

REFILED TO CORRECT LEGAL DESCRIPTION; SEE EXHIBIT "A"

PUBLIC UTILITY EASEMENT

As their interest may appear in the easements hereinafter established, G. P. Schoenfelder and Sally J. Schoenfelder, husband and wife, and D. W. Rawn and Julia M. Rawn, husband and wife, tenants in common, owners of the real estate described in Book 537 of Land Deeds, Page 334; The National Bank of Waterloo, owner of the real estate described in Book 487 of Land Deeds, Page 290; G. P. Schoenfelder of Arizona, owner, owner of the real estate described in Book 498 of Land Deeds, Page 658; and McGregor Building Company, owner of the real estate described in Book 535 of Land Deeds, Page 407; all in the office of the Recorder of Black Hawk County, Iowa; hereby reserve and establish permanent easements for their mutual benefit and for the benefit of their successors in interest in the ownership of said properties and of such public and private corporations and agencies as may have occasion to serve, service, or supply any of said properties with water, sewer, gas, electricity or communication services, as follows:

1. For storm sewer, the real estate described in Exhibit "A", hereto attached;
2. For ~~electric and telephone transmission~~ electric and telephone transmission lines, the real estate described in Exhibit "B", hereto attached;
3. For electric transmission lines, the real estate described in Exhibit "C", hereto attached;
4. For sanitary sewer, natural gas, and telephone transmission lines, the real estate described in Exhibit "D", hereto attached;\*\*

Any company or agency supplying electricity or communication service within the easements described in Exhibits "B", "C" and "D" shall have the right to construct, maintain and operate permanent underground electricity or communication feeder or service facilities with appurtenances thereto; and The City of Waterloo and any public utilities company having a franchise for the distribution and sale of gas in said City, shall have the right to construct and maintain sewer, water, and gas service lines in, across and along the easements described in Exhibits "A" "B" and "D". The proprietors, agents and workmen of all such service corporations or agencies shall have the right of reasonable access to their said services and installations for the purpose of the proper construction and maintenance of their lines and equipment.

These easements are to be permanent and to run with the land.

IN WITNESS WHEREOF, the parties hereto have caused these presents to be executed effective this 1st day of May, 1981.

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G. P. Schoenfelder  
G. P. Schoenfelder

Sally J. Schoenfelder  
Sally J. Schoenfelder

D. W. Rawn  
D. W. Rawn

Julia M. Rawn  
Julia M. Rawn



THE NATIONAL BANK OF WATERLOO

BY: William H. Berger  
The President

BY: Merland Mackintosh  
Cashier

BOOK

\*and also owner of the real estate described in Exhibit "H", hereto attached BOOK

\*\*See Page 4 for utility easements 5., 6., and 7., which are hereby incorporated herein.

MC GREGOR BUILDING COMPANY

BY: [Signature] President  
BY: [Signature] Secretary

STATE OF ARIZONA )  
 )SS:  
COUNTY OF MARICOPA)

On this 1st day of May, 1981, before me, the undersigned, a Notary Public in and for the State of Arizona, personally appeared G. P. Schoenfelder and Sally J. Schoenfelder, husband and wife, and D. W. Rawn and Julia M. Rawn, husband and wife, to me personally known, who, being by me duly sworn did say that they are the persons executing the within and foregoing instrument, acknowledged the execution of said instrument to be their voluntary act and deed by them voluntarily executed.

[Signature]  
Notary Public in and for the State of Arizona  
NOTARY PUBLIC  
MAY 31 1981

STATE OF IOWA )  
 )SS:  
COUNTY OF BLACK HAWK )

On this 27th day of May, 1981, before me, the undersigned, a Notary Public in and for the State of Iowa, personally appeared William H. Burger and Merland J. Wackerbarth, to me personally known, who, being by me duly sworn, did say that they are the President and Cashier, respectively, of said corporation; that 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 William H. Burger and Merland J. Wackerbarth 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.

[Signature]  
Notary Public in and for the State of Iowa  
Jon Fister

STATE OF IOWA )  
COUNTY OF BLACK HAWK ) ss.

On this 21<sup>st</sup> day of May, 1981, before me, the undersigned, a Notary Public in and for the State of Iowa, personally appeared James R. M. Pajot and J. J. Emmert to me personally known, who, being by me duly sworn, did say that they are the President and Secretary, Assistant 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 James R. M. Pajot and J. J. Emmert 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.



