City of Carroll

112 E. 5th Street Carroll, Iowa 51401-2799 (712) 792-1000 FAX: (712) 792-0139

MEMO TO: Mike Pogge-Weaver, City Manager MJPW

FROM: Randall M. Krauel, Director of Public Works RMK

DATE: August 21, 2017

SUBJECT: U.S. 30 & Grant Road Intersection Improvements
Property Transfer – State of Iowa

August 28 is the date established for a public hearing on the transfer of City property to the State of Iowa for the U.S. 30 & Grant Road Intersection Improvements project. The parcels of City property are illustrated on the attached plan sheets and noted as follows:

Parcel No. 2. Deed, 4,021 SF
Parcel No. 2. Easement, 1,665 SF
Parcel No. 9. Deed, 1,904 SF

Copies of the documents necessary to complete the property transfer are attached and listed as follows:

Parcel No. 2

Offer to Purchase
Groundwater Hazard Statement
Warranty Deed
Temporary Easement

Parcel No. 9

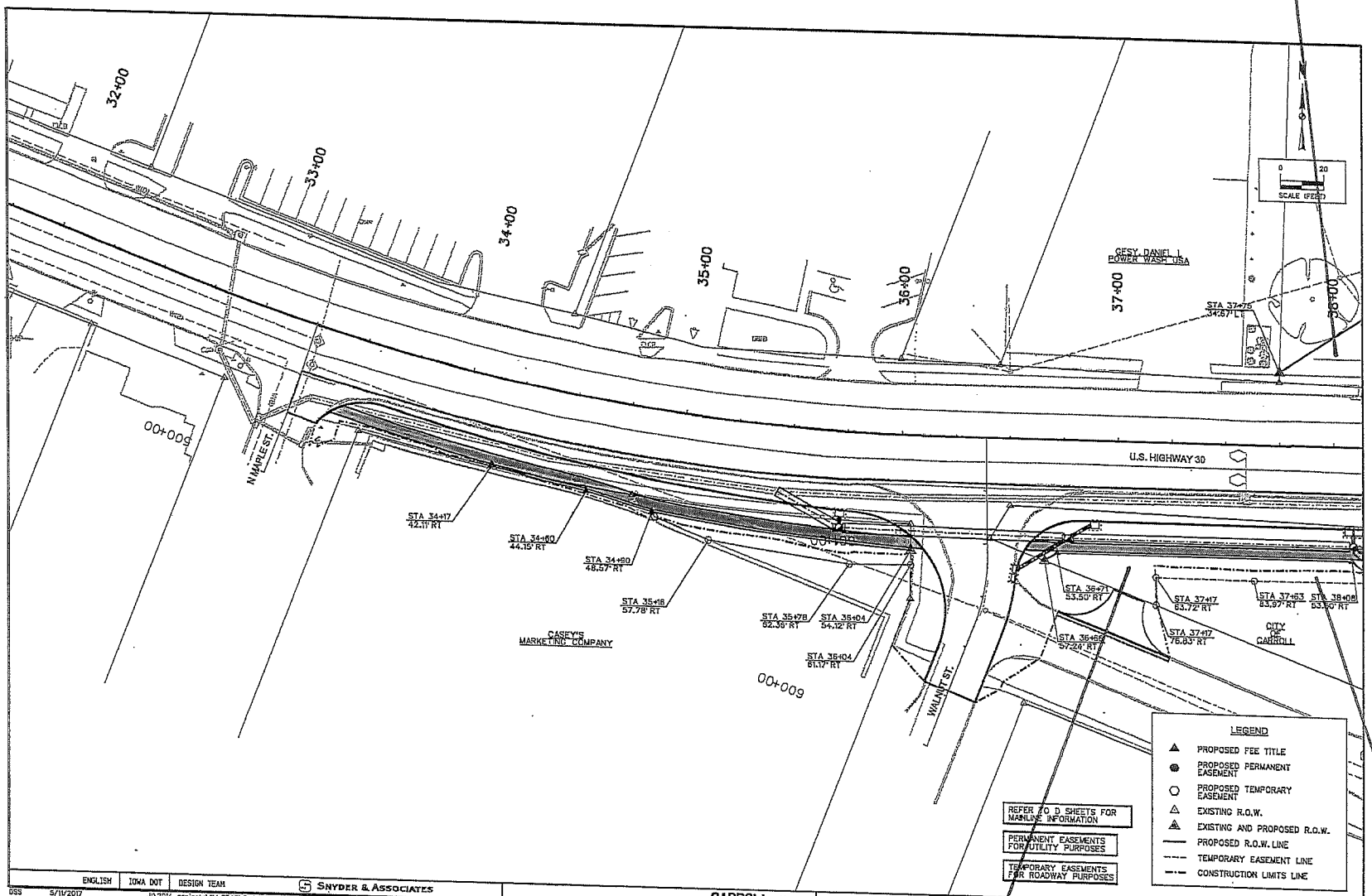
Offer to Purchase
Groundwater Hazard Statement
Warranty Deed

RECOMMENDATION: Mayor and City Council consideration, conduction of the public hearing and passage and approval of the Resolutions approving documents for the transfer of City interest in property parcels to the State of Iowa for the U.S. 30 & Grant Road Intersection Improvement project.

RMK:ds

attachments (11)

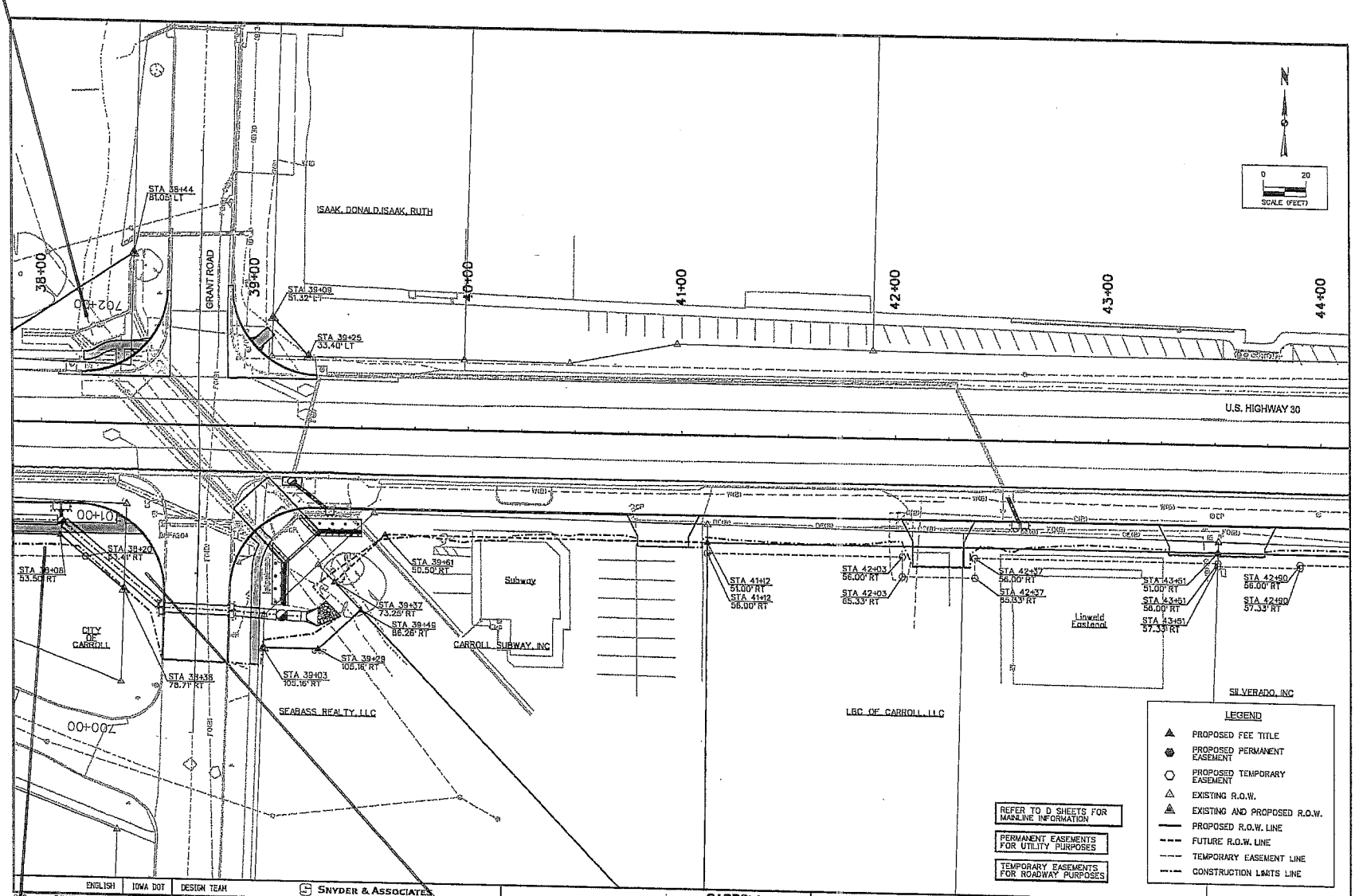
Parcel No. 9
Warranty Deed
1,904 SF



Parcel No. 2
Warranty Deed
4,021 SF

Parcel No. 2
Temporary Easement
1,665 SF

Parcel No. 9
Warranty Deed
1,904 SF



Parcel No. 2
Temporary Easement
1,665 SF

Parcel No. 2
Warranty Deed
4,021 SF

RESOLUTION NO. _____

RESOLUTION APPROVING THE OFFER TO PURCHASE, GROUNDWATER HAZARD STATEMENT AND WARRANTY DEED FOR PARCEL NO. 2 DEED TRANSFER TO THE STATE OF IOWA FOR THE U.S. 30 & GRANT ROAD INTERSECTION IMPOVEMENTS PROJECT.

WHEREAS, construction of the U.S. 30 & Grant Road Intersection Improvements project requires the transfer of the below described Parcel No. 2 Deed to the State of Iowa.

DESCRIPTION OF PARCEL NO. 2 DEED

A PART OF LOTS 2, 3 AND 4 OF THE IRREGULAR SURVEY OF THE NORTHEAST ¼ OF THE NORTHEAST ¼ OF SECTION 25, TOWNSHIP 84 NORTH, RANGE 35 WEST OF THE 5TH P.M., CITY OF CARROLL, CARROLL COUNTY, IOWA MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF SAID LOT 2; THENCE SOUTH 01°08'53" WEST ALONG THE WEST RIGHT-OF-WAY LINE OF GRANT ROAD, 40.58 FEET; THENCE NORTH 50°38'02" WEST, 39.02 FEET; THENCE SOUTH 89°07'18" WEST, 136.93 FEET; THENCE SOUTH 56°23'46" WEST, 6.92 FEET TO THE NORTH RIGHT-OF-WAY LINE OF 6TH STREET; THENCE NORTH 70°09'33" WEST ALONG SAID NORTH RIGHT-OF-WAY LINE, 26.99 FEET TO THE SOUTHWEST CORNER OF SAID LOT 4; THENCE NORTH 29°24'31" EAST ALONG THE WEST LINE OF SAID LOT 4, A DISTANCE OF 18.50 FEET TO THE NORTHWEST CORNER OF SAID LOT 4; THENCE SOUTH 88°56'12" EAST ALONG THE SOUTH RIGHT-OF-WAY LINE OF U.S. HIGHWAY 30, A DISTANCE OF 190.00 FEET TO THE POINT OF BEGINNING AND CONTAINING 4,021 SQUARE FEET.

NOTE: THE NORTH LINE OF LOTS 2, 3 AND 4 IS ASSUMED TO BEAR SOUTH 88°56'12" EAST.

and,

WHEREAS, it is determined to be in the interest of the City of Carroll, Iowa, to transfer Parcel No. 2 Deed to the State of Iowa.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Carroll, Iowa, that the Offer to Purchase Parcel No. 2 Deed is accepted; and,

BE IT FURTHER RESOLVED that the Groundwater Hazard Statement for Parcel No. 2 Deed is approved; and,

BE IT FURTHER RESOLVED that conveyance of Parcel No. 2 Deed by Warranty deed is approved; and,

BE IT FURTHER RESOLVED that the Mayor is authorized and directed to execute the Offer to Purchase, Groundwater Hazard Statement and Warranty Deed on behalf of the City of Carroll, Iowa.

Passed and approved this 28th day of August, 2017.

CITY COUNCIL OF THE
CITY OF CARROLL, IOWA

By: _____
Eric P. Jensen, Mayor

ATTEST:

By: _____
Laura A. Schaefer, City Clerk

RESOLUTION NO. _____

RESOLUTION APPROVING THE OFFER TO PURCHASE, GROUNDWATER HAZARD STATEMENT AND WARRANTY DEED FOR PARCEL NO. 9 DEED TRANSFER TO THE STATE OF IOWA FOR THE U.S. 30 & GRANT ROAD INTERSECTION IMPROVEMENTS PROJECT.

