F10d

TEMPORARY CONSTRUCTION EASEMENT

This instrument is made this 18 day of April, 2016, by **55 ROBINS RESIDENTIAL COOP INC.**, Owner, (hereinafter referred to as GRANTOR) of the following described property,

Lot 11, Auditor's Plat No. 396, Linn County, Iowa

and

WHEREAS, the GRANTOR states he is the titleholder in fee simple of the real property known and described as set out above, and

WHEREAS, the City of Hiawatha proposes to grade, shape and seed improvements upon portions of the above real property owned by the GRANTOR, and

WHEREAS, the GRANTOR has agreed to give the City of Hiawatha, Iowa, a Temporary Construction Easement for the purpose of construction of the **"North Center Point Road/Emmons/Robins Road Intersection Project** including storm sewer construction, grading, tree removal, shaping, driveway removal and replacement, fence removal and replacement, and seeding, as applicable, upon portions of the real property of the GRANTOR, for consideration of $1.00 and other valuable consideration duly paid and acknowledged.

See attached Exhibit 'A'

THEREFORE, for the above consideration the GRANTOR hereby grants unto the City of Hiawatha, Iowa the Easement and rights herein described, which Easement and rights shall be binding upon the GRANTOR and successors and assigns of the GRANTOR.

GRANTEE agrees to restore the easement area in a timely manner including, but not limited to, the restoration of lawns by seeding, complete restoration of any driveways, fences or other structures modified as a requirement of the construction, upon completion of the construction or repairs.

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

By: _____

By: _____

On this 18 day of April, 2016, before me a Notary Public in and for the County of Linn, State of Iowa, personally appeared Jim Terry to me known to be the person(s) named in and who executed the foregoing instrument, and acknowledged that they have executed the same as their voluntary act and deed.

IN WITNESS WHEREOF I hereunto sign my name and affix my notarial seal the day and year last above written.

55 Robins Road

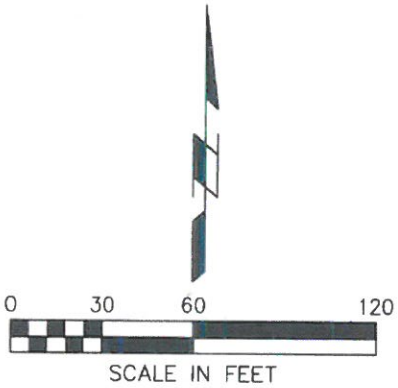
Kim Downs

Notary Public in and for Linn County, Iowa

0438
7-2018

EXHIBIT 'A'

TEMPORARY CONSTRUCTION EASEMENT
PART OF LOT 11, AUDITOR'S PLAT NO. 396
LINN COUNTY, IOWA



EASEMENT AREA:
5,580 SQ. FT.

SURVEY WORK PERFORMED:
07-31-2015

OWNER:
55 ROBINS RESIDENTIAL COOP INC.
C/O TIMOTHY F. TERRY
PO BOX 75006
CEDAR RAPIDS, IOWA 52407

SURVEY REQUESTED BY:
CITY OF HIAWATHA
101 EMMONS STREET
HIAWATHA, IOWA 52233

SURVEYOR / CONTACT:
WADE D. WAMRE, PLS
SHIVE-HATTERY, INC
316 SECOND ST. SE, SUITE 500
CEDAR RAPIDS, IA 52401
319-364-0227
wwamre@shive-hattery.com

SURVEY LEGEND

- EXISTING LOT LINE
- EASEMENT LINE
- EASEMENT AREA

EASEMENT DESCRIPTION:

Part of Lot 11, Auditor's Plat No. 396, Linn County, Iowa more particularly described as follows:

The North 60 feet of the West 93 feet of Lot 11, Auditor's Plat No. 396, Linn County, Iowa.

Said easement contains 5,580 SQ.FT., subject to easements and restrictions of record.

