

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*

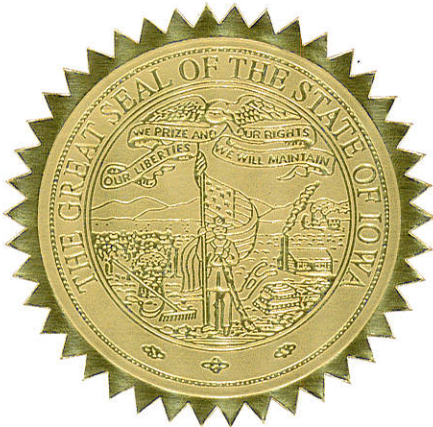
## OFFICE OF THE SECRETARY OF STATE STATE LAND OFFICE

Easement No. 6115E

The **STATE OF IOWA**, pursuant to Iowa Code Section 306.45, subject to conditions listed in this easement, hereby conveys a permanent easement for pipeline to **NuStar Pipeline Operating Partnership, L.P.**, and its heirs, assigns, and successors in interest in real estate in **Pottawattamie** County, Iowa, described as:

**See Exhibits "A" and "B" 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 16th day of August, 2016.

*Terry E. Branstad*

Terry E. Branstad, Governor of Iowa

*Paul D. Pate*

Paul D. Pate, Iowa Secretary of State

I hereby certify that the foregoing Easement is recorded in Vol. 27 Page 165 in the State Land Office.

*Paul D. Pate*

Paul D. Pate, Iowa Secretary of State

**EASEMENT EXHIBIT**

-FOR-



A 50 foot wide perpetual easement for pipeline purposes over, under and across that part of the Southwest Quarter of the Northeast Quarter and the Northwest Quarter of the Southeast Quarter of Section 7, Township 74 North, Range 43 West of the 5th P.M., in the City of Council Bluffs, Pottawattamie County, Iowa, the northerly and westerly line of said 50 foot wide perpetual easement is described as follows:

Commencing at the Northwest corner of the Northeast Quarter of said Section 7; thence South 01 degree 48 minutes 53 seconds West, bearings based on Iowa State Plane, South Zone coordinate grid, along the west line of said Northeast Quarter, a distance of 1986.99 feet to the southwesterly right of way line of the CBEC Railway; thence South 42 degrees 20 minutes 11 seconds East, along said right of way line, a distance of 767.08 feet; thence South 67 degrees 24 minutes 50 seconds West, a distance of 162.81 feet to the future westerly right of way line of the CBEC Railway and Point of Beginning of said line to be described; thence Southeasterly a distance of 809.20 feet along a tangential curve concave to the southwest, having a radius of 2740.00 feet, a central angle of 16 degrees 55 minutes 16 seconds and a chord bearing of South 16 degrees 42 minutes 49 seconds East; thence South 07 degrees 58 minutes 57 seconds East, a distance of 39.30 feet; thence South 07 degrees 51 minutes 00 seconds East, a distance of 180.47 feet to the monumented northwest right of way line of State Highway No. 92 which is also the southeast line of a parcel as described in Warranty Deed Book: 2011; Page 1805 and said described line there terminating.

The sidelines of said perpetual easement to be prolonged or shortened to terminate on said future westerly right of way line of the CBEC Railway and on said monumented northwest right of way line of State Highway No. 92.

REFER TO EXHIBIT "B" FOR THE DRAWING  
THAT ACCOMPANIES THIS DESCRIPTION.



1229 Tyler Street NE, Suite 100  
Minneapolis, Minnesota 55413  
PHONE: (612) 466-3300  
FAX: (612) 466-3383  
WWW.EFNSURVEY.COM

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EASEMENT EXHIBIT  
EXHIBIT "A"