WHEREAS, construction of the U.S. 30 & Grant Road Intersection Improvements project requires the transfer of the below described Parcel No. 9 Deed to the State of Iowa.

DESCRIPTION OF PARCEL NO. 9 DEED

A PART OF THE SOUTHEAST ¼ OF THE SOUTHEAST ¼ OF SECTION 24, TOWNSHIP 84 NORTH, RANGE 35 WEST OF THE 5TH P.M., CITY OF CARROLL, CARROLL COUNTY, IOWA MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF SAID SECTION 24; THENCE NORTH 01°03'58" EAST ALONG THE EAST LINE OF SAID SOUTHEAST ¼ OF THE SOUTHEAST ¼, A DISTANCE OF 32.72 FEET; THENCE NORTH 88°56'12" WEST, 33.00 FEET TO THE NORTH RIGHT-OF-WAY LINE OF U.S. HIGHWAY 30 AND TO THE POINT OF BEGINNING; THENCE CONTINUING NORTH 88°56'12" WEST ALONG SAID NORTH RIGHT-OF-WAY LINE, 67.00 FEET TO THE EAST LINE OF LOT "D" OF THE SUBDIVISION OF LOT 2 OF THE IRREGULAR SURVEY OF THE SOUTHEAST ¼ OF THE SOUTHEAST ¼ AS FILED IN PLAT BOOK 4, PAGE 15 OF THE CARROLL COUNTY RECORDER'S OFFICE; THENCE NORTH 01°03'58" EAST ALONG SAID EAST LINE, 4.60 FEET; THENCE NORTH 55°02'40" EAST, 82.84 FEET TO THE WEST RIGHT-OF-WAY LINE OF GRANT ROAD; THENCE SOUTH 01°03'58" WEST ALONG SAID WEST RIGHT-OF-WAY LINE, 53.31 FEET TO THE POINT OF BEGINNING AND CONTAINING 1,940 SQUARE FEET.

and,

WHEREAS, it is determined to be in the interest of the City of Carroll, Iowa, to transfer Parcel No. 9 Deed to the State of Iowa.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Carroll, Iowa, that the Offer to Purchase Parcel No. 9 Deed is accepted; and,

BE IT FURTHER RESOLVED that the Groundwater Hazard Statement for Parcel No. 9 Deed is approved; and,

BE IT FURTHER RESOLVED that conveyance of Parcel No. 9 Deed by Warranty deed is approved; and,

BE IT FURTHER RESOLVED that the Mayor is authorized and directed to execute the Offer to Purchase, Groundwater Hazard Statement and Warranty Deed on behalf of the City of Carroll, Iowa.

Passed and approved this 28th day of August, 2017.

CITY COUNCIL OF THE
CITY OF CARROLL, IOWA

By: _____
Eric P. Jensen, Mayor

ATTEST:

By: _____
Laura A. Schaefer, City Clerk

RESOLUTION NO. _____

RESOLUTION APPROVING A TEMPORARY EASEMENT TO THE STATE OF IOWA FOR THE U.S. 30 & GRANT ROAD INTERSECTION IMPROVEMENTS PROJECT.

WHEREAS, construction of the U.S. 30 & Grant Road Intersection Improvements project requires the temporary easement of the below described Parcel No. 2 Easement to the State of Iowa.

TEMPORARY EASEMENT DESCRIPTION FOR PARCEL NO. 2 EASEMENT

A PART OF LOTS 2, 3 AND 4 OF THE IRREGULAR SURVEY OF THE NORTHEAST ¼ OF THE NORTHEAST ¼ OF SECTION 25, TOWNSHIP 84 NORTH, RANGE 35 WEST OF THE 5TH P.M., CITY OF CARROLL, CARROLL COUNTY, IOWA AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SAID LOT 4; THENCE SOUTH 70°09'33" WEST ALONG THE NORTH RIGHT-OF-WAY LINE OF 6TH STREET, A DISTANCE OF 26.99 FEET TO THE POINT OF BEGINNING; THENCE NORTH 56°23'46" EAST, 6.92 FEET; THENCE NORTH 89°07'18" EAST, 136.93 FEET; THENCE SOUTH 50°38'02" EAST, 15.34 FEET; THENCE SOUTH 88°56'50" WEST, 102.66 FEET; THENCE SOUTH 00°51'50" EAST, 13.11 FEET TO THE NORTH RIGHT-OF-WAY LINE OF 6TH STREET; THENCE NORTH 70°09'33" WEST ALONG SAID NORTH RIGHT-OF-WAY LINE, 55.38 FEET TO THE POINT OF BEGINNING AND CONTAINING 1,665 SQUARE FEET.

NOTE: THE NORTH LINE OF LOTS 2, 3 AND 4 IS ASSUMED TO BEAR SOUTH 88°56'12" EAST.

and,

WHEREAS, it is determined to be in the interest of the City of Carroll, Iowa, to grant the temporary easement to the State of Iowa.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Carroll, Iowa, that the Temporary Easement is granted; and,

BE IT FURTHER RESOLVED that the Mayor is authorized and directed to execute the Temporary Easement on behalf of the City of Carroll, Iowa.

Passed and approved this 28th day of August, 2017.

CITY COUNCIL OF THE
CITY OF CARROLL, IOWA

By: _____
Eric P. Jensen, Mayor

ATTEST:

By: _____
Laura A. Schaefer, City Clerk

COPY

STATE OF IOWA
OFFER TO PURCHASE

To Seller: CITY OF CARROLL, IOWA (Parcel #2)

1. Property Description. The State of Iowa intends to acquire the real property owned by you situated in Carroll County, Iowa, and legally described on the attached Exhibit(s), and is, by this reference, made a part hereof.

2. Price. State of Iowa agrees to pay $0.00 per square foot, in cash, calculated as follows, and other good and valuable consideration:

TYPE	AMOUNT	PRICE	TOTAL
Fee Acquisition	4,021 s.f.	$0.00/square foot	$0.00
Temporary Easement	1,665 s.f.	$0.00/square foot	$0.00
		TOTAL	$0.00
		TOTAL COMPENSATION	**$0.00**

3. Purpose of the Acquisition. Right-of-way and/or easements are being acquired for the purpose of grading and paving roadway.

4. Real Estate Taxes. The acquisition shall not affect the liability of the Sellers for payment of real estate taxes when due.

5. Special Assessments. This acquisition shall not relieve the Seller of Seller's liability for payment of any special assessments against the real estate.

6. Possession. Possession shall be upon receipt of funds.

7. Release of Mortgages. If requested to do so, Sellers shall obtain a release of all mortgages and liens against the described real estate on or before the closing date of this transaction. Sellers shall convey good and merchantable title to the State of Iowa.

8. Conveyance. Upon payment of the purchase price, Sellers shall convey the real estate to the State of Iowa, in accordance with the form provided by the City of Carroll, Iowa.

9. Joinder by Seller's Spouse. Seller's spouse, if applicable, and if not a titleholder immediately preceding acceptance of this offer, executes this contract only for the purpose of relinquishing all rights of dower, homestead and distributive share, or in compliance with Section 561.13 of the Code of Iowa, and agrees to execute the warranty deed for this purpose only.

10. Time is of the Essence. Time is of the essence in this contract.

11. Approval of Court. If the sale of this real estate is subject to Court approval, the fiduciary shall promptly submit this contract for such approval. If this contract is not so approved, it shall be void.

12. Contract Binding on Successors-in-Interest. This contract shall apply to and bind the successors-in-interest of the Sellers, and Sellers agree to warrant good and sufficient title. Names and addresses of lienholders are:

_____

_____

13. Construction. Words and phrases shall be construed as in the singular or plural number, and as masculine, feminine, or neuter gender, according to the context.

14. Approval By the City of Carroll, Iowa. This easement shall not be binding until it has received the final approval and acceptance by the City of Carroll.

Dated at Ankeny, Iowa, this _____ day of MAY, 2017.

FOR THE STATE OF IOWA

By: _____

Snyder & Associates, Inc.

THIS OFFER IS ACCEPTED on this _____ day of _____ , 20___.

By: _____

By: _____

Approved by the City Council, City of Carroll, Iowa on the _____ day of _____, 2017, by Resolution No. _____ .

By: _____

_____, _____

Attest:_____

_____, _____

EXHIBITS

DESCRIPTION OF ATTACHED PLAT FOR PARCEL NO. 2

CARROLL COUNTY PROJECT NO. CS-TSF-1125(615)--85-14

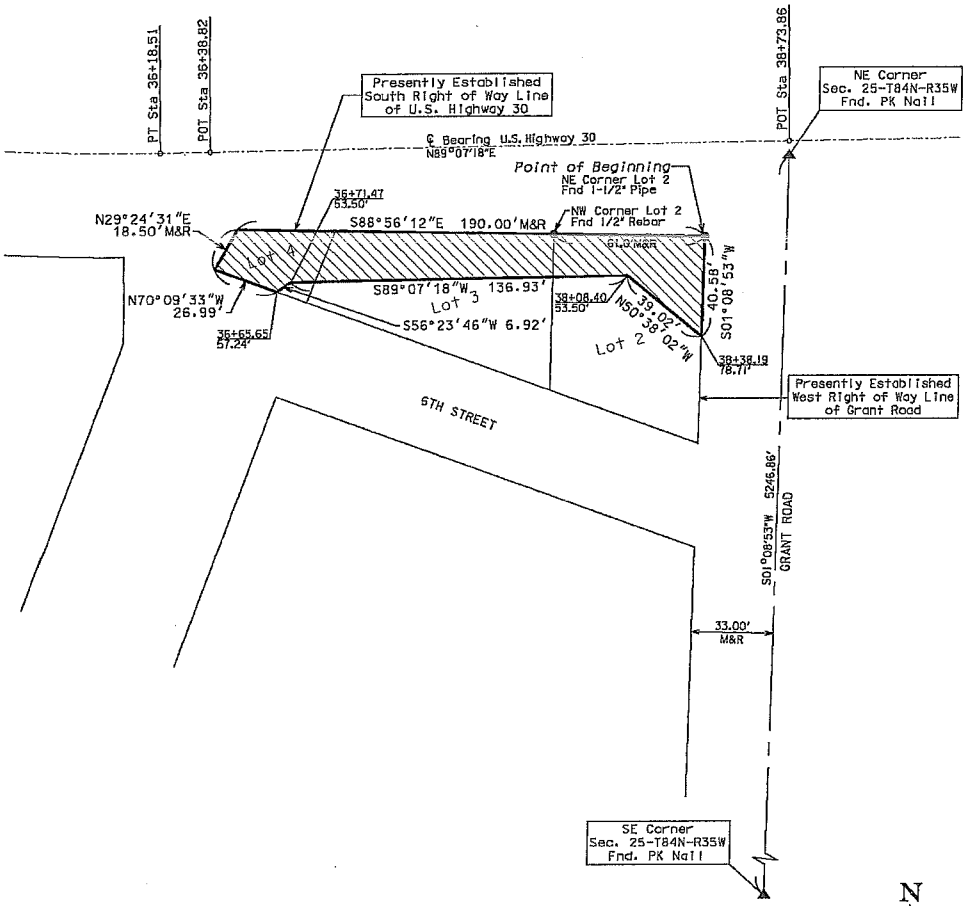
THE FEE SIMPLE TITLE GRANTED IS TO LAND DESCRIBED AS FOLLOWS:

A PART OF LOTS 2, 3 AND 4 OF THE IRREGULAR SURVEY OF THE NORTHEAST 1/4 OF THE NORTHEAST 1/4 OF SECTION 25, TOWNSHIP 84 NORTH, RANGE 35 WEST OF THE 5TH P.M., CITY OF CARROLL, CARROLL COUNTY, IOWA AS SHOWN ON THE ACQUISITION PLAT EXHIBIT "A", ATTACHED HERETO AND BY REFERENCE MADE A PART HEREOF AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:
BEGINNING AT THE NORTHEAST CORNER OF SAID LOT 2; THENCE SOUTH 01°08'53" WEST ALONG THE WEST RIGHT-OF-WAY LINE OF GRANT ROAD, 40.58 FEET; THENCE NORTH 50°38'02" WEST, 39.02 FEET; THENCE SOUTH 89°07'18" WEST, 136.93 FEET; THENCE SOUTH 56°23'46" WEST, 6.92 FEET TO THE NORTH RIGHT-OF-WAY LINE OF 6TH STREET; THENCE NORTH 70°09'33" WEST ALONG SAID NORTH RIGHT-OF-WAY LINE, 26.99 FEET TO THE SOUTHWEST CORNER OF SAID LOT 4; THENCE NORTH 29°24'31" EAST ALONG THE WEST LINE OF SAID LOT 4, A DISTANCE OF 18.50 FEET TO THE NORTHWEST CORNER OF SAID LOT 4; THENCE SOUTH 88°56'12" EAST ALONG THE SOUTH RIGHT-OF-WAY LINE OF U.S. HIGHWAY 30, A DISTANCE OF 190.00 FEET TO THE POINT OF BEGINNING AND CONTAINING 4,021 SQUARE FEET.

