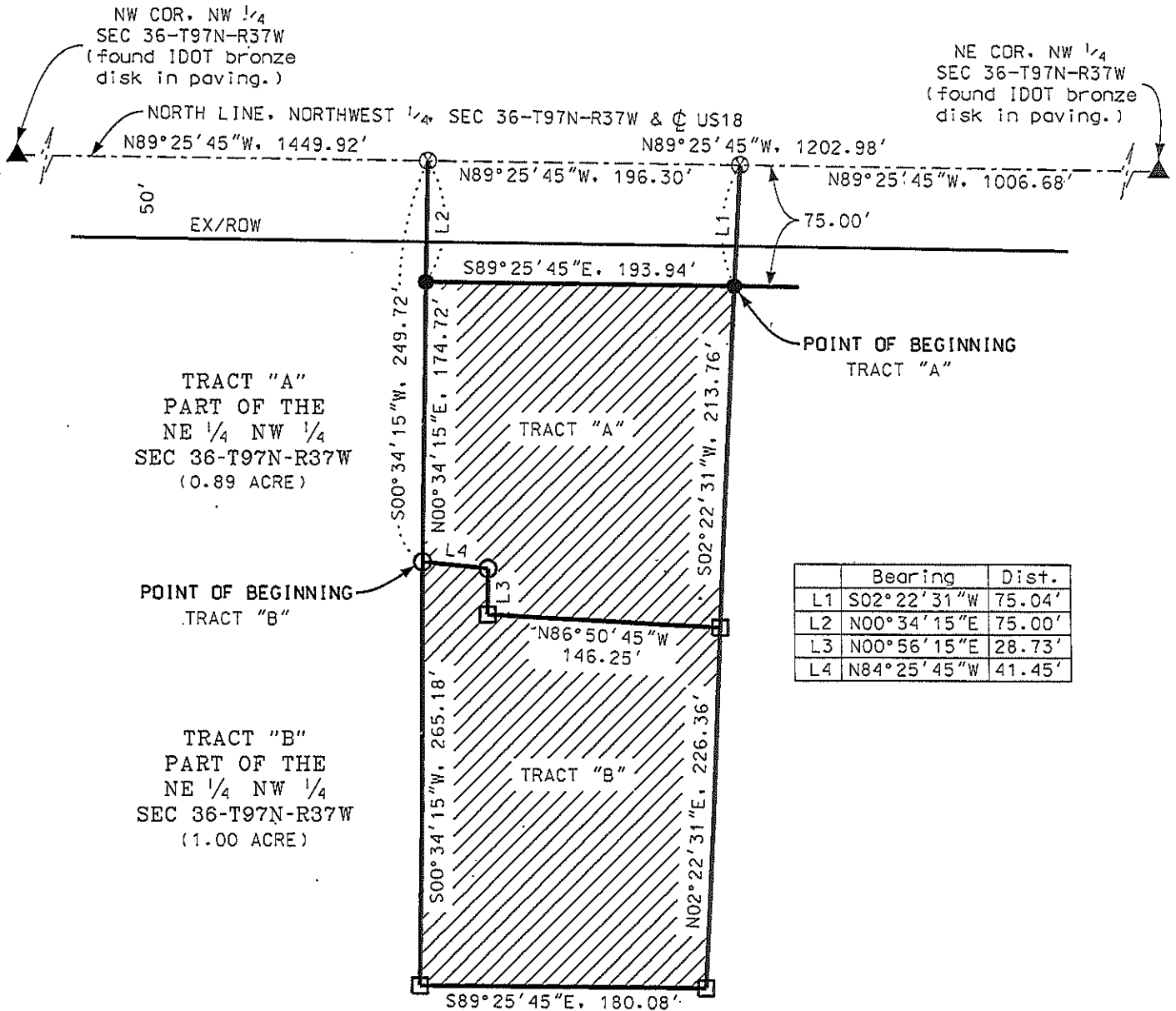
PLAT OF SURVEY

A PLAT OF SURVEY SHOWING 2 PARCELS OF LAND LOCATED IN A PART OF THE NORTHEAST 1/4 OF THE NORTHWEST 1/4 OF SECTION 36, TOWNSHIP 97 NORTH, RANGE 37 WEST OF THE FIFTH PRINCIPAL MERIDIAN, CLAY COUNTY, IOWA.

SURVEY WAS MADE OCTOBER, 2012 AT THE REQUEST OF THE OWNER: IOWA DEPARTMENT OF TRANSPORTATION

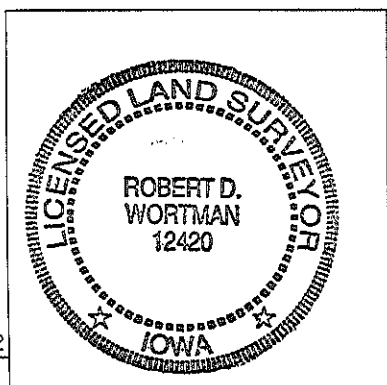
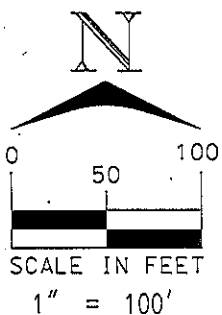
PARCELS WERE ACQUIRED FROM RICHARD J. EISENBACHER AND KATHLEEN J. GRADY ON DECEMBER 13, 1997, BY WARRANTY DEED RECORDED IN BOOK 76 AT PAGE 347, AS PART OF PARCEL 49B ON PROJECT NHSN-71-8(6)--2R-21.

CLAY COUNTY AUDITOR PARCEL 'C'



LEGEND

- ⊗ = MONUMENT SET, PK NAIL IN PAVING.
- = MONUMENT SET, 3/4"x30" PIPE W/RED PLASTIC CAP #12420
- = MONUMENT FOUND, 1/2" REBAR W/YELLOW PLASTIC CAP #5388
- = MONUMENT FOUND 5/8" REBAR



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.

Robert D. Wortman 11-19-2012
 Robert D. Wortman License No. 12420 Date

My license renewal date is December 31, 2013.

Pages or sheets covered by this seal: 1 of 2 & 2 of 2

DATE DRAWN ALR 11/01/2012
 REVISED