

F#22

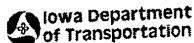
COMPARED

INST # 005825
RECORDING FEE 15.00
AUDITOR FEE
RMA FEE 1.00 ECOM 1.00

FILED FOR RECORD
POTTAWATTAMIE CO. IA.

2005 SEP 19 AM 11:02

JOHN SCIORTINO
RECORDER



Prepared by + Return to: Sandy Jo Messingham, Office of Right of Way, 900 Lincoln Way, ENJ
Ames, IA 50010, 515-239-1345
Address Tax Statement to Property Management Supv @ above address.

**ACCESS RIGHTS DEED
(CORPORATE GRANTOR)**

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

For the consideration of Zero Dollars and other valuable consideration in hand paid by Iowa Department of Transportation, **THE BLUFFS CORPORATION**, a corporation organized and existing under the laws of Nebraska, does hereby convey to the **STATE OF IOWA** its right of access to real estate in Pottawattamie 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. 275 and grantor's property abutting thereon in the SE¼, Section 12, Township 74 North, Range 44 West, City of Council Bluffs, Pottawattamie County, Iowa, from Sta. 253+57 ± Property Line to Sta. 266+54 ± Property Line, on the North side, no exceptions.

Grantee hereby permits access at Sta. 254+35, on the North side.

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

This deed is given in fulfillment of a certain purchase agreement dated August 15, 2005, and recorded in the Pottawattamie County Recorder's Office on August 23, 2005, in Book 106, Page 3910.

The amount of \$8,400.00, as agreed to by purchase agreement, is paid as severance damages and is not subject to real estate transfer tax.

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.

The corporation hereby covenants with grantees, and successors in interest, that it holds the real estate by title in fee simple; that it has 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 it covenants to warrant and defend the real estate against the lawful claims of all persons, except as may be above stated.

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 July 16, 2005, 2005. (SIGN IN INK)

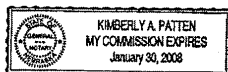
THE BLUFFS CORPORATION

By: Evelyn S. Adams
Evelyn S. Adams, President

By: Elmer W. Adams
Elmer W. Adams, Secretary

STATE OF Nebraska, COUNTY OF Douglas, ss:

On this 16 day of July, A.D. 2005, before me, the undersigned, a Notary Public in and for said State, personally appeared Evelyn S. Adams and Elmer W. Adams to me personally known, who, being by me duly sworn, did say that they are the President and Secretary, respectively, of said corporation; that (no seal has been procured by the said) ~~(the seal affixed thereto is the seal of said)~~ corporation; that said instrument was signed ~~(and sealed)~~ on behalf of said corporation by authority of its Board of Directors; and that the said President and Secretary as such officers, acknowledged the execution of said instrument to be the voluntary act and deed of said corporation, by it and by them voluntarily executed.



(SEAL)

Kimberly A. Patten (Sign in Ink)

Kimberly A. Patten (Print/Type Name)
Notary Public in and for the State of NE
My commission expires 1/30/2008

IOWA DEPARTMENT OF TRANSPORTATION
GRAPHIC EXHIBIT "A"



COUNTY POTTAWATTAMIE STATE CONTROL NO. 27-00
PROJECT NO. STPN-275-3(30)--2J-78 PARCEL NO. 71
SECTION 12 TOWNSHIP 74N RANGE 44W
ROW-FEE AC, EASE AC, BORROW AC, EXCESS-FEE AC
ACQUIRED ACCESS RIGHTS FROM STA. 253+57 ±P TO STA. 266+54 ±P MAIN LINE NORTH SIDE
ACQUIRED ACCESS RIGHTS FROM STA. TO STA. SIDE ROAD SIDE
ACQUIRED FROM THE BLUFFS CORPORATION

