

WHEN RECORDED RETURN TO:

City of Ankeny
Attn: City Clerk
410 West First Street
Ankeny, IA 50023

Preparer Information: Adam L. Lust, City of Ankeny – Public Works, 220 West First Street, Ankeny, IA 50023 (515) 963-3537

TEMPORARY CONSTRUCTION EASEMENT

KNOW ALL BY THESE PRESENTS:

That Jason Haley (hereinafter referred to as “Grantor”), in consideration of mutual benefit and other valuable consideration in hand paid by the City of Ankeny, Iowa upon final approval and acceptance of this easement do hereby convey unto the City of Ankeny, Iowa, a municipal corporation, in the County of Polk, State of Iowa (hereinafter referred to as “Grantee”), a temporary construction easement over, under, across, and through the following described real estate:

See Attached Exhibit “A”

That said easement is granted unto the City of Ankeny, Iowa, for the purpose of the access, construction, installation, and maintenance of the following described public improvement:

NW IRVINEDALE DRIVE AND NW 5TH STREET INTERSECTION IMPROVEMENTS

In connection herewith it is specifically agreed that by this easement, the Grantee shall have the right to enter upon said premises as shall be necessary to construct, inspect, and repair; any and all of said improvements and all appurtenances thereto, together with the right to use said improvements as it deems necessary.

The Grantee shall restore said described land to a satisfactory condition after construction and/or repair in satisfactory condition pursuant to the plan for the public improvement.

This easement shall be for the period of time necessary to construct this improvement and will expire upon the date of final acceptance of the project by the City Council of the Grantee; provided, however, the Grantee shall have the right to access the real estate after said date for the sole purpose of seeding and surface restoration. Such access shall not interfere with the rights of the Grantor to the use and enjoyment of said real estate.

That the Grantor does hereby covenant with the said Grantee, that said Grantor holds said real estate by title and fee simple; that it has good and lawful authority to grant this Easement, subject to restrictive covenants, easements, encumbrances, and liens of record.

IN WITNESS WHEREOF, we have hereunto affixed our hands this 31 day of Jan, 2018.

By: [Signature]
Jason Haley

STATE OF IOWA, COUNTY OF POLK, ss:

On the 31st day of January, 2018, before me, the undersigned, a Notary Public in and for the State of Iowa, personally appeared Jason Haley, to me known to be the person named in and who executed the foregoing instrument, and acknowledged that he executed the same as a voluntary act and deed.



[Signature]
Notary Public in and for the State of Iowa
My Commission Expires 6/8/19

ACCEPTANCE BY CITY

STATE OF IOWA, COUNTY OF POLK, ss:

I, Pamela DeMouth, City Clerk of the City of Ankeny, Iowa, do hereby certify that the within and foregoing instrument was duly approved and accepted by the City Council of said City by Resolution No. _____, passed on the _____ day of _____, 2018, and this certificate is made pursuant to authority contained in said Resolution.

Signed this _____ day of _____, 2018.

City Clerk of the City of Ankeny, Iowa

ACQUISITION PLAT
OF TEMPORARY EASEMENT BEING
CONVEYED TO THE CITY OF ANKENY
EXHIBIT "A"

PREPARED FOR

CITY OF ANKENY, IOWA
PUBLIC WORKS DEPARTMENT
220 W 1ST STREET
ANKENY, IOWA 50023

LEGEND

P.O.B.

POINT OF BEGINNING

SUBJECT ACQUISITION AREA

EXISTING BOUNDARY LINE



0 40 20

SCALE

PROPRIETOR

JASON HALEY
2918 NW 5TH ST
ANKENY, IA 50023

SUBJECT PROPERTY LEGAL DESCRIPTION

LOT 20, WESTWOOD-ANKENY PLAT 4, AN OFFICIAL PLAT, LOCATED IN THE CITY OF ANKENY, POLK COUNTY, IOWA.