7443 07 200 011  
7443 07 400 001

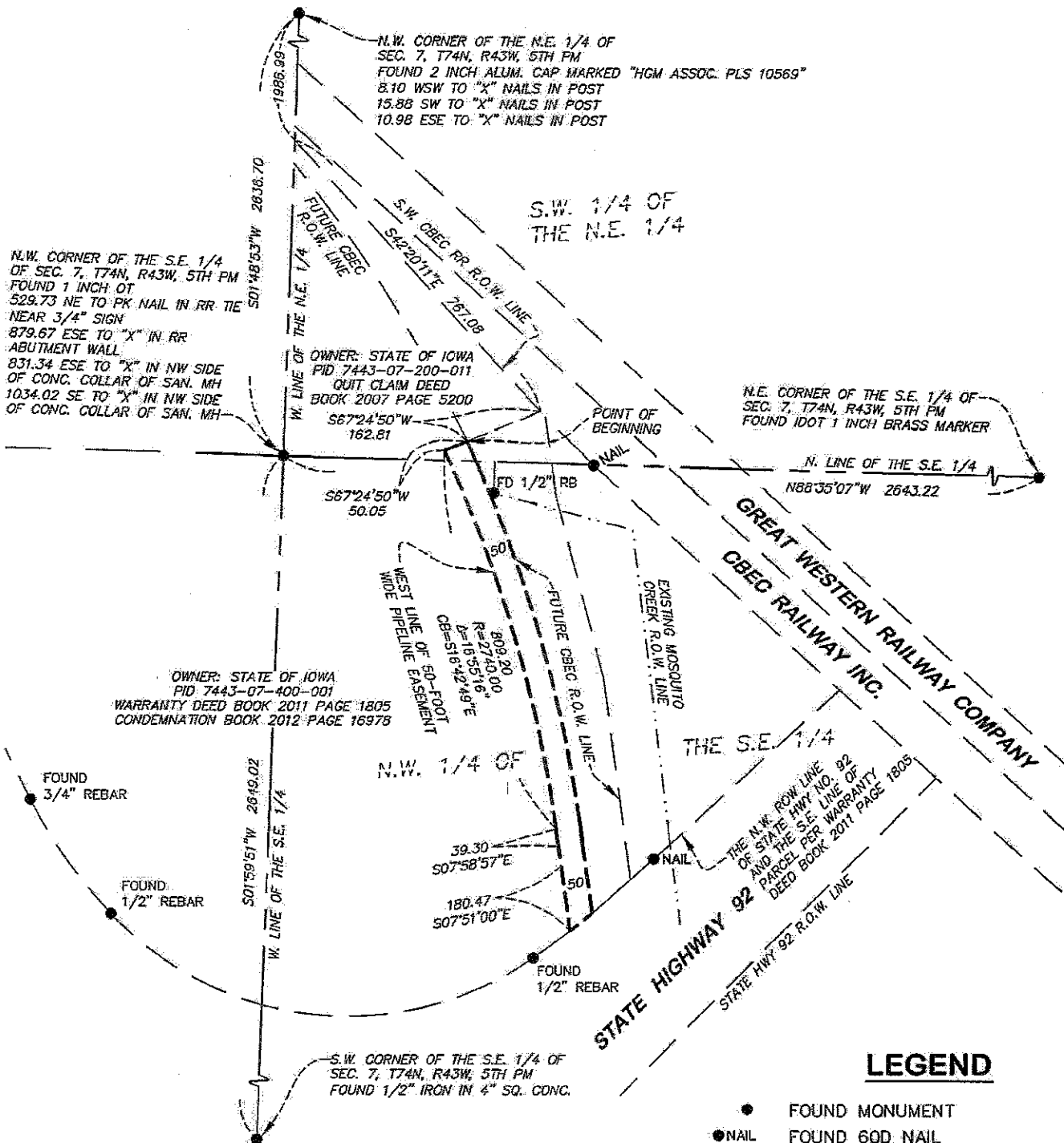
SECTION 7, TOWNSHIP 74 N, RANGE 43 W,  
5TH P.M. POTTAWATTAMIE COUNTY, IOWA



SHEET 1 OF 1

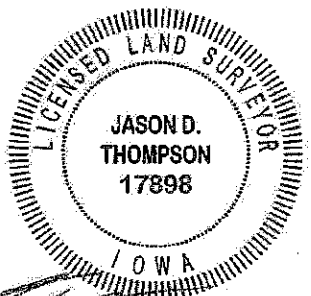
EASEMENT EXHIBIT

-FOR-



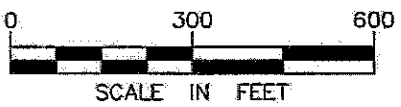
I hereby certify that this survey was prepared by me or under my direct supervision and that I am a duly Licensed Land Surveyor under the laws of the State of Iowa.

Date of survey: January 22, 2014  
 Date of revised drawing: January 11, 2016  
 Date of signature: January 11, 2016



SUMMARY

PIPELINE EASEMENT AREA  
 51,020 sq. ft. / 1.171 acres



SCALE IN FEET  
 Bearings based on NAD 83, Iowa State Plane, South Zone

Jason D. Thompson  
 Iowa License No. 17898  
 My license renewal date is December 31, 2017

REFER TO EXHIBIT "A" FOR THE DESCRIPTION THAT ACCOMPANIES THIS DRAWING.

**EFN**  
 Egan, Field & Nowak, Inc.  
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 Minneapolis, Minnesota 55413  
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EASEMENT EXHIBIT  
 EXHIBIT "B"  
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**NuStar**  
 PIPELINE OPERATING PARTNERSHIP, L.P.  
 SHEET 1 OF 1