NOTE: THE NORTH LINE OF LOTS 2, 3 AND 4 IS ASSUMED TO BEAR SOUTH 88°56'12" EAST.

IOWA DEPARTMENT OF TRANSPORTATION
ACQUISITION PLAT
EXHIBIT "A"

COUNTY CARROLL STATE CONTROL NO. _____
PROJECT NO. CS-TSF-1125(615)--85-14 PARCEL NO. 02
SECTION 25 TOWNSHIP 84 NORTH RANGE 35 WEST
ROW-FEE 4,021 S.F. ~~AC.~~ EASE _____ AC EXCESS-FEE _____ AC
ACCESS RIGHTS ACQUIRED - STA _____ STA _____ MAIN LINE _____ SIDE
ACCESS RIGHTS ACQUIRED - STA _____ STA _____ SIDE ROAD _____ SIDE
ACQUIRED FROM _____



LICENSED PROFESSIONAL LAND SURVEYOR
ERIN D. GRIFFIN
19710
IOWA

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.

ERIN D. GRIFFIN DATE:

License number 19710

My License Renewal Date is December 31, 2017

Pages covered by this seal: EXHIBIT "A" ONLY

▲ FOUND SECTION CORNER

■ FOUND RIGHT OF WAY RAIL

● FOUND IDOT ALUM. CAP (UNLESS OTHERWISE NOTED)

0' 25' 50'

DATE REVISED _____

DATE DRAWN JANUARY 10, 2017 SCALE 1" = 50'

EXHIBIT "A"

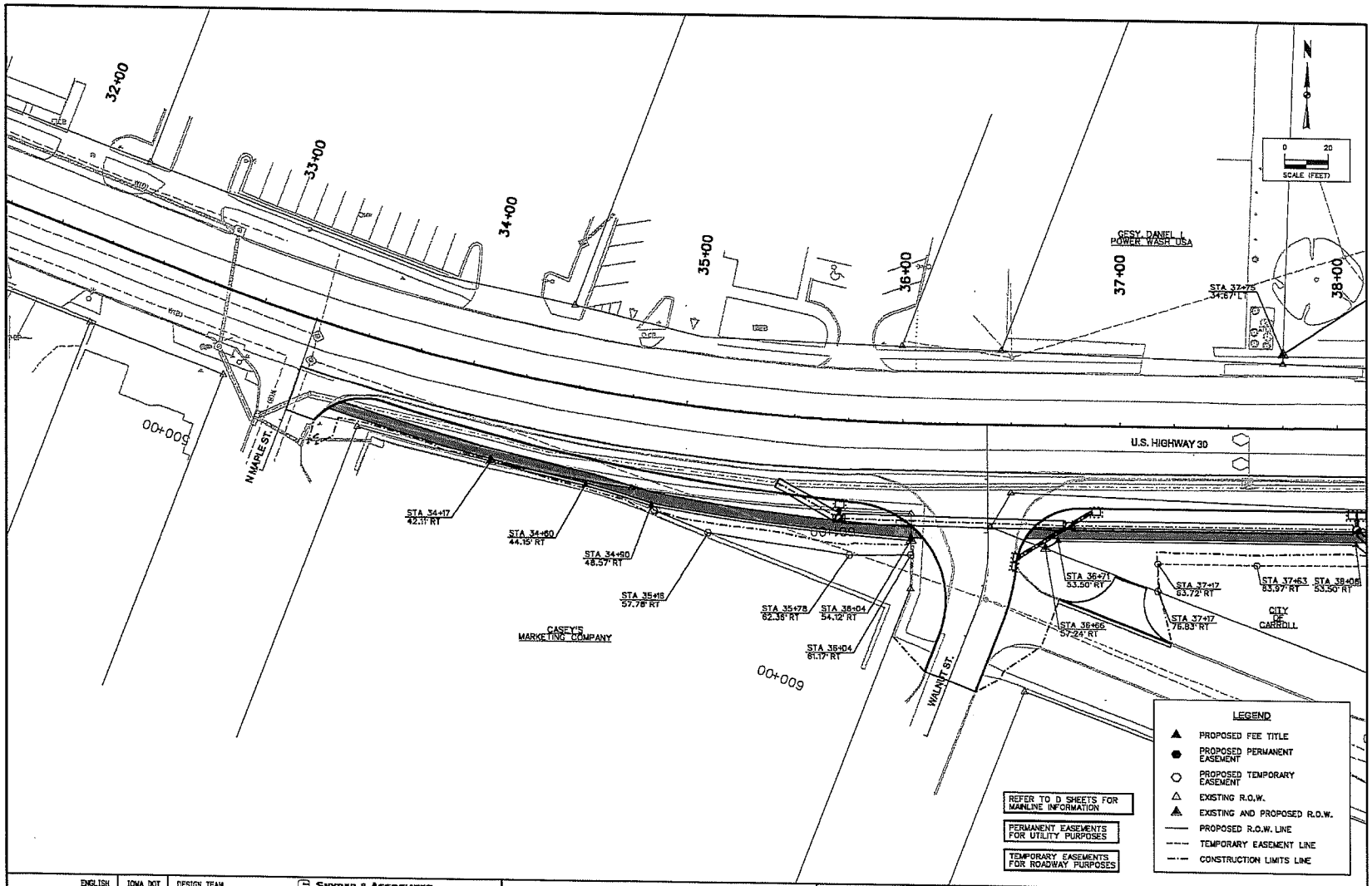
TEMPORARY EASEMENT DESCRIPTION FOR PARCEL NO. 2

CARROLL COUNTY PROJECT NO. CS-TSF-1125(615)--85-14

THE EASEMENT GRANTED IS TO LAND DESCRIBED AS FOLLOWS:

A PART OF LOTS 2, 3 AND 4 OF THE IRREGULAR SURVEY OF THE NORTHEAST 1/4 OF THE NORTHEAST 1/4 OF SECTION 25, TOWNSHIP 84 NORTH, RANGE 35 WEST OF THE 5TH P.M., CITY OF CARROLL, CARROLL COUNTY, IOWA AND MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHWEST CORNER OF SAID LOT 4; THENCE SOUTH 70°09'33" WEST ALONG THE NORTH RIGHT-OF-WAY LINE OF 6TH STREET, A DISTANCE OF 26.99 FEET TO THE POINT OF BEGINNING; THENCE NORTH 56°23'46" EAST, 6.92 FEET; THENCE NORTH 89°07'18" EAST, 136.93 FEET; THENCE SOUTH 50°38'02" EAST, 15.34 FEET; THENCE SOUTH 88°56'50" WEST, 102.66 FEET; THENCE SOUTH 00°51'50" EAST, 13.11 FEET TO THE NORTH RIGHT-OF-WAY LINE OF 6TH STREET; THENCE NORTH 70°09'33" WEST ALONG SAID NORTH RIGHT-OF-WAY LINE, 55.38 FEET TO THE POINT OF BEGINNING AND CONTAINING 1,665 SQUARE FEET.

NOTE: THE NORTH LINE OF LOTS 2, 3 AND 4 IS ASSUMED TO BEAR SOUTH 88°56'12" EAST.



ENGLISH	IOWA DOT	DESIGN TEAM	SNYDER & ASSOCIATES	CARROLL COUNTY	PROJECT NUMBER	CS-TSF-1125(615)--85-14	SHEET NUMBER H.1	REVISED

DSS 5/11/2017 J:\2014_projects\114.0348\Cadd\CD_114034B_H1.dgn

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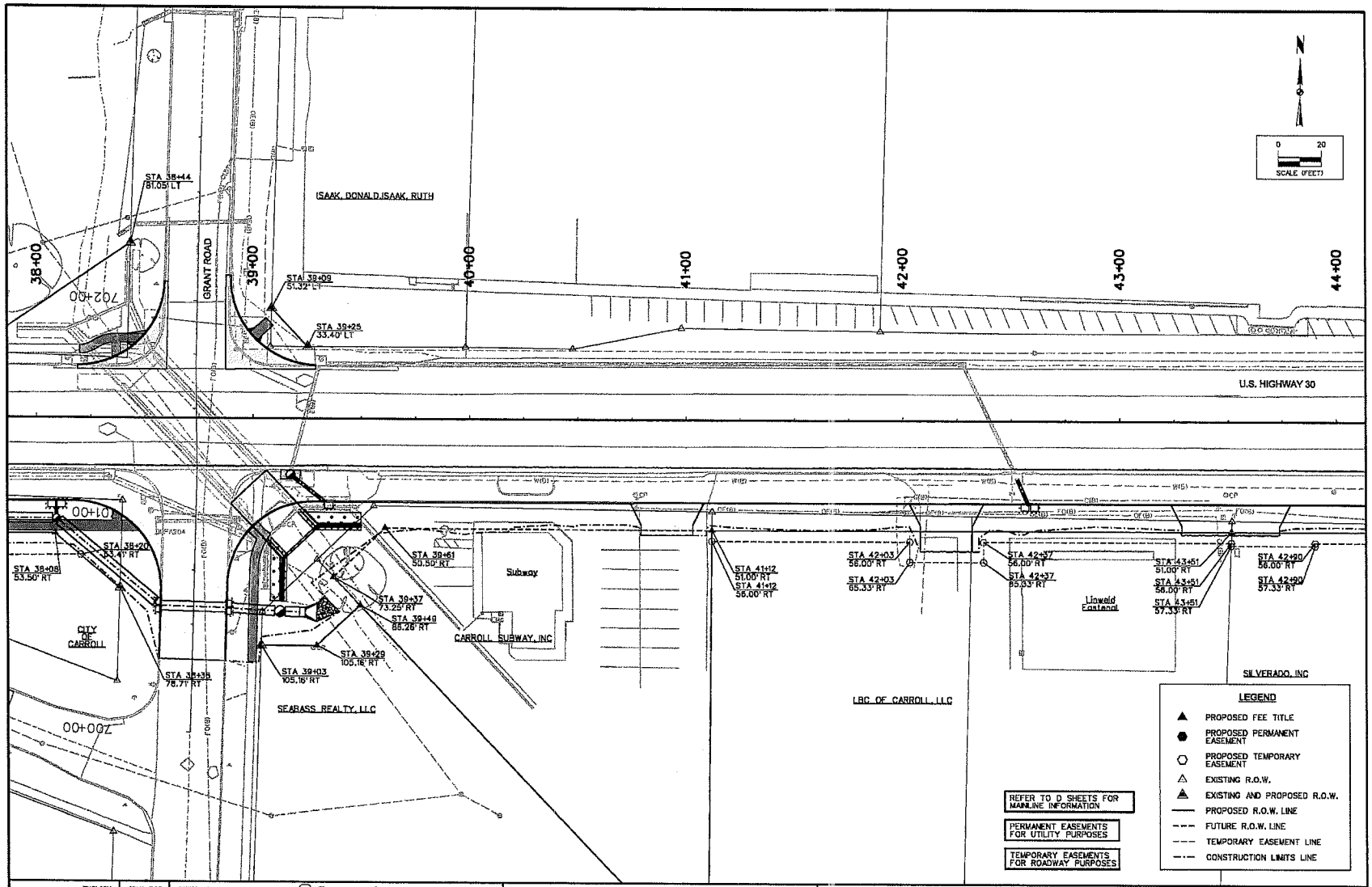
Snyder 1140



ENGLISH	IOWA DOT	DESIGN TEAM	SNYDER & ASSOCIATES	CARROLL COUNTY	PROJECT NUMBER CS-TSF-1125(615)--85-14	SHEET NUMBER H.2	REVISED

DSS 5/11/2017 J:\2014_projects\114.0348\Cadd\CD_114034B_HZ.dgn V:\RefLibrary\CADDStandards\WorkSpace\Standards\Printing\Print_Drivers\Color\V8ColorHalfWeight\PDF.pltcfg open\date.tbl Snyder 1:40

COPY

REAL ESTATE TRANSFER - GROUNDWATER HAZARD STATEMENT
TO BE COMPLETED BY TRANSFEROR

TRANSFEROR:

Name	City of Carroll, Iowa			
Address	112 E. 5th Street	Carroll	IA	51401
	Number and Street or RR	City, Town or P.O.	State	Zip

TRANSFEREE:

Name	State of Iowa - Iowa Department of Transportation			
Address	800 Lincoln Way	Ames	IA	50010
	Number and Street or RR	City, Town or P.O.	State	Zip

ADDRESS OF PROPERTY TRANSFERRED:

600 Walnut Street,	Carroll, IA	51401	
Number and Street or RR	City, Town or P.O.	State	Zip

LEGAL DESCRIPTION OF PROPERTY:

SEE ATTACHED LEGAL DESCRIPTION

1. **Wells (check one)**

_X_ There are no known wells situated on this property.