PROJECT NO. 2151330

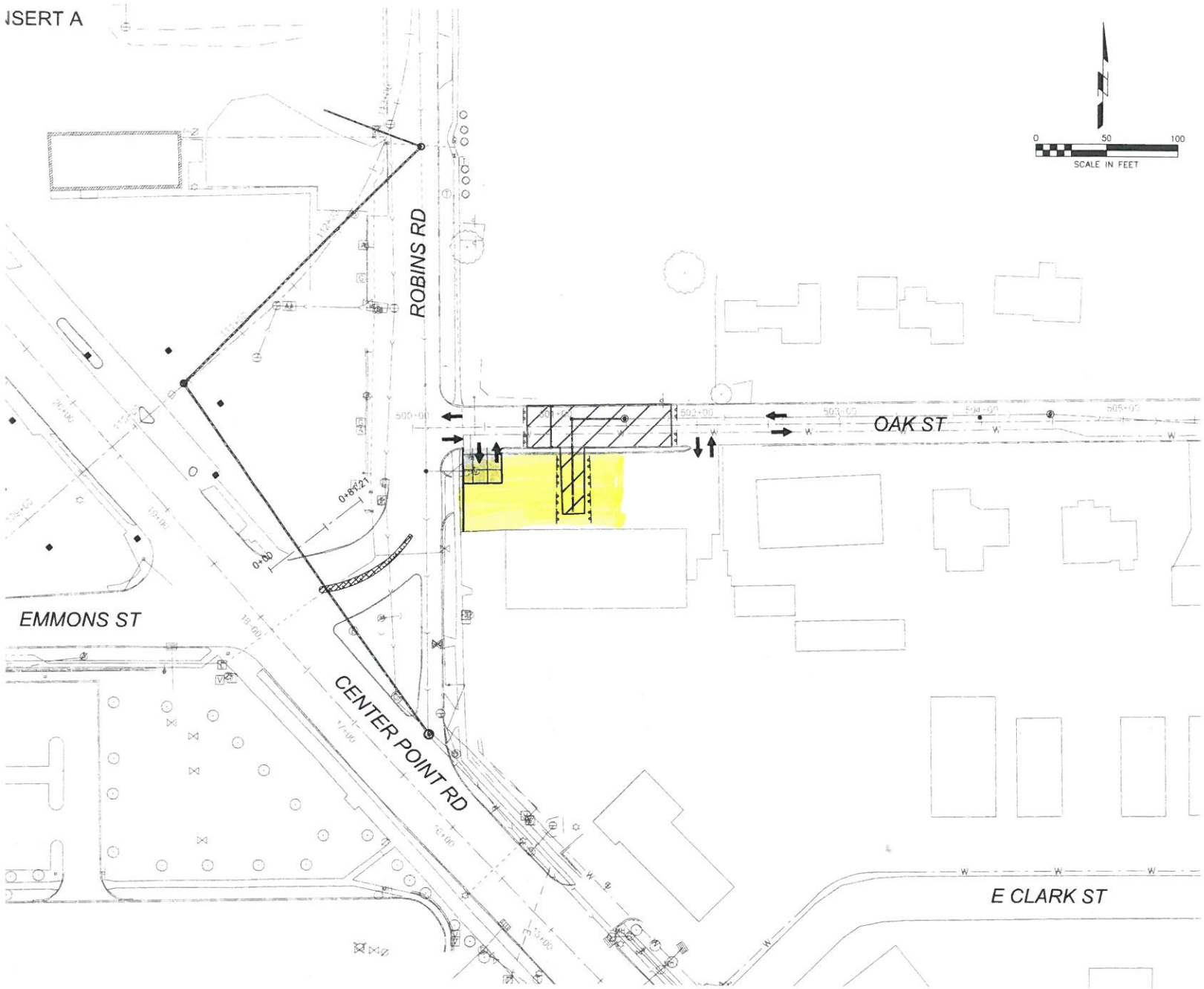
SHEET NO. 1 OF 1

TEMPORARY CONSTRUCITON EASEMENT
PART OF LOT 11, AUDITOR'S PLAT NO. 396
