

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

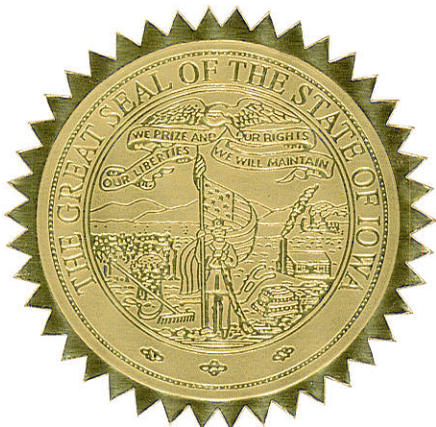
Easement No. 6127E

The **STATE OF IOWA**, pursuant to Iowa Code Section 306.45, subject to conditions listed in this easement, hereby conveys a permanent easement for rail purposes to **BNSF RAILWAY COMPANY**, and their heirs, assigns, and successors in interest in real estate in Pottawattamie County, Iowa, described as:

A parcel of land located in the NW¼ NE¼ of Section 18, Township 74 North, Range 43 West of the 5th P.M., Pottawattamie County, Iowa, as shown on Plat of Survey Attachment C-1B, attached hereto and by this reference made a part hereof, more particularly described as follows:

Commencing at the North Quarter of said Section 18, thence S88°15'00"E 1048.63 feet along the north line of the NE¼ of said Section 18 to the Point of Beginning; thence continuing S88°15'00"E 26.13 feet along said north line to a point on the present westerly right of way line of Mosquito Creek; thence S2°31'17"E 100.28 feet along said present westerly right of way line; thence S88°15'00"E 35.62 feet; thence southwesterly 344.41 feet along a 2915.00 foot radius curve, concave westerly and having a chord bearing S2°23'58"W 344.21 feet; thence S6°02'53"W 40.24 feet to a point on said present westerly line of Mosquito Creek; thence S6°10'55"W 293.19 feet to a point on Present westerly right of way line of Interstate Route no. 29; thence N37°05'33"W 91.18 feet along said Present westerly right of way line of Interstate Route no. 29; thence N6°10'55"E 226.80 feet; thence N6°02'55"E 39.80 feet; thence northerly 440.23 feet along a 2852.50 foot radius curve, concave westerly and having a chord bearing N1°21'46"E 439.80 feet to the Point of Beginning, said parcel contains 42,763 square feet or 0.98 acre.

**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 16<sup>th</sup> day of August, 2016.



Terry E. Branstad, Governor of Iowa



Paul D. Pate, Iowa Secretary of State

I hereby certify that the foregoing Easement is recorded in Vol. 27 Page 177 in the State Land Office.



Paul D. Pate, Iowa Secretary of State