___ There is a well or wells situated on this property. The type(s), location(s) and legal status are stated below or set forth on an attached separate sheet, as necessary.

2. **Solid Waste Disposal (check one)**

_X_ There is no known solid waste disposal site on this property.

___ There is a solid waste disposal site on this property and information related thereto is provided in Attachment #1, attached to this document.

3. **Hazardous Wastes (check one)**

_X_ There is no known hazardous waste on this property.

___ There is hazardous waste on this property and information related thereto is provided in Attachment #1, attached to this document.

4. **Underground Storage Tanks (check one)**

_X_ There are no known underground storage tanks on this property. (Note exclusions such as small farm and residential motor fuel tanks, most heating oil tanks, cisterns and septic tanks, in instructions.)

___ There is an underground storage tank on this property. The type(s), size(s) and any known substance(s) contained are listed below or on an attached separate sheet, as necessary.

5. Private Burial Site (check one)

_X_ There are no known private burial sites on this property.

__ There is a private burial site on this property. The location(s) of the site(s) and known identifying information of the decedent(s) is stated below or on an attached separate sheet, as necessary.

6. Private Sewage Disposal System (check one)

__All buildings on this property are served by a public or semi-public sewage disposal system.

_X_ This transaction does not involve the transfer of any building which has or is required by law to have a sewage disposal system.

__There is a building served by private sewage disposal system on this property or a building without any lawful sewage disposal system. A certified inspector's report is attached which documents the condition of the private sewage disposal system and whether any modifications are required to conform to standards adopted by the Department of Natural Resources. A certified inspection report must be accompanied by this form when recording.

__There is a building served by private sewage disposal system on this property. Weather or other temporary physical conditions prevent the certified inspection of the private sewage disposal system from being conducted. The buyer has executed a binding acknowledgment with the county board of health to conduct a certified inspection of the private sewage disposal system at the earliest practicable time and to be responsible for any required modifications to the private sewage disposal system as identified by the certified inspection. A copy of the binding acknowledgment is attached to this form.

__There is a building served by private sewage disposal system on this property. The buyer has executed a binding acknowledgment with the county board of health to install a new private sewage disposal system on this property within an agreed upon time period. A copy of the binding acknowledgment is provided with this form.

__There is a building served by private sewage disposal system on this property. The building to which the sewage disposal system is connected will be demolished without being occupied. The buyer has executed a binding acknowledgment with the county board of health to demolish the building within an agreed upon time period. A copy of the binding acknowledgment is provided with this form. [Exemption #9]

__This property is exempt from the private sewage disposal inspection requirements pursuant to the following exemption [Note: for exemption #9 use prior check box]:

_____.

__The private sewage disposal system has been installed within the past two years pursuant to permit number _____.

Information required by statements checked above should be provided here or on separate sheets attached hereto:

I HEREBY DECLARE THAT I HAVE REVIEWED THE INSTRUCTIONS FOR THIS FORM AND THAT THE INFORMATION STATED ABOVE IS TRUE AND CORRECT.

Signature: _____ Telephone No.: _____
(Transferor or Agent)

DESCRIPTION OF ATTACHED PLAT FOR PARCEL NO. 2

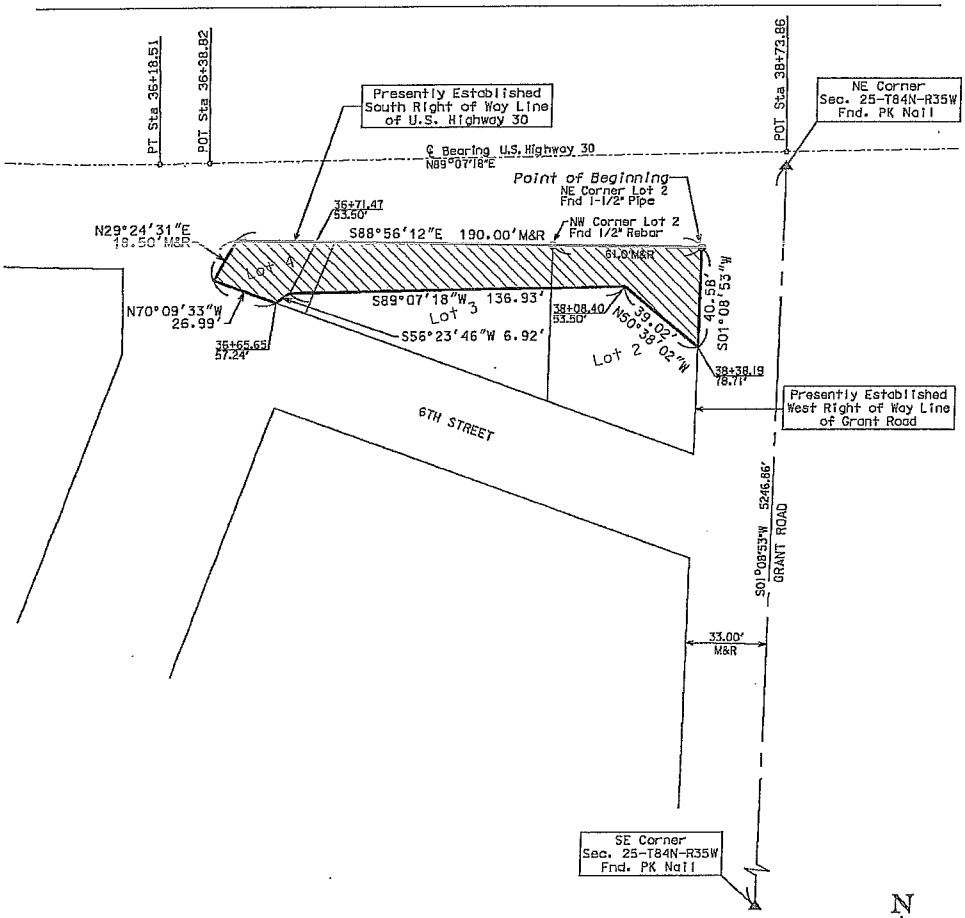
THE FEE SIMPLE TITLE GRANTED IS TO LAND DESCRIBED AS FOLLOWS:

A PART OF LOTS 2, 3 AND 4 OF THE IRREGULAR SURVEY OF THE NORTHEAST 1/4 OF THE NORTHEAST 1/4 OF SECTION 25, TOWNSHIP 84 NORTH, RANGE 35 WEST OF THE 5TH P.M., CITY OF CARROLL, CARROLL COUNTY, IOWA AS SHOWN ON THE ACQUISITION PLAT EXHIBIT "A", ATTACHED HERETO AND BY REFERENCE MADE A PART HEREOF AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:
BEGINNING AT THE NORTHEAST CORNER OF SAID LOT 2; THENCE SOUTH 01°08'53" WEST ALONG THE WEST RIGHT-OF-WAY LINE OF GRANT ROAD, 40.58 FEET; THENCE NORTH 50°38'02" WEST, 39.02 FEET; THENCE SOUTH 89°07'18" WEST, 136.93 FEET; THENCE SOUTH 56°23'46" WEST, 6.92 FEET TO THE NORTH RIGHT-OF-WAY LINE OF 6TH STREET; THENCE NORTH 70°09'33" WEST ALONG SAID NORTH RIGHT-OF-WAY LINE, 26.99 FEET TO THE SOUTHWEST CORNER OF SAID LOT 4; THENCE NORTH 29°24'31" EAST ALONG THE WEST LINE OF SAID LOT 4, A DISTANCE OF 18.50 FEET TO THE NORTHWEST CORNER OF SAID LOT 4; THENCE SOUTH 88°56'12" EAST ALONG THE SOUTH RIGHT-OF-WAY LINE OF U.S. HIGHWAY 30, A DISTANCE OF 190.00 FEET TO THE POINT OF BEGINNING AND CONTAINING 4,021 SQUARE FEET.

NOTE: THE NORTH LINE OF LOTS 2, 3 AND 4 IS ASSUMED TO BEAR SOUTH 88°56'12" EAST.

IOWA DEPARTMENT OF TRANSPORTATION
ACQUISITION PLAT
EXHIBIT "A"

COUNTY CARROLL STATE CONTROL NO. _____
PROJECT NO. CS-TSF-1125(615)--85-14 PARCEL NO. 02
SECTION 25 TOWNSHIP 84 NORTH RANGE 35 WEST
ROW-FEE 4,021 S.F. ~~AC.~~ EASE _____ AC EXCESS-FEE _____ AC
ACCESS RIGHTS ACQUIRED - STA _____ STA _____ MAIN LINE _____ SIDE
ACCESS RIGHTS ACQUIRED - STA _____ STA _____ SIDE ROAD _____ SIDE
ACQUIRED FROM _____



LICENSED PROFESSIONAL LAND SURVEYOR
ERIN D. GRIFFIN
19710
IOWA

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.

ERIN D. GRIFFIN DATE:

License number 19710

My License Renewal Date Is December 31, 2017

Pages covered by this seal: EXHIBIT "A" ONLY

△ FOUND SECTION CORNER

■ FOUND RIGHT OF WAY RAIL

● FOUND IDOT ALUM. CAP (UNLESS OTHERWISE NOTED)

0' 25' 50'

DATE REVISED _____

DATE DRAWN JANUARY 10, 2017 SCALE 1" = 50'

Prepared by and return to: David S. Bruner, 225 E 7th, PO BOX 863 Carroll, IA 51401 712-792-3480
Tax Statement: State of Iowa, 800 Lincolnway, Ames, IA 50020

WARRANTY DEED

For the consideration of One Dollar ($1.00) and other valuable consideration the **City of Carroll, Iowa, an Iowa municipality** does hereby convey to the **State of Iowa** the following described real estate in **Carroll** County, Iowa:

See attached legal description

NO DECLARATION OF VALUE OR REAL ESTATE TRANSFER TAX REQUIRED PURSUANT TO §428A.2(6) IOWA CODE (2017)

Grantor does Hereby Covenant with grantee, and successors in interest, that grantor holds 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 grantor Covenants to Warrant and Defend the real estate against the lawful claims of all persons except as may be above stated.

Dated: August _____, 2017

CITY OF CARROLL, IOWA

BY_____
Eric P. Jensen, Mayor

ATTEST:

_____
Laura A. Schaefer, City Clerk

STATE OF IOWA, CARROLL COUNTY, ss

On this ___ ___ day of August, 2017, before me, a Notary Public in and for the State of Iowa, personally appeared Eric P. Jensen and Laura A. Schaefer, to me personally known, and who, being by me duly sworn, did say that they are the Mayor and City Clerk, respectively, of the City of Carroll, Iowa; and that the instrument was signed on behalf of the City, by authority of its City Council, and that Eric P. Jensen and Laura A. Schaefer acknowledged the execution of the instrument to be their voluntary act and deed and the voluntary act and deed of the City, by it voluntarily executed.