LINN COUNTY, IOWA

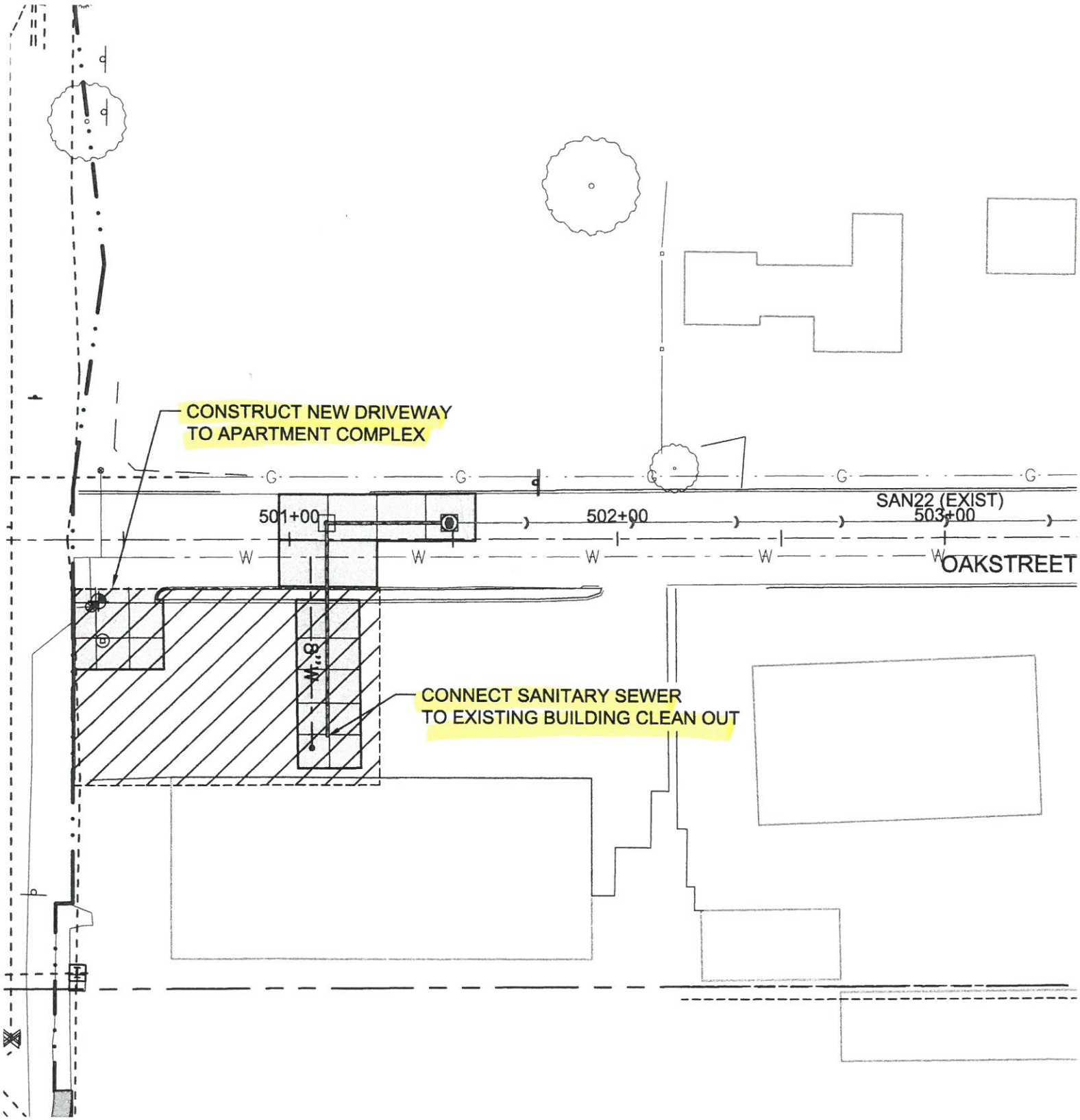
DATE	2/2/2016	SCALE	1"=60'
DRAWN	cen	FIELD BOOK	1227
APPROVED		REVISION	