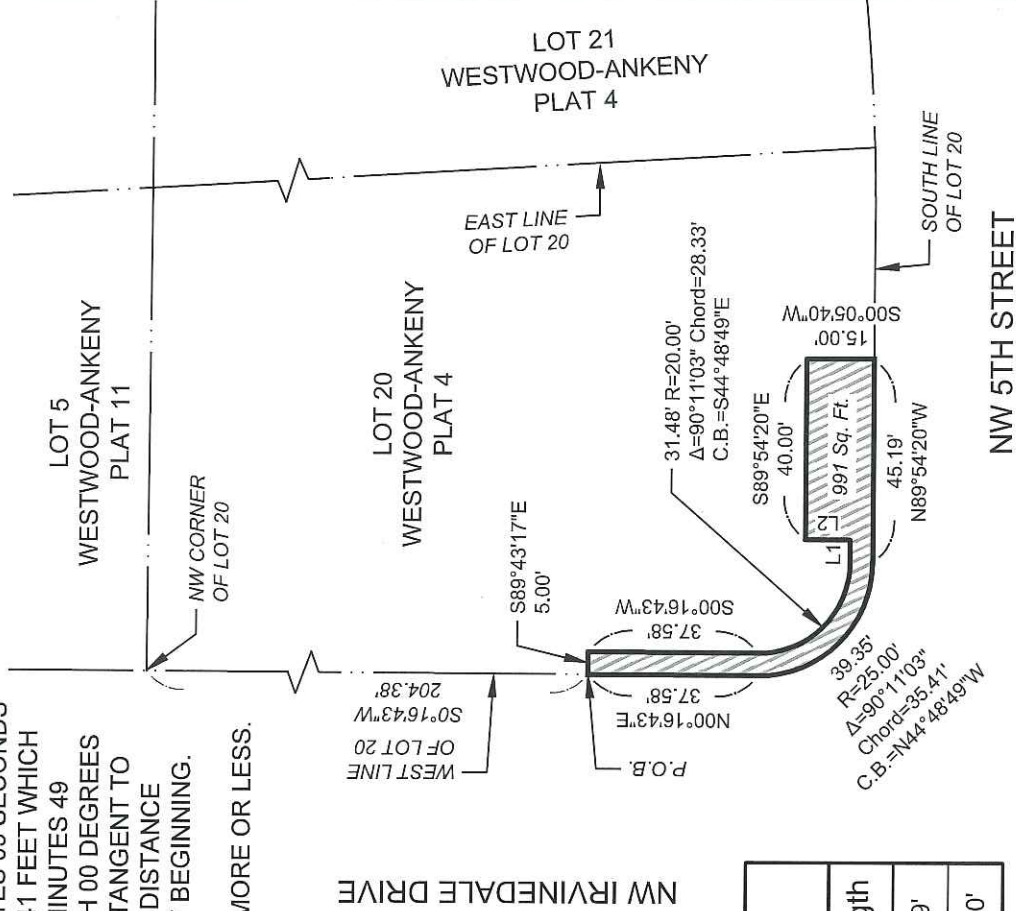
DESCRIPTION OF TEMPORARY EASEMENT

THAT PART OF LOT 20, WESTWOOD-ANKENY PLAT 4, AN OFFICIAL PLAT, LOCATED IN THE CITY OF ANKENY, POLK COUNTY, IOWA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID LOT 20; THENCE SOUTH 00 DEGREES 16 MINUTES 43 SECONDS WEST, A DISTANCE OF 204.38 FEET, TO THE POINT OF BEGINNING; THENCE SOUTH 89 DEGREES 43 MINUTES 17 SECONDS EAST, A DISTANCE OF 5.00 FEET; THENCE SOUTH 00 DEGREES 16 MINUTES 43 SECONDS WEST, A DISTANCE OF 37.58 FEET; THENCE SOUTHEASTERLY 31.48 FEET ALONG A CURVE TO THE LEFT, TANGENT TO THE LAST DESCRIBED LINE, HAVING A RADIUS OF 20.00 FEET, A DELTA ANGLE OF 90 DEGREES 11 MINUTES 03 SECONDS AND A CHORD DISTANCE OF 28.33 FEET WHICH BEARS SOUTH 44 DEGREES 48 MINUTES 49 SECONDS EAST; THENCE SOUTH 89 DEGREES 54 MINUTES 20 SECONDS EAST, TANGENT TO THE LAST DESCRIBED CURVE, A DISTANCE OF 5.19 FEET; THENCE NORTH 00 DEGREES 05 MINUTES 44 SECONDS EAST, A DISTANCE OF 10.00 FEET; THENCE SOUTH 89 DEGREES 54 MINUTES 40 SECONDS WEST, A DISTANCE OF 15.00 FEET; THENCE NORTH 89 DEGREES 54 MINUTES 20 SECONDS TO THE RIGHT, TANGENT TO THE LAST DESCRIBED LINE, HAVING A RADIUS OF 25.00 FEET, A DELTA ANGLE OF 90 DEGREES 11 MINUTES 03 SECONDS AND A CHORD DISTANCE OF 35.41 FEET WHICH BEARS NORTH 44 DEGREES 48 MINUTES 49 SECONDS WEST; THENCE NORTH 00 DEGREES 16 MINUTES 43 SECONDS EAST, TANGENT TO THE LAST DESCRIBED CURVE, A DISTANCE OF 37.58 FEET, TO THE POINT OF BEGINNING.

CONTAINING 991 SQUARE FEET MORE OR LESS.

NW IRVINEDALE DRIVE



LINE TABLE		
Line #	Direction	Length
L1	S89°54'20"E	5.19'
L2	N0°05'40"E	10.00'

1250 SW STATE STREET
SUITE A
ANKENY, IOWA
50023-2555
(515) 965-0123 phone
(515) 965-3322 fax
www.nillesinc.com

PROJECT: NW IRVINEDALE DRIVE & NW 5TH STREET
INTERSECTION IMPROVEMENTS

LOCATION:

ANKENY, IOWA

NAI No.:
17029

DATE:

11/29/17

DRAWN BY:

TJH

CHECKED BY:

JPN

DWG No.:

1/1

SHEET TITLE:

EX-1