Shirley F. Hall  
Notary Public in and for the State of Iowa  
Shirley F. Hall

5. For storm and sanitary sewer, the real estate described in Exhibit "E", hereto attached;
6. For natural gas, water, and telephone transmission lines, the real estate described in Exhibit "F", hereto attached; and
7. For sanitary sewer and water lines, the real estate described in Exhibit "G", hereto attached.

EXHIBIT "A"

A parcel of land located in the SE $\frac{1}{4}$  of Section 2-88-13, Waterloo, Black Hawk County, Iowa, described as follows:

Commencing at the Intersection of the Southwesterly right-of-way line of U.S. Highway 218 with the East line of said Section 2-88-13; said right-of-way line being 60.00 feet normally distant Southwesterly from the center line of U.S. Highway 218; thence N. 35° 20' W. along said Southwesterly right-of-way line a distance of 534.43 feet; thence S. 54° 40' W. a distance of 325.00 feet; thence Westerly along a curve concave Northerly having a radius of 20.00 feet a distance of 31.42 feet; thence N. 35° 20' W. a distance of 498.57 feet; thence Westerly along a curve concave Southerly having a radius of 259.87 feet a distance of 435.71 feet; thence S. 48° 36' W. a distance of 160.65 feet; thence Westerly along a curve concave Northerly having a radius of 20.00 feet a distance of 31.42 feet; thence N. 41° 24' W. a distance of 213.06 feet to the Southeasterly right-of-way line of Iowa State Highway 412; thence Southwesterly along said right-of-way line a distance of 80.97 feet; thence S. 41° 24' E. a distance of 194.51 feet; thence Southerly along a curve concave Westerly having a radius of 20.00 feet a distance of 31.42 feet; thence S. 48° 36' W. a distance of 580.00 feet; thence Westerly along a curve concave Northerly having a radius of 20.00 feet a distance of 31.42 feet; thence N. 41° 24' W. a distance of 180.00 feet to the Southeasterly right-of-way line of Iowa State Highway 412; thence S. 48° 36' W. along said right-of-way line a distance of 80.00 feet; thence S. 41° 24' E. a distance of 180.00 feet; thence Southerly along a curve concave Westerly having a radius of 20.00 feet a distance of 31.42 feet; thence S. 48° 36' W. a distance of 107.46 feet; thence Southerly along a curve concave Easterly having a radius of 412.21 feet a distance of 349.65 feet; thence South a distance of 508.43 feet; thence East a distance of 80.00 feet; thence Southeasterly along a curve concave Northeasterly having a radius of 700.00 feet a distance of 511.38 feet to the point of beginning; thence East a distance of 988.60 feet; thence S. 60° 00' E. a distance of 296.66 feet; thence Southwesterly along a curve concave Northwesterly having a radius of 470.96 feet a distance of 25.29 feet; thence N. 60° 00' W. a distance of 284.78 feet; thence West a distance of 959.39 feet; thence Northwesterly along a curve concave Northeasterly having a radius of 700.00 feet a distance of 28.45 feet to the point of beginning.

The Southwesterly right-of-way line of U.S. Highway 218 is assumed to bear N. 35° 20' W. and said Southwesterly right-of-way line intersects the East line of said Section 2-88-13 at a point 799.77 feet North of the Southeast corner of the N $\frac{1}{4}$  of the SE $\frac{1}{4}$  of said Section 2-88-13.

AND

A parcel of land located in the SW $\frac{1}{4}$  of Section 1-88-13 and the SE $\frac{1}{4}$  of Section 2-88-13, Waterloo, Black Hawk County, Iowa, described as follows:

Commencing at the Intersection of the Southwesterly right-of-way line of U.S. Highway 218 with the East line of said Section 2-88-13, said right-of-way line being 60.00 feet normally distant Southwesterly from the center line of U.S. Highway 218; thence N. 35° 20' W. along said Southwesterly right-of-way line a distance of 534.43 feet; thence S. 54° 40' W. a distance of 345.00 feet; thence N. 35° 20' W. a distance of 518.57 feet; thence Westerly along a curve concave Southerly having a radius of 259.87 feet a distance of 435.71 feet; thence S. 48° 36' W. a distance of 1088.11 feet; thence Southerly along a curve concave Easterly having a radius of 412.21 feet a distance of 349.65 feet; thence South a distance of 508.43 feet; thence Southeasterly along a curve concave Northeasterly having a radius of 780.00 feet a distance of 1225.22 feet; thence East a distance of 450.03 feet; thence South a distance of 30.00 feet; thence Northeasterly along a curve concave Northwesterly having a radius of 580.96 feet a distance of 346.52 feet to the point of beginning; thence S. 86° 29' 10" E. a distance of 1059.61 feet to the center line of Murphy Road; thence N. 36° 00' 04" E. along the center line of Murphy Road a distance of 714.20 feet to the center line of U.S. Highway 218; thence N. 35° 20' W. along the center line of U.S. Highway 218 a distance of 63.33 feet; thence S. 36° 00' 04" W. a distance of 737.10 feet; thence N. 86° 29' 10" W. a distance of 705.82 feet; thence N. 25° 42' 35" W. a distance of 168.60 feet; thence Southwesterly along a curve concave Northwesterly having a radius of 671.06 feet a distance of 23.87 feet; thence S. 54° 40' W. a distance of 6.66 feet; thence S. 25° 42' 35" E. a distance of 146.29 feet; thence N. 86° 29' 10" W. a distance of 202.45 feet; thence N. 35° 20' W. a distance of 17.24 feet; thence S. 54° 40' W. a distance of 57.62 feet; thence Southwesterly along a curve concave Northwesterly having a radius of 580.96 feet a distance of 11.75 feet to the point of beginning, and excepting therefrom all legal highways.

The Southwesterly right-of-way line of U.S. Highway 218 is assumed to bear N. 35° 20' W. and said Southwesterly right-of-way line intersects the East line of said Section 2-88-13 at a point 799.77 feet North of the Southeast corner of the N $\frac{1}{4}$  of the SE $\frac{1}{4}$  of said Section 2-88-13.

## EXHIBIT "B"

Two parcels of land located in the SE $\frac{1}{4}$  of Section 2-88-13, Waterloo, Black Hawk County, Iowa, described as follows:

Commencing at the intersection of the Southwesterly right-of-way line of U.S. Highway 218 with the East line of said Section 2-88-13, said right-of-way line being 60.00 feet normally distant Southwesterly from the center line of U.S. Highway 218; thence N. 35° 20' W. along said Southwesterly right-of-way line a distance of 534.43 feet; thence S. 54° 40' W. a distance of 345.00 feet; thence N. 35° 20' W. a distance of 518.57 feet; thence Westerly along a curve concave Southerly having a radius of 259.87 feet a distance of 435.71 feet; thence S. 48° 36' W. a distance of 1088.11 feet; thence Southerly along a curve concave Easterly having a radius of 412.21 feet a distance of 349.65 feet; thence South a distance of 508.43 feet; thence Southeasterly along a curve concave Northeasterly having a radius of 780.00 feet a distance of 1225.22 feet; thence North a distance of 80.00 feet; thence East a distance of 135.00 feet to the point of beginning; thence North a distance of 785.00 feet; thence East a distance of 10.00 feet; thence South a distance of 785.00 feet; thence West a distance of 10.00 feet to the point of beginning, and also:

Commencing at the intersection of the Southwesterly right-of-way line of U.S. Highway 218 with the East line of said Section 2-88-13, said right-of-way line being 60.00 feet normally distant Southwesterly from the center line of U.S. Highway 218; thence N. 35° 20' W. along said Southwesterly right-of-way line a distance of 534.43 feet; thence S. 54° 40' W. a distance of 345.00 feet; thence N. 35° 20' W. a distance of 518.57 feet; thence Westerly along a curve concave Southerly having a radius of 259.87 feet a distance of 435.71 feet; thence S. 48° 36' W. a distance of 1088.11 feet; thence Southerly along a curve concave Easterly having a radius of 412.21 feet a distance of 349.65 feet; thence South a distance of 508.43 feet; thence Southeasterly along a curve concave Northeasterly having a radius of 780.00 feet a distance of 1225.22 feet; thence South a distance of 30.00 feet; thence East a distance of 133.82 feet to the point of beginning; thence S. 2° 15' 15" W. a distance of 452.14 feet to the Northerly line of Murphy Road; thence S. 89° 58' 57" E. along said Northerly line a distance of 10.00 feet; thence N. 2° 15' 15" E. a distance of 452.14 feet; thence West a distance of 10.00 feet to the point of beginning.

