

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: Michael D. Schmiesing, 24580 Jasmin Lane, Glenwood, IA 51534

State of Iowa

OFFICE OF THE SECRETARY OF STATE

STATE LAND OFFICE

Patent No. 6085

The **STATE OF IOWA**, subject to conditions listed in this patent, hereby conveys to **Michael D. Schmiesing**, real estate in **Mills** County, Iowa, and more particularly described as follows:

A parcel of land located in NW ¼ SW ¼, NE ¼ SW ¼, SW ¼ SW ¼, and the SE ¼ SW ¼ of Section 7, Township 72 North, Range 43 West of the 5th P M, Mills County, Iowa, as shown on Acquisition Plat Exhibit "A" Plat 1 of 2, attached hereto and by reference made a part hereof, said parcel is more particularly described as follows:

Commencing at the SW Corner of said Section 7, thence S89°21'29"E 440.65 feet along the south line of the SW ¼ of said Section 7 to the Point of Beginning, thence N1°42'16"W 1151.52 feet, thence N0°15'03"E 206.32 feet to a point on centerline of Hammond Avenue, thence S89°44'57"E 1136.83 feet along said centerline, thence S49°58'32"E 426.49 feet, thence S2°29'24"E 1095.66 feet to a point on the south line of the SW ¼ of said Section 7, thence N89°21'29"W 1477.75 feet along the south line of said SW ¼ to the Point of Beginning, said parcel contains 44.90 acres, of which 1.08 acres is in existing county road easement.

Direct access between the above described parcel of land and U.S. 34 will be prohibited.

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.

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.



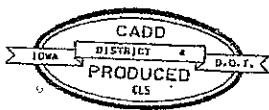
I, **Terry E. Branstad**, Governor of the State of Iowa, have caused this instrument to be issued and the Great Seal of the State of Iowa to be affixed to it at Des Moines, on this 18th day of April, 2016.

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 134 in the State Land Office.

Paul D. Pate, Iowa Secretary of State



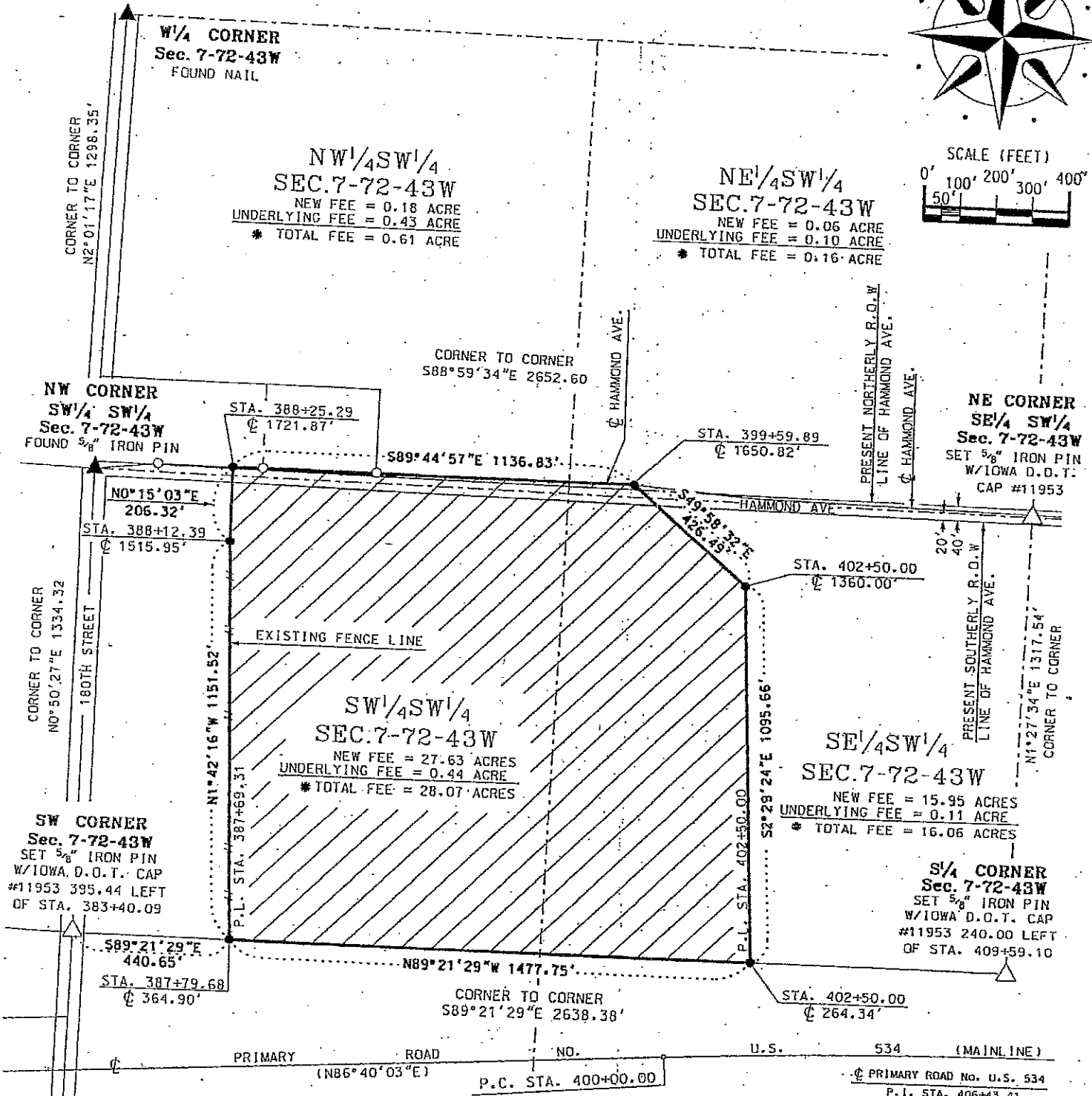
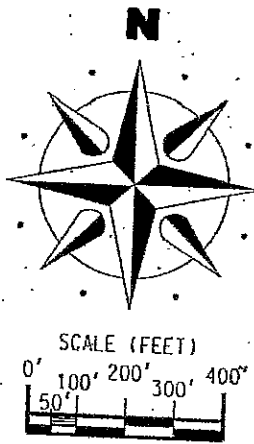
IOWA DEPARTMENT OF TRANSPORTATION
ACQUISITION PLAT
EXHIBIT "A"
PLAT 1 OF 2



