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Tx:4025196

2013-13573

RECORDER JOHN SCIORTINO

POTTAWATTAMIE COUNTY, IA

FILE TIME: 08/30/2013 10:09:15 AM

REC: 15.00AUD: 5.00T TAX: 12.80

RMA: 1.00ECM: 1.00

R Fee 15.00

A Fee 5.00

T Tax 12.80



Iowa Department of Transportation

Prepared by: Laurie Brown, Office of Right of Way, IDOT, 800 Lincoln Way, Ames, IA 50010, 515-239-1813

Return to: Laurie Brown, Office of Right of Way, IDOT, 800 Lincoln Way, Ames, IA 50010, 515-239-1813

Address Tax

Statements: Tax Exempt-IA Code Sec. 427.1 (City Clerk's Office, 209 Pearl Street, Suite 102, Council Bluffs, IA 51503)

WARRANTY DEED

For the consideration of EIGHT THOUSAND ONE HUNDRED AND NO/100 DOLLARS (\$8,100.00) and other valuable consideration in hand paid by Iowa Department of Transportation, **CARMEN F. ZIOLKOWSKI, a single person**, does hereby convey to the **CITY OF COUNCIL BLUFFS, IOWA**, the following described real estate in Pottawattamie County, Iowa:

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

A parcel of land located in Lot 3 of Auditor's Subdivision of NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 6, T74N, R43W of the 5th P.M., City of Council Bluffs, Pottawattamie County, Iowa, as shown on Acquisition Plat Exhibit "A" attached hereto and by reference made a part hereof, said parcel is more particularly described as follows:

Commencing at the E $\frac{1}{4}$ Corner of said Section 6, thence S1 $^{\circ}$ 45'51"W 208.81 feet along the east line of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 6; thence N88 $^{\circ}$ 02'12"W 342.27 feet to the Point of Beginning; thence continuing N88 $^{\circ}$ 02'12"W 73.53 feet to a point on the present easterly right of way line of Rue Street; thence N39 $^{\circ}$ 44'07"E 169.82 feet along said present easterly right of way line; thence N51 $^{\circ}$ 21'48"E 78.30 feet along said present easterly right of way line; thence S27 $^{\circ}$ 51'59"W 205.87 to the Point of Beginning, said parcel contain 8,148 sq. ft. or 0.19 acres.

This deed is given in fulfillment of a certain Agreement dated June 24, 2013, and recorded in the Pottawattamie County Recorder's Office on July 2, 2013, at Document No. 2013-10253, except for 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.

Grantor does hereby covenant with grantee, and successors in interest, that grantor holds the real estate by title in fee simple; that she has 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.

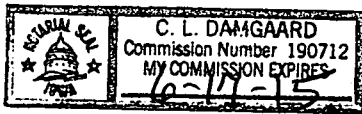
Words and phrases herein, including acknowledgment hereof shall be construed as in the singular or plural number, and as feminine or masculine gender, according to the context.

Dated August 12, 2013.

Carmen F. Ziolkowski (Sign in Ink)
Carmen F. Ziolkowski

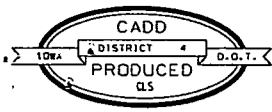
STATE OF IOWA, COUNTY OF POTTAWATTAMIE, ss:

This instrument was acknowledged before me on August 12, 2013, by Carmen F. Ziolkowski.



C L Damgaard (Sign in Ink)
Notary Public.

(AFFIX NOTARIAL SEAL ABOVE)



IOWA DEPARTMENT OF TRANSPORTATION
ACQUISITION PLAT
EXHIBIT "A"



COUNTY **POTTAWATTAMIE** STATE CONTROL NO. _____
PROJECT NO. **IMN-29-3(65)54--OE-78** PARCEL NO. **366**
SECTION **6** TOWNSHIP **74N** RANGE **43W**
ROW - FEE *** 0.19** AC. EASE _____ SQ. FT., QUIT CLAIM _____ AC
ACQUIRED ACCESS RIGHTS FROM STA. _____ TO STA. _____ MAIN LINE _____ SIDE
ACQUIRED ACCESS RIGHTS FROM STA. _____ TO STA. _____ SIDE ROAD _____ SIDE
ACQUIRED FROM Carmen F. Ziolkowski
CONVEY TO _____