The Southwesterly right-of-way line of U.S. Highway 218 is assumed to bear N. 35° 20' W. and said Southwesterly right-of-way line intersects the East line of said Section 2-88-13 at a point 799.77 feet North of the Southeast corner of the N $\frac{1}{2}$  of the SE $\frac{1}{4}$  of said Section 2-88-13

EXHIBIT "C"

A parcel of land located in the SE $\frac{1}{4}$  of Section 2-88-13, Waterloo, Black Hawk County, Iowa, described as follows:

Commencing at the intersection of the Southwesterly right-of-way line of U.S. Highway 218 with the East line of said Section 2-88-13, said right-of-way line being 60.00 feet normally distant Southwesterly from the center line of U.S. Highway 218; thence N. 35° 20' W. along said Southwesterly right-of-way line a distance of 534.43 feet; thence S. 54° 40' W. a distance of 345.00 feet; thence N. 35° 20' W. a distance of 518.57 feet; thence Westerly along a curve concave Southerly having a radius of 259.87 feet a distance of 435.71 feet; thence S. 48° 36' W. a distance of 1088.11 feet; thence Southerly along a curve concave Easterly having a radius of 412.21 feet a distance of 349.65 feet; thence South a distance of 508.43 feet; thence Southeasterly along a curve concave Northeasterly having a radius of 780.00 feet a distance of 1225.22 feet; thence East a distance of 450.03 feet; thence Northeasterly along a curve concave Northwesterly having a radius of 550.96 feet a distance of 339.76 feet; thence N. 35° 20' W. a distance of 80.00 feet; thence N. 54° 40' E. a distance of 244.12 feet to the point of beginning; thence N. 35° 20' W. a distance of 274.31 feet; thence N. 16° 18' 42" W. a distance of 555.32 feet; thence N. 35° 20' W. a distance of 369.16 feet; thence N. 54° 40' E. a distance of 10.00 feet; thence S. 35° 20' E. a distance of 370.84 feet; thence S. 16° 18' 42" E. a distance of 555.32 feet; thence S. 35° 20' E. a distance of 272.58 feet; thence Southwesterly along a curve concave Northwesterly having a radius of 561.06 feet a distance of 7.77 feet; thence S. 54° 40' W. a distance of 2.29 feet to the point of beginning.

The Southwesterly right-of-way line of U. S. Highway 218 is assumed to bear N. 35° 20' W. and said Southwesterly right-of-way line intersects the East line of said Section 2-88-13 at a point 799.77 feet North of the Southeast corner of the N $\frac{1}{2}$  of the SE $\frac{1}{4}$  of said Section 2-88-13.

AND

A parcel of land located in the SE $\frac{1}{4}$  of Section 2-88-13, Waterloo, Black Hawk County, Iowa, described as follows:

Commencing at the intersection of the Southwesterly right-of-way line of U.S. Highway 218 with the East line of said Section 2-88-13, said right-of-way line being 60.00 feet normally distant Southwesterly from the center line of U.S. Highway 218; thence N. 35° 20' W. along said Southwesterly right-of-way line a distance of 534.43 feet; thence S. 54° 40' W. a distance of 345.00 feet; thence N. 35° 20' W. a distance of 518.57 feet; thence Westerly along a curve concave Southerly having a radius of 259.87 feet a distance of 435.71 feet; thence S. 48° 36' W. a distance of 1088.11 feet; thence Southerly along a curve concave Easterly having a radius of 412.21 feet a distance of 349.65 feet; thence South a distance of 508.43 feet; thence Southeasterly along a curve concave Northeasterly having a radius of 780.00 feet a distance of 1225.22 feet; thence East a distance of 450.03 feet; thence Northeasterly along a curve concave Northwesterly having a radius of 550.96 feet a distance of 339.76 feet; thence S. 35° 20' E. a distance of 30.00 feet; thence N. 54° 40' E. a distance of 239.75 feet to the point of beginning; thence N. 54° 40' E. a distance of 6.66 feet; thence Northeasterly along a curve concave Northwesterly having a radius of 671.06 feet a distance of 3.44 feet; thence S. 27° 52' 50" E. a distance of 796.11 feet to the Northerly line of Murphy Road; thence N. 89° 58' 57" W. along the Northerly line of Murphy Road a distance of 11.31 feet; thence N. 27° 52' 50" W. a distance of 789.49 feet to the point of beginning.

The Southwesterly right-of-way line of U.S. Highway 218 is assumed to bear N. 35° 20' W. and said Southwesterly right-of-way line intersects the East line of said Section 2-88-13 at a point 799.77 feet North of the Southeast corner of the N $\frac{1}{2}$  of the SE $\frac{1}{4}$  of said Section 2-88-13.