COUNTY MILLS
PROJECT NO. NHSX-534-1(79)--3H-65 STATE CONTROL NO. _____
SECTION 7 PARCEL NO. 10
ROW - FEE *44.90 TOWNSHIP 72 N RANGE 43 W
AC, EASE _____ AC, EXCESS - FEE. _____ AC,
ACQUIRED ACCESS RIGHTS FROM STA. _____ TO STA. _____ MAIN LINE _____ SIDE _____

ACQUIRED FROM MICHAEL D. AND CONNIE SCHMIESING

* NW¹/₄ SW¹/₄ SEC. 7 FEE = 0.61 ACRE
NE¹/₄ SW¹/₄ SEC. 7 FEE = 0.16 ACRE
SW¹/₄ SW¹/₄ SEC. 7 FEE = 28.07 ACRES
SE¹/₄ SW¹/₄ SEC. 7 FEE = 16.06 ACRES
TOTAL FEE = 44.90 ACRES



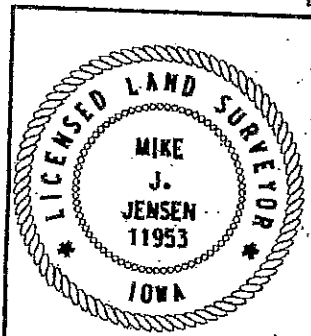
SW CORNER
Sec. 7-72-43W
SET 5/8" IRON PIN
W/IOWA D.O.T. CAP
#11953 395.44 LEFT
OF STA. 383+40.09

S¹/₄ CORNER
Sec. 7-72-43W
SET 5/8" IRON PIN
W/IOWA D.O.T. CAP
#11953 240.00 LEFT
OF STA. 409+59.10

NE¹/₄NW¹/₄
SEC.18-72-43W

P.I. STA. 406+43.41
Δ = 4°20'05.74" (RT)
T = 643.41'
L = 1286.20'
E = 12.17'
R = 17000.00'