_____
Notary Public

m:\janet\word\dsb\0-1850\doc-17\deed-lots2 3&4

DESCRIPTION OF ATTACHED PLAT FOR PARCEL NO. 2

CARROLL COUNTY PROJECT NO. CS-TSF-1125(615)--85-14

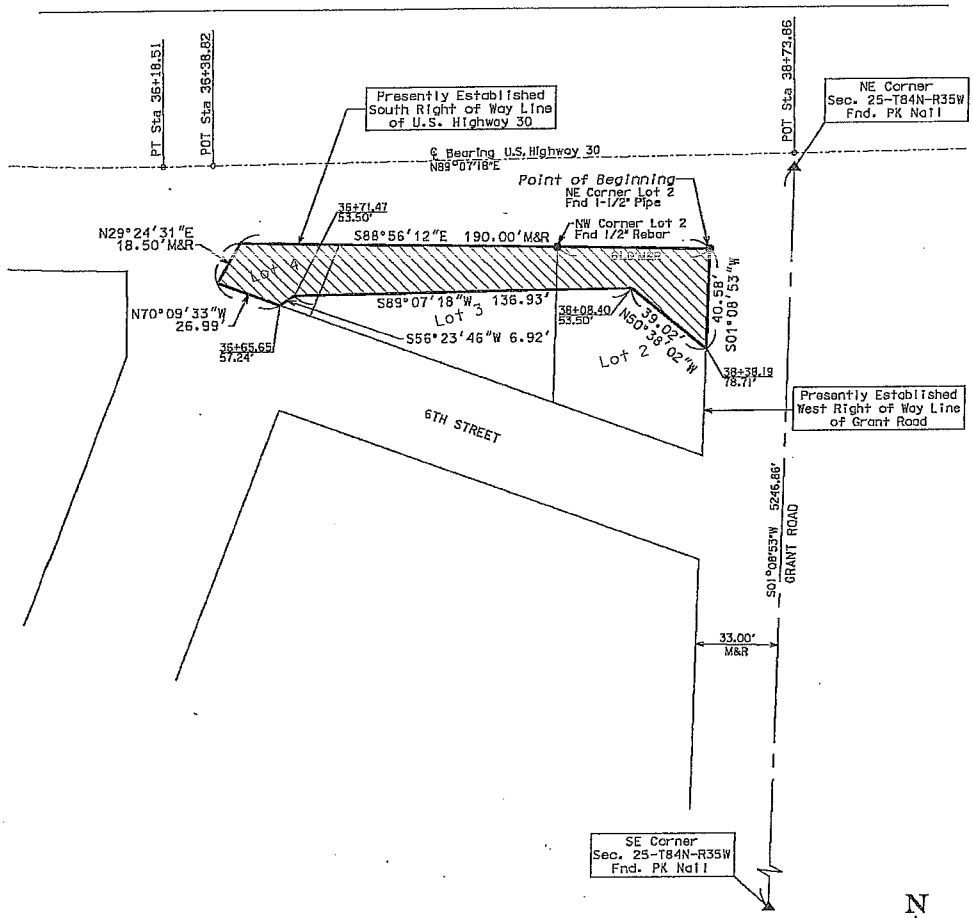
THE FEE SIMPLE TITLE GRANTED IS TO LAND DESCRIBED AS FOLLOWS:

A PART OF LOTS 2, 3 AND 4 OF THE IRREGULAR SURVEY OF THE NORTHEAST 1/4 OF THE NORTHEAST 1/4 OF SECTION 25, TOWNSHIP 84 NORTH, RANGE 35 WEST OF THE 5TH P.M., CITY OF CARROLL, CARROLL COUNTY, IOWA AS SHOWN ON THE ACQUISITION PLAT EXHIBIT "A", ATTACHED HERETO AND BY REFERENCE MADE A PART HEREOF AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:
BEGINNING AT THE NORTHEAST CORNER OF SAID LOT 2; THENCE SOUTH 01°08'53" WEST ALONG THE WEST RIGHT-OF-WAY LINE OF GRANT ROAD, 40.58 FEET; THENCE NORTH 50°38'02" WEST, 39.02 FEET; THENCE SOUTH 89°07'18" WEST, 136.93 FEET; THENCE SOUTH 56°23'46" WEST, 6.92 FEET TO THE NORTH RIGHT-OF-WAY LINE OF 6TH STREET; THENCE NORTH 70°09'33" WEST ALONG SAID NORTH RIGHT-OF-WAY LINE, 26.99 FEET TO THE SOUTHWEST CORNER OF SAID LOT 4; THENCE NORTH 29°24'31" EAST ALONG THE WEST LINE OF SAID LOT 4, A DISTANCE OF 18.50 FEET TO THE NORTHWEST CORNER OF SAID LOT 4; THENCE SOUTH 88°56'12" EAST ALONG THE SOUTH RIGHT-OF-WAY LINE OF U.S. HIGHWAY 30, A DISTANCE OF 190.00 FEET TO THE POINT OF BEGINNING AND CONTAINING 4,021 SQUARE FEET.

NOTE: THE NORTH LINE OF LOTS 2, 3 AND 4 IS ASSUMED TO BEAR SOUTH 88°56'12" EAST.

IOWA DEPARTMENT OF TRANSPORTATION
ACQUISITION PLAT
EXHIBIT "A"

COUNTY CARROLL STATE CONTROL NO. _____
PROJECT NO. CS-TSF-1125(615)--85-14 PARCEL NO. 02
SECTION 25 TOWNSHIP 84 NORTH RANGE 35 WEST
ROW-FEE 4,021 S.F. ~~AC.~~ EASE _____ AC EXCESS-FEE _____ AC
ACCESS RIGHTS ACQUIRED - STA _____ STA _____ MAIN LINE _____ SIDE
ACCESS RIGHTS ACQUIRED - STA _____ STA _____ SIDE ROAD _____ SIDE
ACQUIRED FROM _____



LICENSED PROFESSIONAL LAND SURVEYOR
ERIN D. GRIFFIN
19710
IOWA

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.

ERIN D. GRIFFIN DATE:

License number 19710

My License Renewal Date is December 31, 2017

Pages covered by this seal: EXHIBIT "A" ONLY

▲ FOUND SECTION CORNER
■ FOUND RIGHT OF WAY RAIL
● FOUND IDOT ALUM. CAP (UNLESS OTHERWISE NOTED)

0' 25' 50'

DATE REVISED _____

DATE DRAWN JANUARY 10, 2017 SCALE 1" = 50'

COPY

STATE OF IOWA
OFFER TO PURCHASE

To Seller: CITY OF CARROLL, IOWA (Parcel #9)

1. Property Description. The State of Iowa intends to acquire the real property owned by you situated in Carroll County, Iowa, and legally described on the attached Exhibit(s), and is, by this reference, made a part hereof.

2. Price. State of Iowa agrees to pay $0.00 per square foot, in cash, calculated as follows, and other good and valuable consideration:

TYPE	AMOUNT	PRICE	TOTAL
Fee Acquisition	1,940 s.f.	$0.00/square foot	$0.00
		TOTAL	$0.00
		TOTAL COMPENSATION	**$0.00**

3. Purpose of the Acquisition. Right-of-way and/or easements are being acquired for the purpose of grading and paving roadway.

4. Real Estate Taxes. The acquisition shall not affect the liability of the Sellers for payment of real estate taxes when due.

5. Special Assessments. This acquisition shall not relieve the Seller of Seller's liability for payment of any special assessments against the real estate.

6. Possession. Possession shall be upon receipt of funds.

7. Release of Mortgages. If requested to do so, Sellers shall obtain a release of all mortgages and liens against the described real estate on or before the closing date of this transaction. Sellers shall convey good and merchantable title to the State of Iowa.

8. Conveyance. Upon payment of the purchase price, Sellers shall convey the real estate to the State of Iowa, in accordance with the form provided by the City of Carroll, Iowa.

9. Joinder by Seller's Spouse. Seller's spouse, if applicable, and if not a titleholder immediately preceding acceptance of this offer, executes this contract only for the purpose of relinquishing all rights of dower, homestead and distributive share, or in compliance with Section 561.13 of the Code of Iowa, and agrees to execute the warranty deed for this purpose only.

10. Time is of the Essence. Time is of the essence in this contract.

11. Approval of Court. If the sale of this real estate is subject to Court approval, the fiduciary shall promptly submit this contract for such approval. If this contract is not so approved, it shall be void.

12. Contract Binding on Successors-in-Interest. This contract shall apply to and bind the successors-in-interest of the Sellers, and Sellers agree to warrant good and sufficient title. Names and addresses of lienholders are:

_____

_____

13. Construction. Words and phrases shall be construed as in the singular or plural number, and as masculine, feminine, or neuter gender, according to the context.

14. Approval By the City of Carroll, Iowa. This easement shall not be binding until it has received the final approval and acceptance by the City of Carroll.

Dated at Ankeny, Iowa, this _____ day of MAY, 2017.

FOR THE STATE OF IOWA

By: _____

Snyder & Associates, Inc.

THIS OFFER IS ACCEPTED on this _____ day of _____, 20___.

By: _____

By: _____

Approved by the City Council, City of Carroll, Iowa on the _____ day of _____, 2017, by Resolution No. _____ .

By: _____

_____, _____

Attest:_____

_____, _____

EXHIBITS

DESCRIPTION OF ATTACHED PLAT FOR PARCEL NO. 9

CARROLL COUNTY PROJECT NO. CS-TSF-1125(615)--85-14

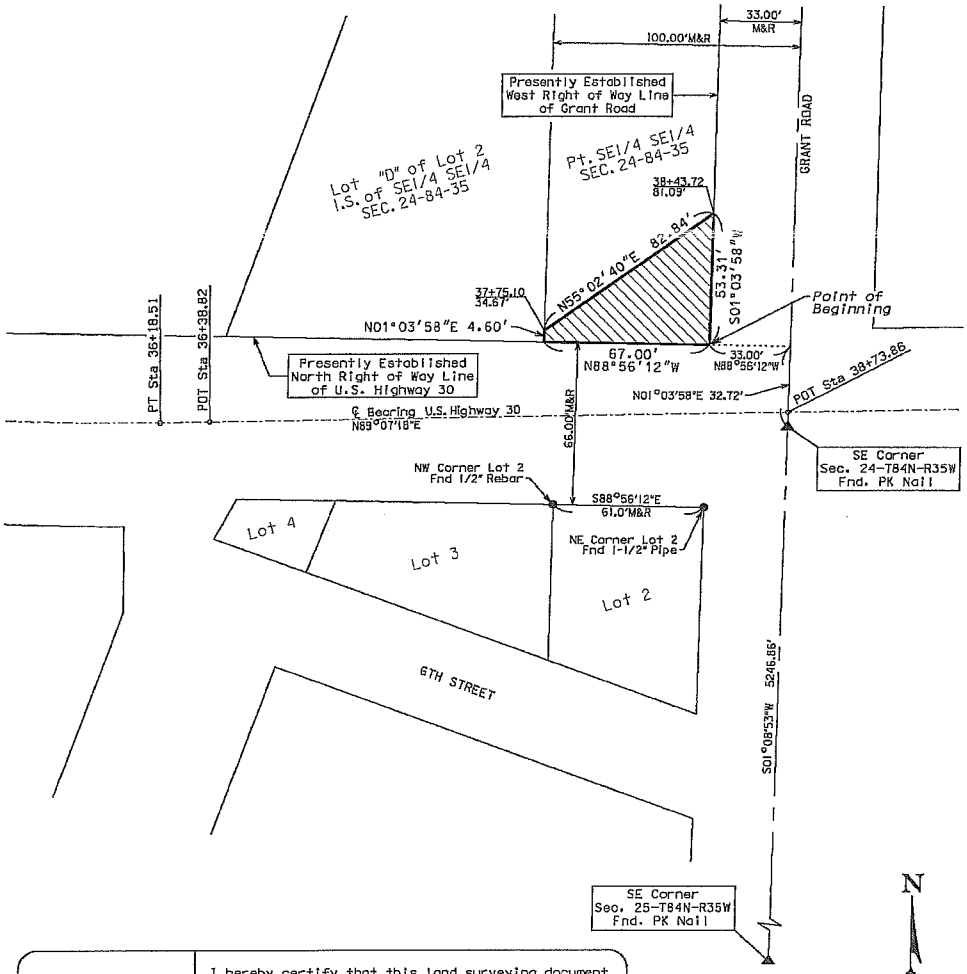
THE FEE SIMPLE TITLE GRANTED IS TO LAND DESCRIBED AS FOLLOWS:

A PART OF THE SOUTHEAST 1/4 OF THE SOUTHEAST 1/4 OF SECTION 24, TOWNSHIP 84 NORTH, RANGE 35 WEST OF THE 5TH P.M., CITY OF CARROLL, CARROLL COUNTY, IOWA AS SHOWN ON THE ACQUISITION PLAT EXHIBIT "A", ATTACHED HERETO AND BY REFERENCE MADE A PART HEREOF AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF SAID SECTION 24; THENCE NORTH 01°03'58" EAST ALONG THE EAST LINE OF SAID SOUTHEAST 1/4 OF THE SOUTHEAST 1/4, A DISTANCE OF 32.72 FEET; THENCE NORTH 88°56'12" WEST, 33.00 FEET TO THE NORTH RIGHT-OF-WAY LINE OF U.S. HIGHWAY 30 AND TO THE POINT OF BEGINNING; THENCE CONTINUING NORTH 88°56'12" WEST ALONG SAID NORTH RIGHT-OF-WAY LINE, 67.00 FEET TO THE EAST LINE OF LOT "D" OF THE SUBDIVISION OF LOT 2 OF THE IRREGULAR SURVEY OF THE SOUTHEAST 1/4 OF THE SOUTHEAST 1/4 AS FILED IN PLAT BOOK 4, PAGE 15 OF THE CARROLL COUNTY RECORDER'S OFFICE; THENCE NORTH 01°03'58" EAST ALONG SAID EAST LINE, 4.60 FEET; THENCE NORTH 55°02'40" EAST, 82.84 FEET TO THE WEST RIGHT-OF-WAY LINE OF GRANT ROAD; THENCE SOUTH 01°03'58" WEST ALONG SAID WEST RIGHT-OF-WAY LINE, 53.31 FEET TO THE POINT OF BEGINNING AND CONTAINING 1,940 SQUARE FEET.