EXHIBIT "D"

A STRIP OF LAND 30.00' IN EVEN WIDTH LYING IN THE S.E.1/4 OF SECTION 2-88-13, WATERLOO, BLACK HAWK COUNTY, IOWA, DESCRIBED AS FOLLOWS:

COMMENCING AT THE INTERSECTION OF THE SOUTHWESTERLY R-O-W LINE OF U.S. HIGHWAY 218 WITH THE EAST LINE OF SAID SECTION 2-88-13, SAID R-O-W LINE BEING 60.00' NORMALLY DISTANT SOUTHWESTERLY FROM THE C. OF U.S. HIGHWAY 218; THENCE N. 35°20' W. ALONG SAID SOUTHWESTLY R-O-W LINE A DISTANCE OF 494.43'; THENCE S. 54°40' W. A DISTANCE OF 425'; THENCE S. 35°20' E. A DISTANCE OF 390' TO THE POINT OF BEGINNING; THENCE S. 54°40' W. A DISTANCE OF 756'; THENCE S. 35°20' E. A DISTANCE OF 30'; THENCE N. 54°40' E. A DISTANCE OF 756'; THENCE N. 35°20' W. A DISTANCE OF 30' TO THE POINT OF BEGINNING.



EXHIBIT "E"

A parcel of land located in the SW $\frac{1}{4}$  and the SE $\frac{1}{4}$  of Section 2-88-13, Waterloo, Black Hawk County, Iowa, described as follows:

Commencing at the intersection of the Southwesterly right-of-way line of U.S. Highway 218 with the East line of said Section 2-88-13; said right-of-way line being 60.00 feet normally distant Southwesterly from the center line of U.S. Highway 218; thence N. 35° 20' W. along said Southwesterly right-of-way line a distance of 534.43 feet; thence S. 54° 40' W. a distance of 325.00 feet; thence Westerly along a curve concave Northerly having a radius of 20.00 feet a distance of 31.42 feet; thence N. 35° 20' W. a distance of 498.57 feet; thence Westerly along a curve concave Southerly having a radius of 259.87 feet a distance of 435.71 feet; thence S. 48° 36' W. a distance of 160.65 feet; thence Westerly along a curve concave Northerly having a radius of 20.00 feet a distance of 31.42 feet; thence N. 41° 24' W. a distance of 213.06 feet to the Southeasterly right-of-way line of Iowa State Highway 412; thence Southwesterly along said right-of-way line a distance of 80.97 feet; thence S. 41° 24' E. a distance of 194.51 feet; thence Southerly along a curve concave Westerly having a radius of 20.00 feet a distance of 31.42 feet; thence S. 48° 36' W. a distance of 580.00 feet; thence Westerly along a curve concave Northerly having a radius of 20.00 feet a distance of 31.42 feet; thence N. 41° 24' W. a distance of 180.00 feet to the Southeasterly right-of-way line of Iowa State Highway 412; thence S. 48° 36' W. along said right-of-way line a distance of 80.00 feet; thence S. 41° 24' E. a distance of 180.00 feet; thence Southerly along a curve concave Westerly having a radius of 20.00 feet a distance of 31.42 feet; thence S. 48° 36' W. a distance of 107.46 feet; thence Southerly along a curve concave Easterly having a radius of 412.21 feet a distance of 349.65 feet; thence South a distance of 508.43 feet; thence West a distance of 30.00 feet; thence Southerly along a curve concave Easterly having a radius of 810.00 feet a distance of 281.65 feet to the point of beginning; thence Westerly along a curve concave Northerly having a radius of 836.09 feet a distance of 354.40 feet; thence West a distance of 312.28 feet; thence Northwesterly along a curve concave Northeasterly having a radius of 284.81 feet a distance of 241.32 feet; thence N. 41° 27' 15" W. a distance of 17.42 feet to the Southeasterly right-of-way line of Iowa State Highway 412; thence S. 48° 36' W. along the Southeasterly right-of-way line of Iowa State Highway 412 a distance of 140.00 feet; thence S. 41° 27' 15" E. a distance of 192.34 feet; thence S. 48° 32' 45" W. a distance of 326.11 feet; thence West a distance of 138.67 feet more or less to the West line of the SE $\frac{1}{4}$  of the SW $\frac{1}{4}$  of Section 2-88-13; thence Southerly along said West line a distance of 40.00 feet; thence East a distance of 123.60 feet more or less; thence N. 48° 32' 45" E. a distance of 367.56 feet; thence East a distance of 1459.02 feet; thence Northwesterly along a curve concave Northeasterly having a radius of 810.00 feet a distance of 24.84 feet; thence West a distance of 307.07 feet; thence Northeasterly along a curve concave Northwesterly having a radius of 966.09 feet a distance of 270.93 feet; thence Northerly along a curve concave Northeasterly having a radius of 810.00 feet a distance of 20.02 feet; thence Westerly along a curve concave Northerly having a radius of 946.09 feet a distance of 400.12 feet; thence West a distance of 812.28 feet; thence Northwesterly along a curve concave Northeasterly having a radius of 394.81 feet a distance of 334.52 feet; thence N. 41° 27' 15" W. a distance of 17.53 feet to the Southeasterly right-of-way line of Iowa State Highway 412; thence N. 48° 36' E. along the Southeasterly right-of-way line of Iowa State Highway 412 a distance of 80.00 feet; thence S. 41° 27' 15" E. a distance of 17.45 feet; thence Easterly along a curve concave Northerly having a radius of 314.81 feet a distance of 266.73 feet; thence East a distance of 812.28 feet; thence Easterly along a curve concave Northerly having a radius of 866.09 feet a distance of 365.39 feet; thence Northerly along a curve concave Easterly having a radius of 810.00 feet a distance of 30.05 feet to the point of beginning.