- LEGEND
- CALCULATED POINT
- FOUND IRON PIN
W/CAP. 9380
- SET 5/8" IRON PIN
W/CAP. 11953
- ▲ 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.
Mike J. Jensen 2-3-09
MIKE J. JENSEN Date
11953
Pages covered by this set. 1
My License Renewal date is December 31, 2010

Date 12/28/2009 Time 1:08 PM
Rec Amt \$29.00 Aud Amt \$5.00
Rev Transfer Tax \$515.20
Rev Stamp# 118

indx ✓
ref

VICKI McCLINTIC, COUNTY RECORDER
MILLS IOWA



R- Prepared by: Esther Glasnapp, Office of Right of Way, 800 Lincoln Way, Ames, IA 50010, 515-239-1416
Return to: Esther Glasnapp, Office of Right of Way, 800 Lincoln Way, Ames, IA 50010 **SASE**
Address Tax Statements: Property Management Supvr., Office of Right of Way, 800 Lincoln Way, Ames, IA 50010

WARRANTY DEED

For the consideration of **Three Hundred Twenty-two Thousand Four Hundred and no/100— (\$322,400.00)——Dollars** and other valuable consideration in hand paid by Iowa Department of Transportation, **MICHAEL D. SCHMIESING AND CONNIE SCHMIESING, his wife**, do hereby convey to the **STATE OF IOWA** real estate and right of access in Mills County, Iowa:

THE FEE SIMPLE TITLE GRANTED IS TO LAND DESCRIBED AS FOLLOWS:

A parcel of land located in NW ¼ SW ¼, NE ¼ SW ¼, SW ¼ SW ¼, and the SE ¼ SW ¼ of Section 7, Township 72 North, Range 43 West of the 5th P.M., Mills County, Iowa, as shown on Acquisition Plat Exhibit "A" Plat 1 of 2, attached hereto and by reference made a part hereof; said parcel is more particularly described as follows:

Commencing at the SW Corner of said Section 7, thence S89°21'29"E 440.65 feet along the south line of the SW ¼ of said Section 7 to the Point of Beginning; thence N1°42'16"W 1151.52 feet; thence N0°15'03"E 206.32 feet to a point on centerline of Hammond Avenue; thence S89°44'57"E 1136.83 feet along said centerline; thence S49°58'32"E 426.49 feet; thence S2°29'24"E 1095.66 feet to a point on the south line of the SW ¼ of said Section 7; thence N89°21'29"W 1477.75 feet along the south line of said SW ¼ to the Point of Beginning, said parcel contains 44.90 acres, of which 1.08 acres is in existing county road easement.

AND

A parcel of land located in SE ¼ SE ¼ of Section 7, Township 72 North, Range 43 West of the 5th P.M., Mills County, Iowa, as shown on Acquisition Plat Exhibit "A" Plat 2 of 2, attached hereto and by reference made a part hereof; said parcel is more particularly described as follows:

Commencing at the SE Corner of said Section 7, thence N89°21'29"W 606.64 feet along the south line of the SE ¼ SE ¼ of said Section 7 to the Point of Beginning; thence continuing N89°21'29"W 138.11 feet along said south line; thence N0°03'34"W 1200.82 feet; thence N22°49'16"E 84.23 feet; thence S89°20'37"E 148.24 feet; thence S1°51'43"W 1278.99 feet to the Point of Beginning; said parcel contains 4.65 acres.

THE FEE SIMPLE TITLE GRANTED IS TO ACCESS RIGHTS DESCRIBED AS FOLLOWS:

All rights of direct access between Local Road, 190th Street, and grantors' remaining property abutting thereon in the SE¼ SE¼ of Section 7, Township 72 North, Range 43 West, Mills County, Iowa, from Station 5427+80 to Station 5429+99.25, on the West Side.

No rights of direct access shall be permitted between Primary Road No. 534 and grantor's remaining property abutting thereon.

Mills County Project No. NHSX-534-1(79)—3H-65
Michael D. and Connie Schmiesing (Parcel 10)

Recorded in the STATE LAND OFFICE	
Vol. 27	Page(s) 738
Patent No. 6085	
Date 4-15-16	

This Warranty Deed and a certain Easement for Public Highway, executed by the above-named grantors, are given in fulfillment of a certain agreement dated October 19, 2009, and recorded in the Mills County Recorder's Office on October 27, 2009, in Document 2009-3459, except those terms that survive the execution of this document.