IOWA DEPARTMENT OF TRANSPORTATION
ACQUISITION PLAT
EXHIBIT "A"

COUNTY CARROLL STATE CONTROL NO. _____
PROJECT NO. CS-TSF-1125(615)--85-14 PARCEL NO. 09
SECTION 24 TOWNSHIP 84 NORTH RANGE 35 WEST
ROW-FEE 1,940 S.F. ~~AC.~~ EASE _____ AC EXCESS-FEE _____ AC
ACCESS RIGHTS ACQUIRED - STA _____ STA _____ MAIN LINE _____ SIDE
ACCESS RIGHTS ACQUIRED - STA _____ STA _____ SIDE ROAD _____ SIDE
ACQUIRED FROM _____



LICENSED PROFESSIONAL LAND SURVEYOR
ERIN D. GRIFFIN
19710
IOWA

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.

ERIN D. GRIFFIN DATE:

License number 19710

My License Renewal Date is December 31, 2017

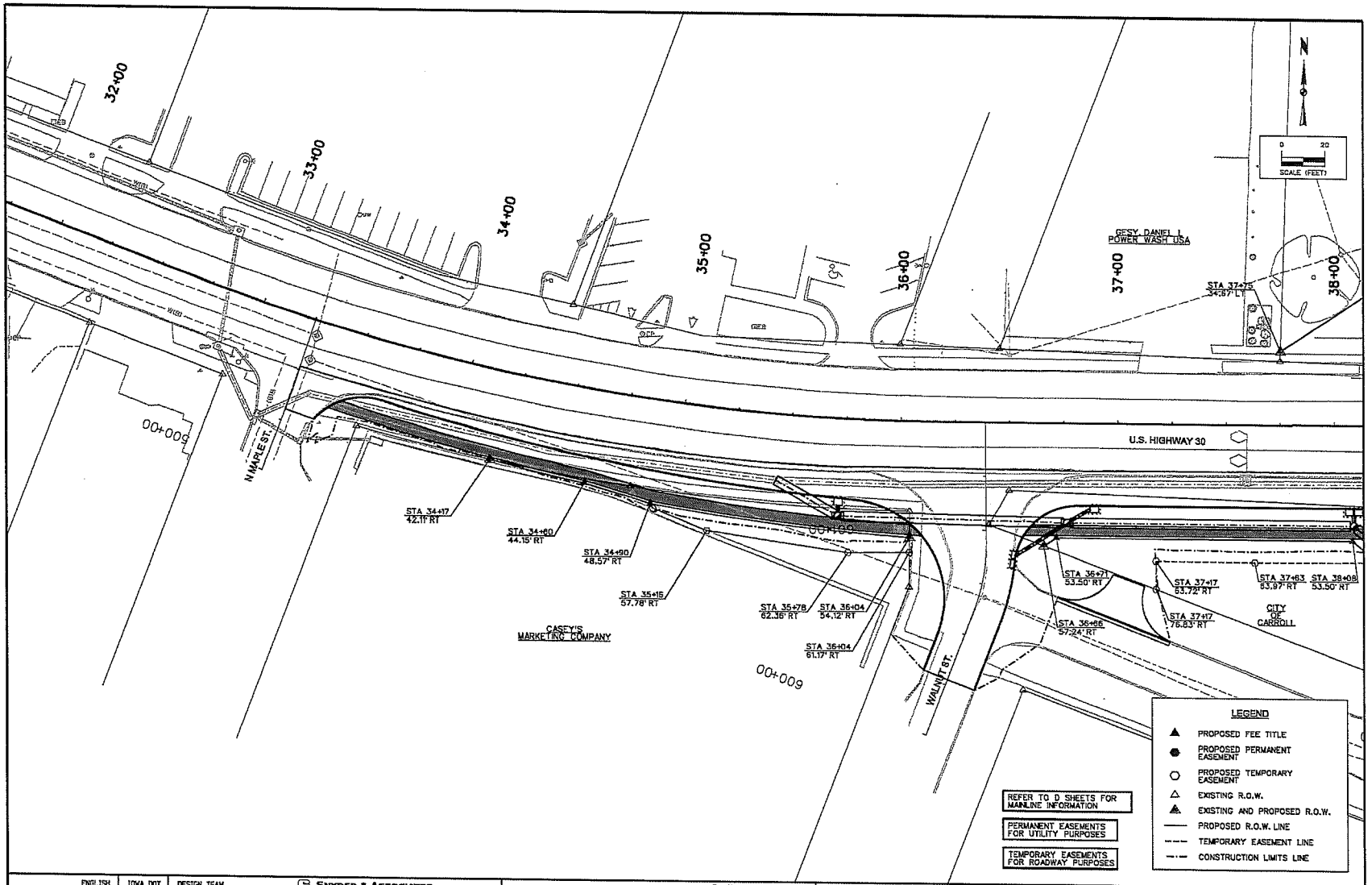
Pages covered by this seal: _____
EXHIBIT "A" ONLY

▲ FOUND SECTION CORNER
■ FOUND RIGHT OF WAY RAIL
● FOUND IDOT ALUM. CAP (UNLESS OTHERWISE NOTED)

0' 25' 50'

DATE REVISED _____

DATE DRAWN JANUARY 10, 2017 SCALE 1" = 50'



ENGLISH	IOWA DOT	DESIGN TEAM	SNYDER & ASSOCIATES	CARROLL COUNTY	PROJECT NUMBER CS-TSF-1125(615)--85-14	SHEET NUMBER H.1	REVISED

DSS 5/11/2017 J:\2014_projects\114.0348\Cadd\CD_1140348_H1.dgn

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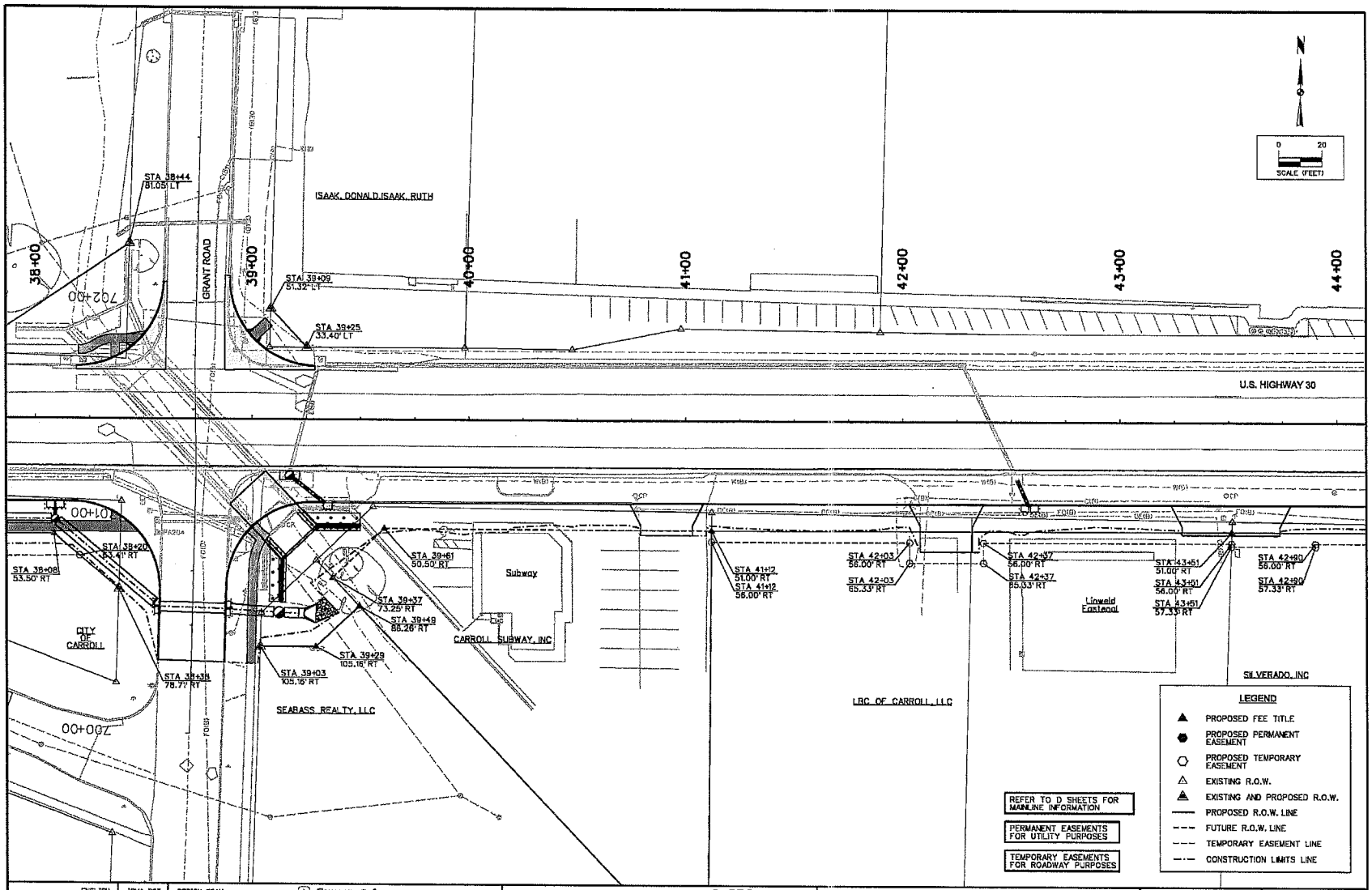
Snyder 1140



ENGLISH	IOWA DOT	DESIGN TEAM	SNYDER & ASSOCIATES	CARROLL COUNTY	PROJECT NUMBER CS-TSF-1125(615)--85-14	SHEET NUMBER H.2	REVISED

DSS 5/11/2017 J:\2014_projects\114-0348\Cadd\CD_114034B_H2.dgn V:\RefLibrary\CADDStandards\WorkSpace\Standards\Printing\Print_Drivers\Color\V8IColorHalfWeight\PDF.pltcfg\pen\dole.tbl Snyder 1:40

COPY

REAL ESTATE TRANSFER - GROUNDWATER HAZARD STATEMENT
TO BE COMPLETED BY TRANSFEROR

TRANSFEROR:

Name	City of Carroll, Iowa			
Address	112 E. 5th Street	Carroll	IA	51401
	Number and Street or RR	City, Town or P.O.	State	Zip

TRANSFEREE:

Name	State of Iowa - Iowa Department of Transportation			
Address	800 Lincolnway	Ames	IA	50010
	Number and Street or RR	City, Town or P.O.	State	Zip

ADDRESS OF PROPERTY TRANSFERRED:

NEC of US HWY 30 & Grant Road, Carroll, IA 51401

Number and Street or RR City, Town or P.O. State Zip

LEGAL DESCRIPTION OF PROPERTY:

SEE ATTACHED LEGAL DESCRIPTION

1. **Wells (check one)**

_X_ There are no known wells situated on this property.

___ There is a well or wells situated on this property. The type(s), location(s) and legal status are stated below or set forth on an attached separate sheet, as necessary.

2. **Solid Waste Disposal (check one)**

_X_ There is no known solid waste disposal site on this property.

___ There is a solid waste disposal site on this property and information related thereto is provided in Attachment #1, attached to this document.

3. **Hazardous Wastes (check one)**

_X_ There is no known hazardous waste on this property.

___ There is hazardous waste on this property and information related thereto is provided in Attachment #1, attached to this document.

4. **Underground Storage Tanks (check one)**

_X_ There are no known underground storage tanks on this property. (Note exclusions such as small farm and residential motor fuel tanks, most heating oil tanks, cisterns and septic tanks, in instructions.)

___ There is an underground storage tank on this property. The type(s), size(s) and any known substance(s) contained are listed below or on an attached separate sheet, as necessary.

5. Private Burial Site (check one)

_X_ There are no known private burial sites on this property.

__ There is a private burial site on this property. The location(s) of the site(s) and known identifying information of the decedent(s) is stated below or on an attached separate sheet, as necessary.

6. Private Sewage Disposal System (check one)

__All buildings on this property are served by a public or semi-public sewage disposal system.

_X_ This transaction does not involve the transfer of any building which has or is required by law to have a sewage disposal system.

__There is a building served by private sewage disposal system on this property or a building without any lawful sewage disposal system. A certified inspector's report is attached which documents the condition of the private sewage disposal system and whether any modifications are required to conform to standards adopted by the Department of Natural Resources. A certified inspection report must be accompanied by this form when recording.

__There is a building served by private sewage disposal system on this property. Weather or other temporary physical conditions prevent the certified inspection of the private sewage disposal system from being conducted. The buyer has executed a binding acknowledgment with the county board of health to conduct a certified inspection of the private sewage disposal system at the earliest practicable time and to be responsible for any required modifications to the private sewage disposal system as identified by the certified inspection. A copy of the binding acknowledgment is attached to this form.