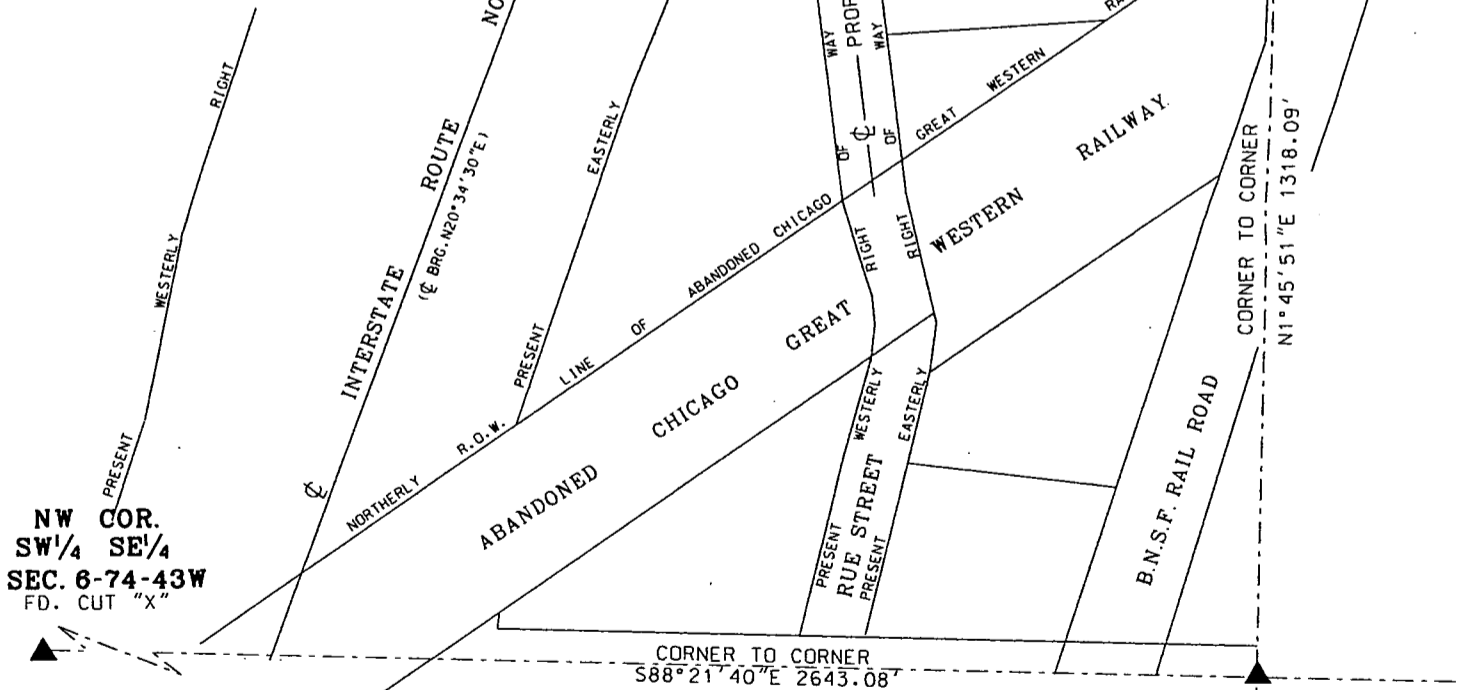
* TO BE ACQUIRED IN THE NAME OF CITY OF COUNCIL BLUFFS IOWA

CITY OF COUNCIL BLUFFS, IOWA



0' 50' 100' 150' 200'
SCALE (FEET)
1 INCH = 200 FEET

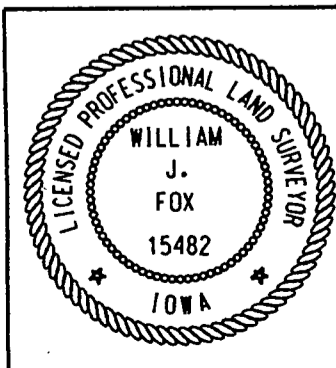
NE 1/4 SE 1/4
SEC. 6-74-43W



NW COR.
SW 1/4 SE 1/4
SEC. 6-74-43W
FD. CUT "X"

CORNER TO CORNER
S88°21'40"E 2643.08'

SE COR.
NE 1/4 SE 1/4
SEC. 6-74-43W
FD. 5/8" IRON PIN



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

William J. Fox B-27-12
WILLIAM J. FOX Date

License number 15482
Pages covered by this seal 1
My License Renewal date is December 31, 2013

LEGEND	
●	SET 5/8" IRON PIN
⊗	FOUND 5/8" REBAR
○	CALCULATED POINT
▲	FOUND SECTION CORNER
△	SET SECTION CORNER