This land is being acquired for public purposes through eminent domain and a Declaration of Value is not required. Iowa Code Sec. 428A.1.

Grantors do hereby covenant with grantees, and successors in interest, that grantors hold the real estate by title in fee simple; that they have good and lawful authority to sell and convey the real estate; that the real estate is free and clear of all liens and encumbrances except as may be above stated; and grantors covenant to warrant and defend the real estate against the lawful claims of all persons except as may be above stated. Each of the undersigned hereby relinquishes all rights of dower, homestead and distributive share in and to the real estate.

Words and phrases herein, including acknowledgment hereof, shall be construed as in the singular or plural number, and as masculine or feminine gender, according to the context.

Dated 12-4-09, 2009. (SIGN IN INK)

[Signature]
[Signature]
Michael D. Schmiesing

[Signature]
Connie Schmiesing

STATE OF IOWA, COUNTY OF Mills, ss:

On this 4 day of December, A.D. 2009, before me, the undersigned, a Notary Public in and for said State, personally appeared, Michael D. Schmiesing and Connie Schmiesing, to me known to be the identical person(s) named in and who executed the foregoing instrument, and acknowledged that ~~(he)~~ ~~(she)~~ ~~(they)~~ executed the same as ~~(his)~~ ~~(her)~~ ~~(their)~~ voluntary act and deed.

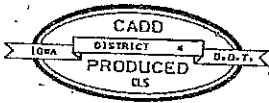
(NOTARIAL SEAL)



[Signature] (Sign in Ink)
Notary Public in and for said State of IOWA

Mills County Project No. NHSX-534-1(79)—3H-65
Michael D. and Connie Schmiesing (Parcel 10)

Recorded in the STATE LAND OFFICE
Vol. 27 Page(s) 739
Patent No. 6085
Date 4-15-16



IOWA DEPARTMENT OF TRANSPORTATION
ACQUISITION PLAT
EXHIBIT "A"
PLAT 2 OF 2



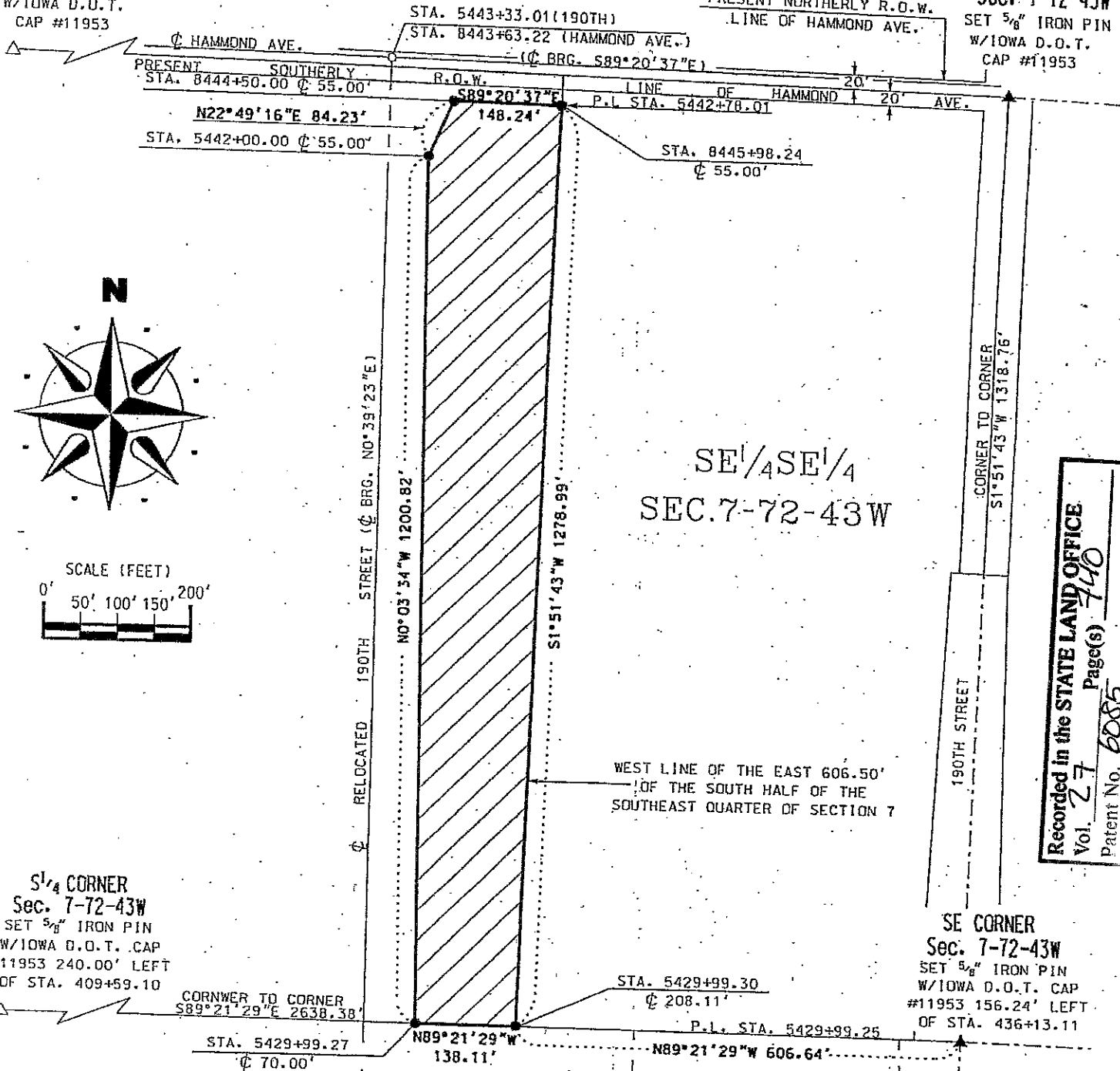
COUNTY MILLS STATE CONTROL NO. _____
PROJECT NO. NHSX-534-1(79)--3H-65 PARCEL NO. 10
SECTION 7 TOWNSHIP 72 N RANGE 43 W
ROW - FEE 4.65 AC, EASE _____ AC, EXCESS - EASE. _____ AC.
ACQUIRED ACCESS RIGHTS FROM STA. _____ TO STA. _____ MAIN LINE _____ SIDE
ACQUIRED FROM MICHAEL D. AND CONNIE SCHMIESING

