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BOOK 1008 PAGE \_\_\_\_\_

1998 JUN 19 A 10: 01

CAROL HOLL, RECORDER  
DALLAS COUNTY, IOWA

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635-053  
j 25103 aro

Sandy Jo Messingham, Office of Right of Way, 800 Lincoln Way, Ames, IA 50010, 515-239-1345

## ACCESS RIGHTS DEED

(NO TRANSFER OF LAND OR AUDITOR'S FEE PER IOWA CODE SEC. 331.507)

For the consideration of MUTUAL BENEFIT and other valuable consideration in hand paid by Iowa Department of Transportation, **JOSEPH S. BRICK AND JANET L. BRICK**, his wife, of Polk County, State of Iowa, do hereby convey to the **STATE OF IOWA** right of access to real estate in Dallas County, Iowa:

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

All rights of direct access between Primary Road No. U.S. 6 (locally known as Hickman Road) and grantors' remaining property abutting thereon in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ , NE $\frac{1}{4}$ NW $\frac{1}{4}$ , Sec. 35, T79N, R26W, from Sta. 144+82.668 to Sta. 150+78.492, on the south side, reserving to the grantors the right of direct access at Sta. 144+82.7 and Sta. 146+84.5, also at Sta. 149+05.0 and Sta. 150+87.9, all on the south side.

This conveyance shall be binding on grantors and their heirs, successors, and assignees.

This deed and a certain Easement for Public Highway, executed by the above named grantors, are given in fulfillment of a certain real estate contract dated May 4, 1998, and recorded in the Dallas County Recorder's Office on May 12, 1998, in Book 1998, Page 4731.

This conveyance is exempt from transfer tax. Iowa Code Sec. 428A.1.

Access rights are being acquired for public purposes 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 access rights to 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 access rights.

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 June 16, 1998. (SIGN IN INK)

Joseph S. Brick  
Joseph S. Brick

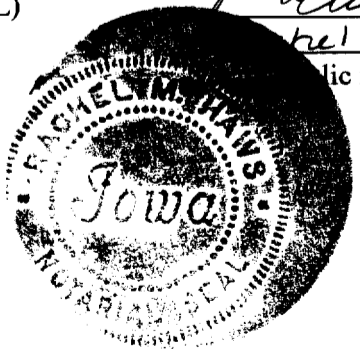
Janet L. Brick  
Janet L. Brick

**(NOTARY PLEASE COMPLETE LEFT AND RIGHT SIDES)  
ALL-PURPOSE ACKNOWLEDGMENT**

STATE OF Iowa, COUNTY OF Polk } ss.  
On this 16<sup>th</sup> day of June, A.D. 1998, before me, the undersigned,  
a Notary Public in and for said State, personally appeared \_\_\_\_\_  
Joseph S. Brick and  
Janet L. Brick  
 to me personally known  
or \_\_\_\_\_ proved to me on the basis of satisfactory evidence

to be the person(s) whose name(s) is/are subscribed to the within  
instrument and acknowledged to me that he/she/they executed the same in  
his/her/their authorized capacity(ies), and that by his/her/their signature(s)  
on the instrument the person(s), or the entity(ies) upon behalf of which the  
person(s) acted, executed the instrument.

(SEAL) Rachel M. Haws (Sign in Ink)  
Rachel M. Haws (Print/Type Name)  
Notary Public in and for the State of Iowa



**CAPACITY CLAIMED BY SIGNER:**  
 INDIVIDUAL  
 CORPORATE  
Titles of Corporate Officer(s): \_\_\_\_\_  
 Corporate Seal is affixed  
 No Corporate Seal procured  
 PARTNERSHIP:  Limited  General  
 ATTORNEY-IN-FACT  
 EXECUTOR(s) or TRUSTEE(s)  
 GUARDIAN(s) or CONSERVATOR(s)  
 OTHER: \_\_\_\_\_

**SIGNER IS REPRESENTING:**  
Names of entity(ies) or person(s)  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_