The Southwesterly right-of-way line of U.S. Highway 218 is assumed to bear N. 35° 20' W. and said Southwesterly right-of-way line intersects the East line of said Section 2-88-13 at a point 799.77 feet North of the Southeast corner of the N $\frac{1}{2}$  of the SE $\frac{1}{4}$  of said Section 2-88-13.

EXHIBIT "F"

Also a part of the SE $\frac{1}{4}$  of Section 2-88-13, Waterloo, Black Hawk County, Iowa, described as: Commencing at the intersection of the Southwesterly right-of-way line of U.S. Highway 218 with the East line of said Section 2-88-13, said right-of-way line being 60.00 feet normally distant Southwesterly from the center line of U.S. Highway 218; thence N. 35° 20' W. along said Southwesterly right-of-way a distance of 534.43 feet to the point of beginning; thence S. 54° 40' W. a distance of 315.00 feet; thence N. 35° 20' W. a distance of 30.00 feet; thence N. 54° 40' E. a distance of 315.00 feet; thence S. 35° 20' E. a distance of 30.00 feet to the point of beginning.

The Southwesterly right-of-way line of U.S. Highway 218 is assumed to bear N. 35° 20' W. and said Southwesterly right-of-way line intersects the East line of said Section 2-88-13 at a point 799.77 feet North of the Southeast corner of the N $\frac{1}{4}$  of the SE $\frac{1}{4}$  of said Section 2-88-13.

EXHIBIT "G"

Also a part of the NE Fractional  $\frac{1}{4}$  of Section 2-88-13 described as follows:  
beginning at the Southeast corner of the North 5 acres of that portion of the  
NE $\frac{1}{4}$  of section 2-88-13 lying Southerly of the junction of U.S. Highway 218 and  
Iowa State Highway 412; thence West along the South line of said 5 acres a distance  
of 374.82 feet; thence South a distance of 310.00 feet; thence East a distance  
of 20.00 feet; thence North a distance of 295.00 feet; thence East a distance  
of 365.45 feet to the Southwesterly right-of-way line of U.S. Highway 218; thence  
N. 35° 20' W. along said Southwesterly line a distance of 18.38 feet to the point  
of beginning.

The Southwesterly right-of-way line of U.S. Highway 218 is assumed to bear  
N. 35° 20' W. and said Southwesterly right-of-way line intersects the East  
line of said Section 2-88-13 at a point 799.77 feet North of the Southeast  
corner of the NE $\frac{1}{4}$  of the SE $\frac{1}{4}$  of said Section 2-88-13.