NW CORNER
SW 1/4 SE 1/4
Sec. 7-72-43W
SET 5/8" IRON PIN
W/IOWA D.O.T.
CAP #11953

NE CORNER
SE 1/4 SE 1/4
Sec. 7-72-43W
SET 5/8" IRON PIN
W/IOWA D.O.T.
CAP #11953

CORNER TO CORNER N89°22'46"W 2647.66'

PRESENT NORTHERLY R.O.W.
LINE OF HAMMOND AVE.



SCALE (FEET)
0' 50' 100' 150' 200'

SE 1/4 SE 1/4
SEC. 7-72-43W

Recorded in the STATE LAND OFFICE
Vol. 27 Page(s) 740
Patent No. 60885
Date 4-15-16

S 1/4 CORNER
Sec. 7-72-43W
SET 5/8" IRON PIN
W/IOWA D.O.T. CAP
#11953 240.00' LEFT
OF STA. 409+59.10

SE CORNER
Sec. 7-72-43W
SET 5/8" IRON PIN
W/IOWA D.O.T. CAP
#11953 156.24' LEFT
OF STA. 436+13.11

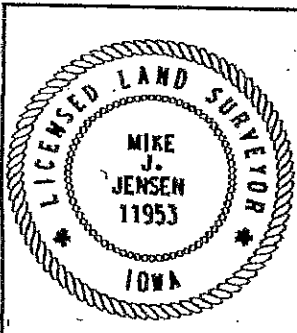
P.C. STA. 417+86.20

NO. U.S. 534 (MAINLINE)

STA. 427+80.00 (U.S. 534)
STA. 5427+80.00 (190TH ST.)

PRIMARY ROAD No. U.S. 534
P.I. STA. 430+05.73

Δ = 8°12'22.97" (LT)
T = 1219.53'
L = 2434.88'
E = 43.69'
R = 17000.00'

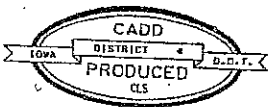


I hereby certify that this land surveying document was prepared by me and the related survey work was performed by me or under my direct supervision and that I am a duly licensed Land Surveyor under the laws of the State of Iowa.