__There is a building served by private sewage disposal system on this property. The buyer has executed a binding acknowledgment with the county board of health to install a new private sewage disposal system on this property within an agreed upon time period. A copy of the binding acknowledgment is provided with this form.

__There is a building served by private sewage disposal system on this property. The building to which the sewage disposal system is connected will be demolished without being occupied. The buyer has executed a binding acknowledgment with the county board of health to demolish the building within an agreed upon time period. A copy of the binding acknowledgment is provided with this form. [Exemption #9]

__This property is exempt from the private sewage disposal inspection requirements pursuant to the following exemption [Note: for exemption #9 use prior check box]:

_____.

__The private sewage disposal system has been installed within the past two years pursuant to permit number _____.

Information required by statements checked above should be provided here or on separate sheets attached hereto:

I HEREBY DECLARE THAT I HAVE REVIEWED THE INSTRUCTIONS FOR THIS FORM AND THAT THE INFORMATION STATED ABOVE IS TRUE AND CORRECT.

Signature: _____ Telephone No.: _____
(Transferor or Agent)

DESCRIPTION OF ATTACHED PLAT FOR PARCEL NO. 9

CARROLL COUNTY PROJECT NO. CS-TSF-1125(615)--85-14

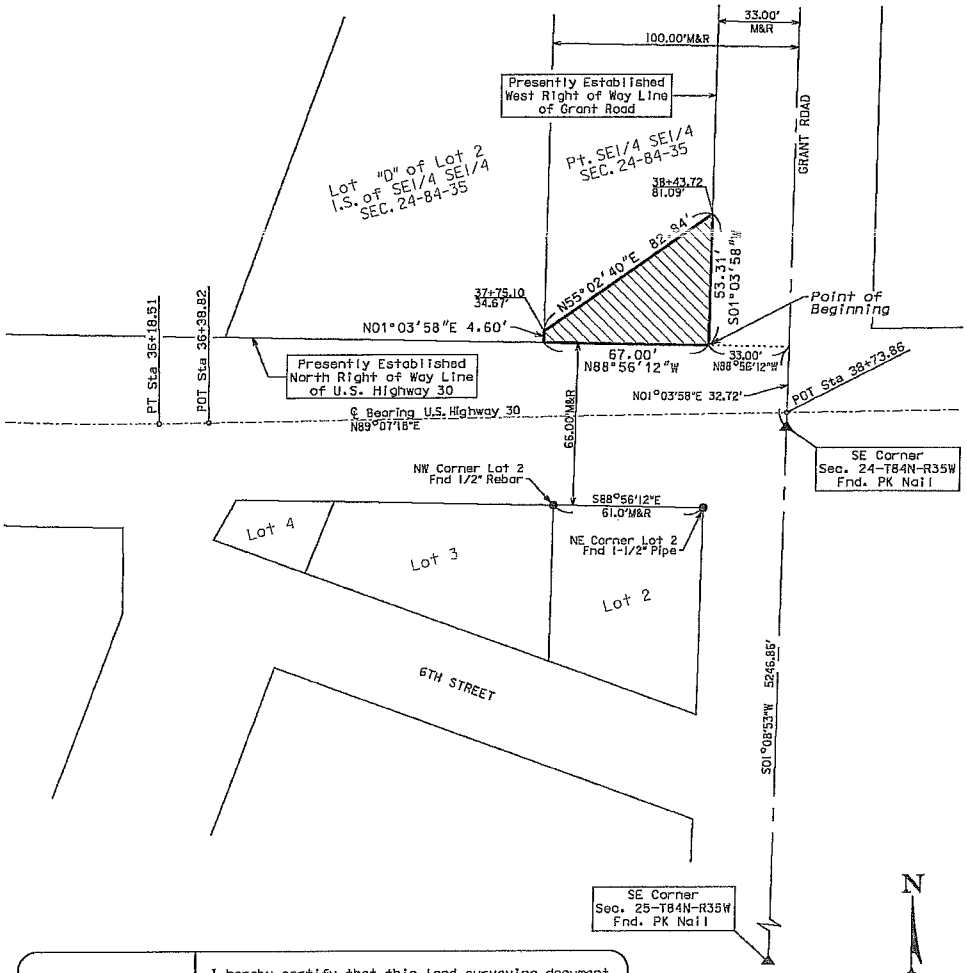
THE FEE SIMPLE TITLE GRANTED IS TO LAND DESCRIBED AS FOLLOWS:

A PART OF THE SOUTHEAST 1/4 OF THE SOUTHEAST 1/4 OF SECTION 24, TOWNSHIP 84 NORTH, RANGE 35 WEST OF THE 5TH P.M., CITY OF CARROLL, CARROLL COUNTY, IOWA AS SHOWN ON THE ACQUISITION PLAT EXHIBIT "A", ATTACHED HERETO AND BY REFERENCE MADE A PART HEREOF AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF SAID SECTION 24; THENCE NORTH 01°03'58" EAST ALONG THE EAST LINE OF SAID SOUTHEAST 1/4 OF THE SOUTHEAST 1/4, A DISTANCE OF 32.72 FEET; THENCE NORTH 88°56'12" WEST, 33.00 FEET TO THE NORTH RIGHT-OF-WAY LINE OF U.S. HIGHWAY 30 AND TO THE POINT OF BEGINNING; THENCE CONTINUING NORTH 88°56'12" WEST ALONG SAID NORTH RIGHT-OF-WAY LINE, 67.00 FEET TO THE EAST LINE OF LOT "D" OF THE SUBDIVISION OF LOT 2 OF THE IRREGULAR SURVEY OF THE SOUTHEAST 1/4 OF THE SOUTHEAST 1/4 AS FILED IN PLAT BOOK 4, PAGE 15 OF THE CARROLL COUNTY RECORDER'S OFFICE; THENCE NORTH 01°03'58" EAST ALONG SAID EAST LINE, 4.60 FEET; THENCE NORTH 55°02'40" EAST, 82.84 FEET TO THE WEST RIGHT-OF-WAY LINE OF GRANT ROAD; THENCE SOUTH 01°03'58" WEST ALONG SAID WEST RIGHT-OF-WAY LINE, 53.31 FEET TO THE POINT OF BEGINNING AND CONTAINING 1,940 SQUARE FEET.

IOWA DEPARTMENT OF TRANSPORTATION
ACQUISITION PLAT
EXHIBIT "A"

COUNTY CARROLL STATE CONTROL NO. _____
PROJECT NO. CS-TSF-1125(615)--85-14 PARCEL NO. 09
SECTION 24 TOWNSHIP 84 NORTH RANGE 35 WEST
ROW-FEE 1,940 S.F. ~~AC.~~ EASE _____ AC EXCESS-FEE _____ AC
ACCESS RIGHTS ACQUIRED - STA _____ STA _____ MAIN LINE _____ SIDE
ACCESS RIGHTS ACQUIRED - STA _____ STA _____ SIDE ROAD _____ SIDE
ACQUIRED FROM _____



LICENSED PROFESSIONAL LAND SURVEYOR
ERIN D. GRIFFIN
19710
IOWA

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.

ERIN D. GRIFFIN DATE:

License number 19710

My License Renewal Date is December 31, 2017

Pages covered by this seal: EXHIBIT "A" ONLY

▲ FOUND SECTION CORNER
■ FOUND RIGHT OF WAY RAIL
● FOUND IDOT ALUM. CAP (UNLESS OTHERWISE NOTED)

0' 25' 50'

DATE REVISED _____

DATE DRAWN JANUARY 10, 2017 SCALE 1" = 50'

Prepared by and return to: David S. Bruner, 225 E 7th, PO BOX 863 Carroll, IA 51401 712-792-3480
Tax Statement State of Iowa, 800 Lincolnway, Ames, IA 50020

WARRANTY DEED

For the consideration of One Dollar ($1.00) and other valuable consideration the **City of Carroll, Iowa, an Iowa municipality** does hereby convey to the **State of Iowa** the following described real estate in **Carroll** County, Iowa:

See attached legal description

NO DECLARATION OF VALUE OR REAL ESTATE TRANSFER TAX REQUIRED PURSUANT TO §428A.2(6) IOWA CODE (2017)

Grantor does Hereby Covenant with grantee, and successors in interest, that grantor holds 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 grantor Covenants to Warrant and Defend the real estate against the lawful claims of all persons except as may be above stated.

Dated: August _____, 2017

CITY OF CARROLL, IOWA

BY_____
Eric P. Jensen, Mayor

ATTEST:

_____
Laura A. Schaefer, City Clerk

STATE OF IOWA, CARROLL COUNTY, ss

On this _____ day of August, 2017, before me, a Notary Public in and for the State of Iowa, personally appeared Eric P. Jensen and Laura A. Schaefer, to me personally known, and who, being by me duly sworn, did say that they are the Mayor and City Clerk, respectively, of the City of Carroll, Iowa; and that the instrument was signed on behalf of the City, by authority of its City Council, and that Eric P. Jensen and Laura A. Schaefer acknowledged the execution of the instrument to be their voluntary act and deed and the voluntary act and deed of the City, by it voluntarily executed.

_____
Notary Public

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DESCRIPTION OF ATTACHED PLAT FOR PARCEL NO. 9

CARROLL COUNTY PROJECT NO. CS-TSF-1125(615)--85-14

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

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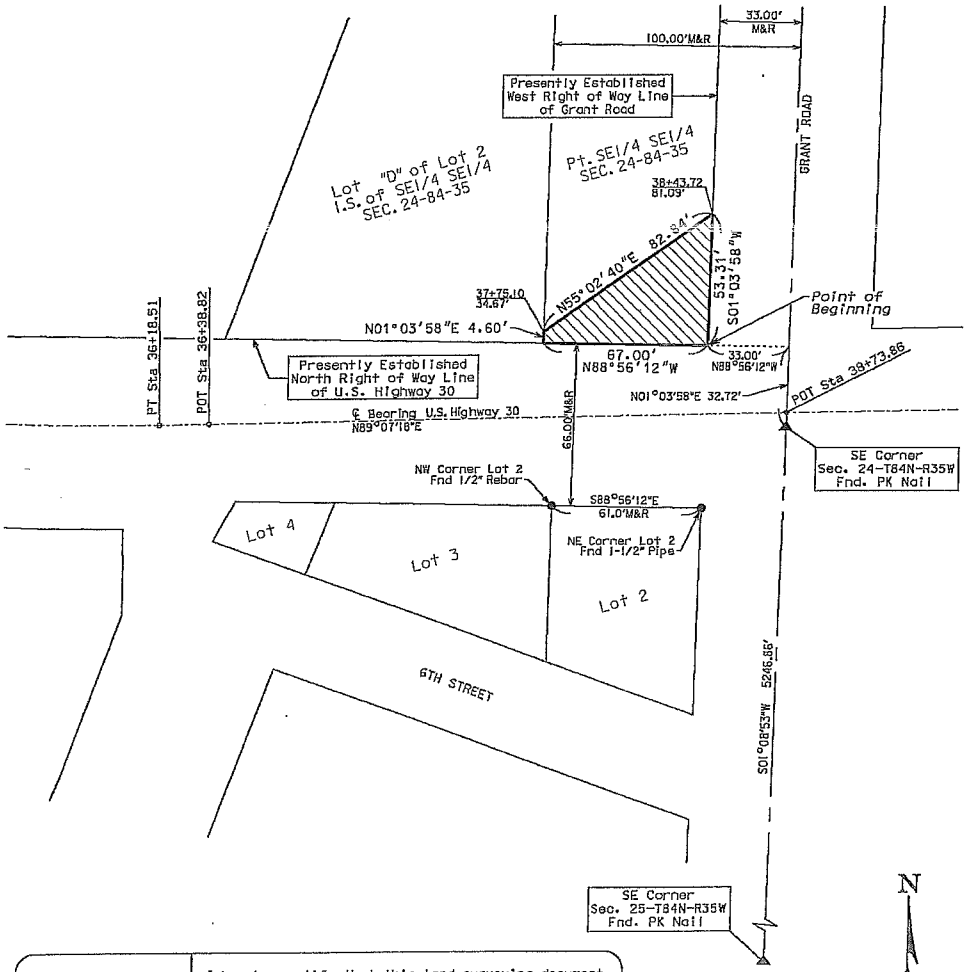
IOWA DEPARTMENT OF TRANSPORTATION
ACQUISITION PLAT
EXHIBIT "A"

COUNTY CARROLL STATE CONTROL NO. _____
PROJECT NO. CS-TSF-1125(615)--85-14 PARCEL NO. 09
SECTION 24 TOWNSHIP 84 NORTH RANGE 35 WEST
ROW-FEE 1,940 S.F. ~~AC.~~ EASE _____ AC EXCESS-FEE _____ AC
ACCESS RIGHTS ACQUIRED - STA _____ STA _____ MAIN LINE _____ SIDE
ACCESS RIGHTS ACQUIRED - STA _____ STA _____ SIDE ROAD _____ SIDE
ACQUIRED FROM _____



LICENSED PROFESSIONAL LAND SURVEYOR
ERIN D. GRIFFIN
19710
IOWA

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.