EXHIBIT "H"

A parcel of land located in the NE Fractional 1/4 and the SE 1/4 and the SW 1/4 of Section 2-88-13 and the SW 1/4 of Section 1-88-13, Waterloo, Black Hawk County, Iowa, described as follows:

Beginning at the intersection of the Southwesterly right-of-way line of U.S. Hwy. No. 218 with the East line of said Section 2, said right-of-way line being 60.00 feet normally distant Southwesterly from the centerline of U.S. Hwy. No. 218; thence N.  $35^{\circ} 20'$  W. along said Southwesterly right-of-way line a distance of 1315.15 feet; thence West a distance of 500.47 feet to the Southeasterly right-of-way line of relocated Iowa State Hwy. No. 412, recorded in Deed Book 488 Page 100, as filed in the office of the Recorder of Black Hawk County, Iowa; thence Southwesterly along said right-of-way line to a point that is 295.00 feet normally distant from the Northeasterly right-of-way line of Sears Street extended; thence S.  $41^{\circ} 24''$  E. to the Northerly right-of-way line of Crossroads Blvd.; thence Southeasterly along a curve concave Southwesterly and having a radius of 259.87 feet a distance of 317.31 feet; thence S.  $35^{\circ} 20'$  E. a distance of 1000.88 feet; thence Southeasterly along a curve concave Southwesterly having a radius of 550.96 feet a distance of 339.76 feet; thence South a distance of 370.45 feet; thence Southwesterly along a curve concave Northwesterly having a radius of 641.06 feet a distance of 611.65 feet; thence S.  $54^{\circ} 40'$  W. a distance of 246.41 feet; thence Southwesterly along a curve concave Northwesterly having a radius of 550.96 feet a distance of 339.76 feet; thence West a distance of 450.03 feet; thence Westerly and Northerly along a curve concave Northeasterly having a radius of 780.00 feet a distance of 954.70 feet; thence S.  $70^{\circ} 07' 44''$  W. a distance of 21.16 feet; thence Westerly along a curve concave Northerly having a radius of 836.09 feet a distance of 363.27 feet; thence West a distance of 812.28 feet; thence Northwesterly along a curve concave Northeasterly and having a radius of 284.81 feet a distance of 241.32 feet; thence N.  $41^{\circ} 27' 15''$  W. a distance of 17.42 feet to the Southeasterly right-of-way line of Iowa State Hwy. No. 412; thence S.  $48^{\circ} 36'$  W. along said Southeasterly right-of-way line to the West line of the SE 1/4 of the SW 1/4 of Section 2-88-13; thence Southerly along said West line to the Northerly right-of-way line of Murphy Road; thence Easterly along said Northerly right-of-way line to the East line of Section 2-88-13; thence Northeasterly along the Northwesterly right-of-way line of Hess Road and relocated Hess Road to the Southwesterly right-of-way line of U.S. Hwy. No. 218; thence Northwesterly along said Southwesterly right-of-way line to the East line of Section 2-88-13; thence Southerly along said East line to the point of beginning and excepting therefrom the following described parcel:

All that part of Gov. Lot No. 6 in the SW 1/4 of Section 1-88-13, in the City of Waterloo, Black Hawk County, Iowa, lying within the following boundaries:

Commencing at a point on the Southwesterly line of U.S. Hwy. No. 218 as located on July 19, 1935, which is 343 feet Southeasterly (measured along the Southwesterly line of said U.S. Hwy. No. 218 as located on July 19, 1935) from the West line of said Section; running thence Southeasterly along the Southwesterly line of said Highway as located on July 19, 1935, a distance of 55 feet; thence Southwesterly at right angles with the last described course to the West line of said Section; thence North along West line of said Section to a point which is 410.8 feet South of the point of intersection of the Southwesterly line of said Highway as located on July 19, 1935, with the West line of said Section; thence Northeasterly to the point of beginning.

Except that part thereof conveyed for highway purposes by Deed recorded in Land Deed Record 111, Page 227. Subject to well rights.

The Southwesterly right-of-way line of U.S. Hwy. No. 218 is assumed to bear N.  $35^{\circ} 20'$  W. and said Southwesterly right-of-way line intersects the East line of said Section 2-88-13 at a point 799.77 feet North of the Southeast corner of the N 1/2 of the SE 1/4 of said Section 2-88-13.

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BLACK HAWK COUNTY, IOWA:SS  
Filed for record June 26 19 81  
at 4:00 P.M. and recorded in  
Ease Book 7  
Page 410  
Ramon Williams  
Recorder  
Deputy  
Fee 36.00

Beecher, Beecher, Holmes, & Rathert

BOOK

7 PAGE 422

Misc ✓  
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BLACK HAWK COUNTY, IOWA:SS  
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