Mike J. Jensen 2-3-09
MIKE J. JENSEN Date

License number 11953
Pages covered by this seal 1
My License Renewal date is December 31, 2010

LEGEND
● 5/8" REBAR W/CAP # 11953
○ FOUND PK NAIL
○ CALCULATED POINT
△ SET SECTION CORNER
▲ FOUND SECTION CORNER



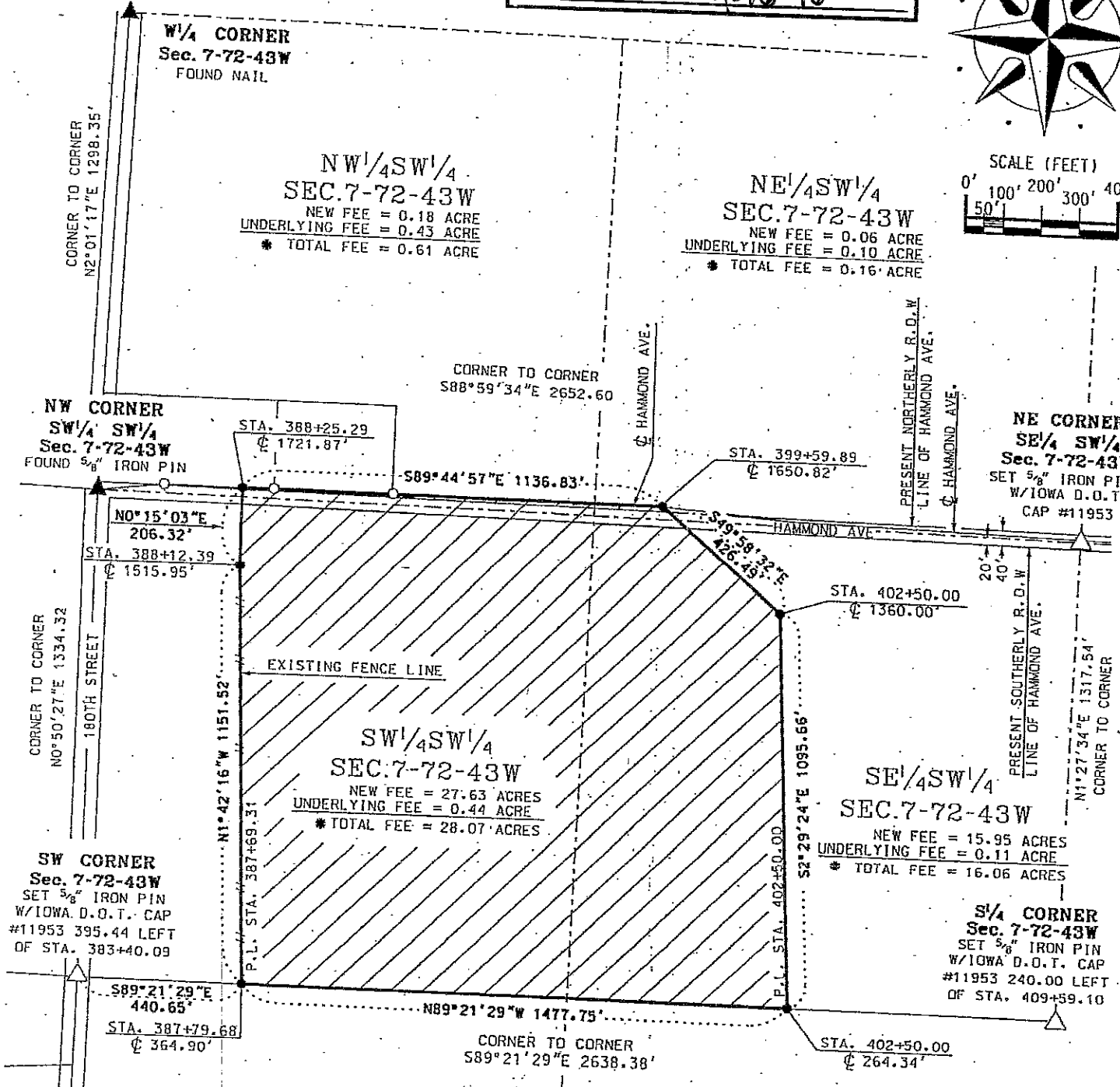
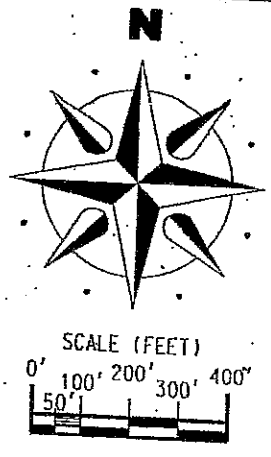
IOWA DEPARTMENT OF TRANSPORTATION
ACQUISITION PLAT
EXHIBIT "A"
PLAT 1 OF 2