ERIN D. GRIFFIN DATE:

License number 19710

My License Renewal Date is December 31, 2017

Pages covered by this seal: EXHIBIT "A" ONLY

▲ FOUND SECTION CORNER

■ FOUND RIGHT OF WAY RAIL

● FOUND IDOT ALUM. CAP (UNLESS OTHERWISE NOTED)

0' 25' 50'

DATE REVISED _____

DATE DRAWN JANUARY 10, 2017 SCALE 1" = 50'

Prepared by and return to David S. Bruner, 225 E 7th, PO BOX 863, Carroll, IA 51401 712-792-3480

TEMPORARY EASEMENT

For the consideration of One Dollar ($1.00), receipt of which is hereby acknowledged, the **City of Carroll, Iowa, an Iowa municipality,** owner of the following described property located in Carroll, Carroll County, Iowa, to-wit:

See attached legal description

Hereby grants and conveys to the State of Iowa, a temporary easement to allow the State of Iowa, its agents, contractors, and employees the right of entry in, upon, and onto the above described property for the purpose of construction of a public improvement only for period of time until the public improvement is completed. This temporary easement shall commence upon the execution of this easement and shall terminate upon completion of the above stated public improvement project.

It is further agreed that the undersigned hereby releases the State of Iowa from liability and relinquishes any claim for damages to the property above described arising out of the above described public project.

The State of Iowa hall restore the above described real estate to a satisfactory condition after the public improvement is completed, and it shall be restored to substantially the same condition as prior to entry.

The undersigned do hereby grant this temporary easement to the State of Iowa and the undersigned confirm they own the above stated property; and have full authority to grant this temporary easement.

Signed and dated this _____ day of August, 2017

CITY OF CARROLL, IOWA

BY_____
Eric P. Jensen, Mayor

ATTEST

_____
Laura A. Schaefer, City Clerk

STATE OF IOWA, CARROLL COUNTY, ss

On this __ ___ . day of August, 2017, before me, a Notary Public in and for the State of Iowa, personally appeared Eric P. Jensen and Laura A. Schaefer, to me personally known, and who, being by me duly sworn, did say that they are the Mayor and City Clerk, respectively, of the City of Carroll, Iowa; and that the instrument was signed on behalf of the City, by authority of its City Council, and that Eric P. Jensen and Laura A. Schaefer acknowledged the execution of the instrument to be their voluntary act and deed and the voluntary act and deed of the City, by it voluntarily executed.

_____ __ ____ _____ ____ __
Notary Public

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EXHIBIT "A"

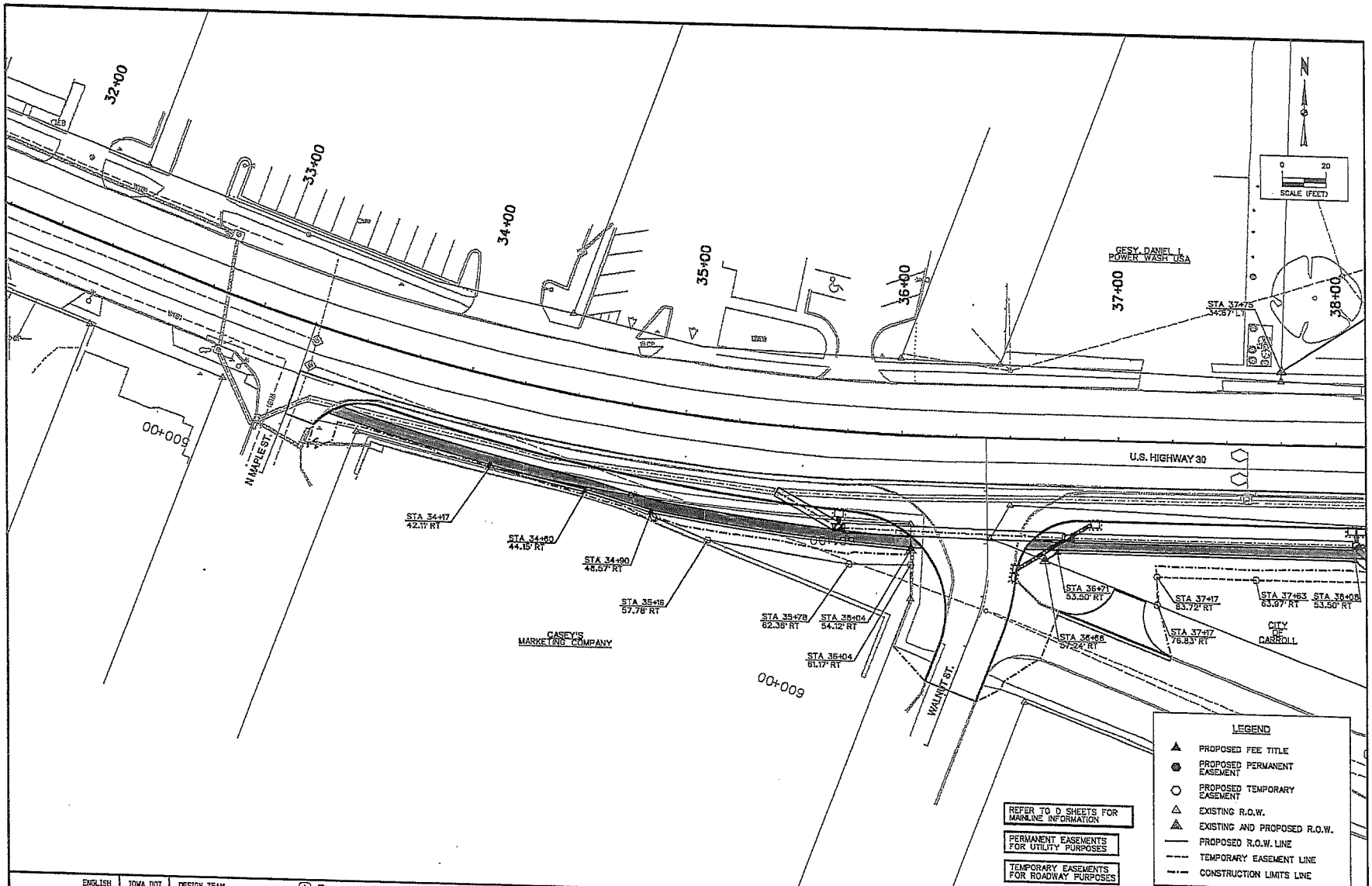
TEMPORARY EASEMENT DESCRIPTION FOR PARCEL NO. 2

CARROLL COUNTY PROJECT NO. CS-TSF-1125(615)--85-14

THE EASEMENT GRANTED IS TO LAND DESCRIBED AS FOLLOWS:

A PART OF LOTS 2, 3 AND 4 OF THE IRREGULAR SURVEY OF THE NORTHEAST 1/4 OF THE NORTHEAST 1/4 OF SECTION 25, TOWNSHIP 84 NORTH, RANGE 35 WEST OF THE 5TH P.M., CITY OF CARROLL, CARROLL COUNTY, IOWA AND MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHWEST CORNER OF SAID LOT 4; THENCE SOUTH 70°09'33" WEST ALONG THE NORTH RIGHT-OF-WAY LINE OF 6TH STREET, A DISTANCE OF 26.99 FEET TO THE POINT OF BEGINNING; THENCE NORTH 56°23'46" EAST, 6.92 FEET; THENCE NORTH 89°07'18" EAST, 136.93 FEET; THENCE SOUTH 50°38'02" EAST, 15.34 FEET; THENCE SOUTH 88°56'50" WEST, 102.66 FEET; THENCE SOUTH 00°51'50" EAST, 13.11 FEET TO THE NORTH RIGHT-OF-WAY LINE OF 6TH STREET; THENCE NORTH 70°09'33" WEST ALONG SAID NORTH RIGHT-OF-WAY LINE, 55.38 FEET TO THE POINT OF BEGINNING AND CONTAINING 1,665 SQUARE FEET.

NOTE: THE NORTH LINE OF LOTS 2, 3 AND 4 IS ASSUMED TO BEAR SOUTH 88°56'12" EAST.



ENGLISH	IOWA DOT	DESIGN TEAM	SNYDER & ASSOCIATES	CARROLL COUNTY	PROJECT NUMBER	CS-TSF-1125(615)--85-14	SHEET NUMBER H.1	REVISED

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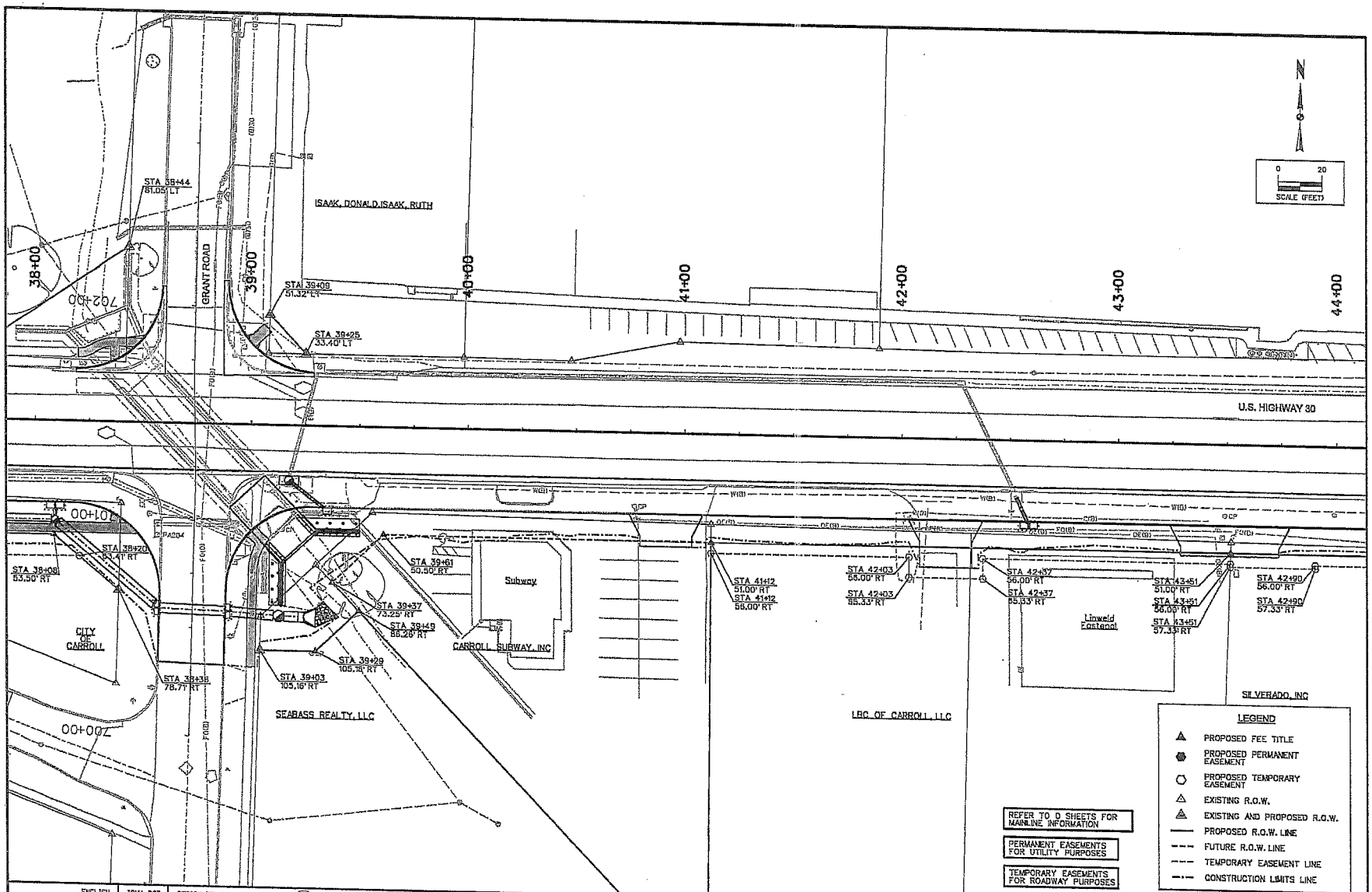

ENGLISH	IOWA DOT	DESIGN TEAM	SNYDER & ASSOCIATES	CARROLL COUNTY	PROJECT NUMBER	CS-TSF-1125(615)--85-14	SHEET NUMBER	H.2	REVISED

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