COUNTY MILLS STATE CONTROL NO. _____
PROJECT NO. NHSX-534-1(79)--3H-65 PARCEL NO. 10
SECTION 7 TOWNSHIP 72 N RANGE 43 W
ROW - FEE *44.90 AC. EASE _____ AC. EXCESS - FEE. _____ AC.
ACQUIRED ACCESS RIGHTS FROM STA. _____ TO STA. _____ MAIN LINE _____ SIDE _____
ACQUIRED FROM MICHAEL D. AND CONNIE SCHMIESING

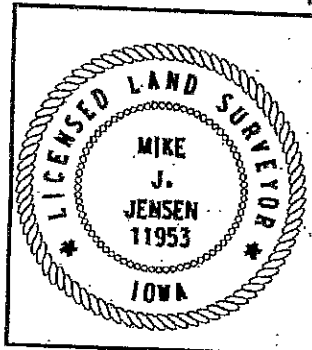
* NW 1/4 SW 1/4 SEC. 7 FEE = 0.61 ACRE
NE 1/4 SW 1/4 SEC. 7 FEE = 0.16 ACRE
SW 1/4 SW 1/4 SEC. 7 FEE = 28.07 ACRES
SE 1/4 SW 1/4 SEC. 7 FEE = 16.06 ACRES
TOTAL FEE = 44.90 ACRES

Recorded in the STATE LAND OFFICE
Vol. 77 Page(s) 741
Patent No. 6085
Date 4-15-16

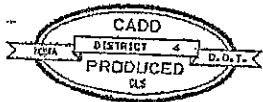


PRIMARY ROAD NO. U.S. 534 (MAINLINE)
P.C. STA. 400+00.00 P.T. STA. 406+43.41
Δ = 4°20'05.74" (RT)
T = 643.41'
L = 1286.20'
E = 12.11'
R = 17000.00'

LEGEND
• CALCULATED POINT
○ FOUND IRON PIN
W/CAP. 9380
● SET 5/8" IRON PIN
W/CAP. 11953
▲ FOUND SECTION CORNER
△ SET SECTION CORNER



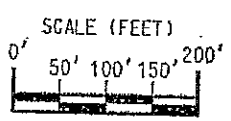
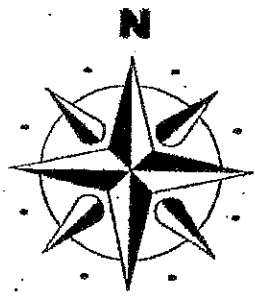
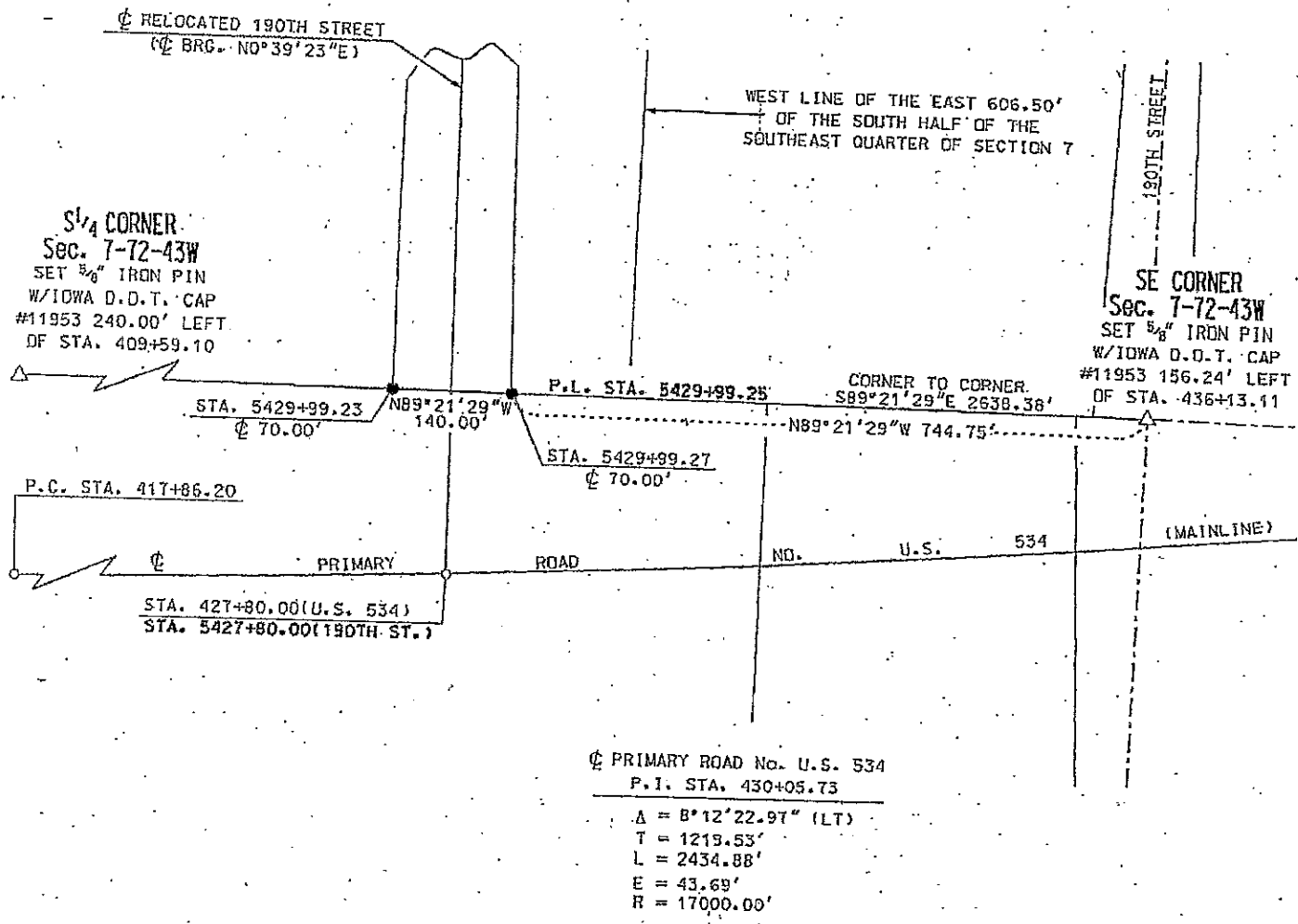
NE 1/4 NW 1/4
SEC. 18-72-43W
I hereby certify that this land surveying document was prepared by me and the related survey work was performed by me or under my direct supervision and that I am a duly licensed Land Surveyor under the laws of the State of Iowa.
Mike J. Jensen 2-3-09
MIKE J. JENSEN Date
11953
Pages covered by this seal 1
My License Renewal date is December 31, 2010



IOWA DEPARTMENT OF TRANSPORTATION
GRAPHIC EXHIBIT



COUNTY MILLS STATE CONTROL NO. _____
 PROJECT NO. NHSX-534-1(79)--3H-65 PARCEL NO. 10
 SECTION 7 TOWNSHIP 72 N RANGE 43 W
 ROW - FEE _____ AC. EASE _____ AC. EXCESS - EASE. _____ AC.
 ACQUIRED ACCESS RIGHTS FROM STA. _____ TO STA. _____ MAIN LINE _____ SIDE _____
 ACQUIRED ACCESS RIGHTS FROM STA. 5427+80.00 TO STA. 5429+99.25 SIDE ROAD EAST & WEST SIDE
 ACQUIRED FROM MICHAEL D. AND CONNIE SCHMIESING



LEGEND	
●	5/8" REBAR W/CAP # 11953
○	FOUND PK NAIL
○	CALCULATED POINT
△	SET SECTION CORNER
▲	FOUND SECTION CORNER

Recorded in the STATE LAND OFFICE
 Vol. 27 Page(s) 742
 Patent No. 6085
 Date 4-13-16