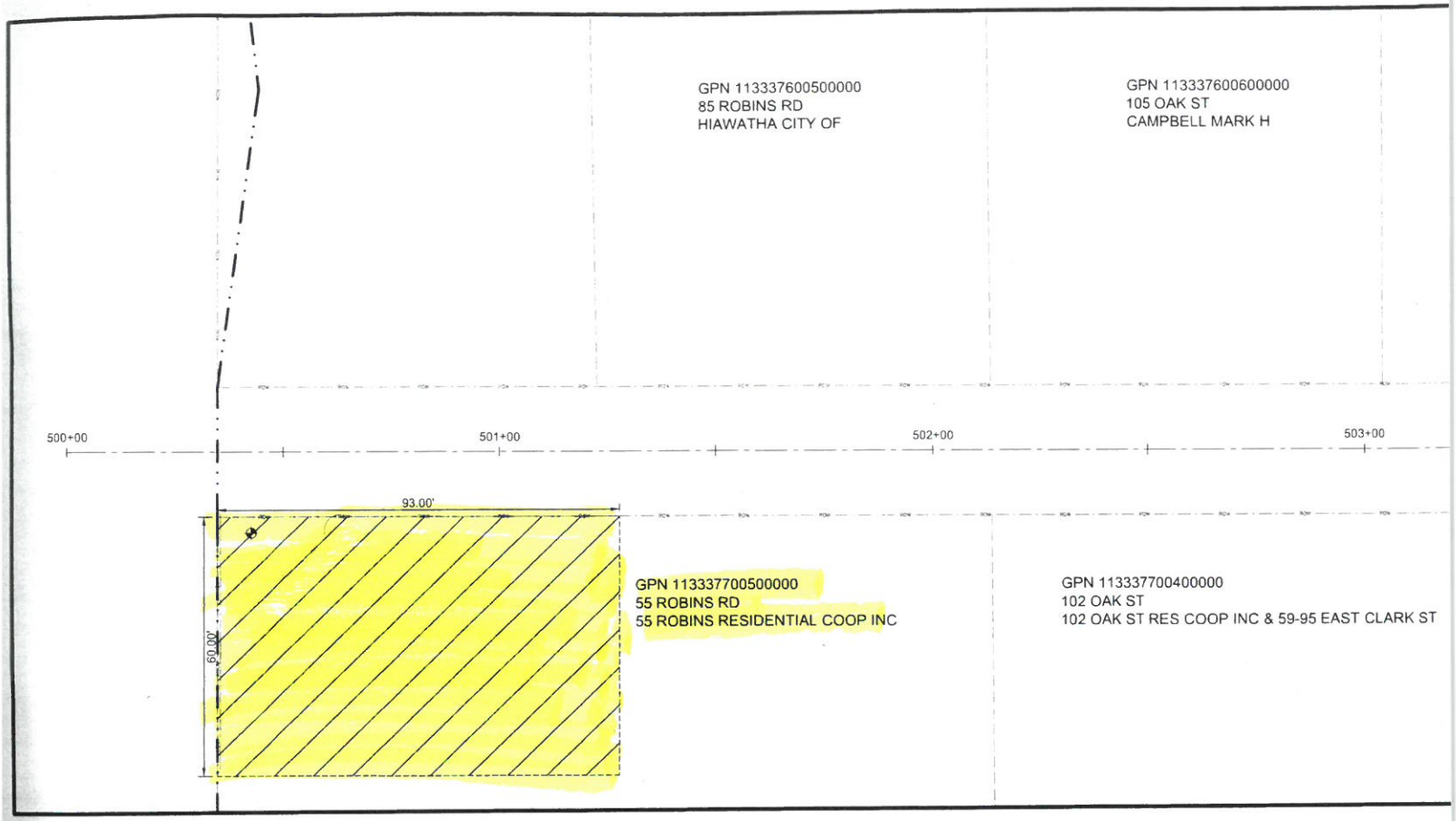
SHIVE-HATTERY
ARCHITECTURE & ENGINEERING
Iowa | Illinois | Indiana | Missouri http://www.shive-hattery.com

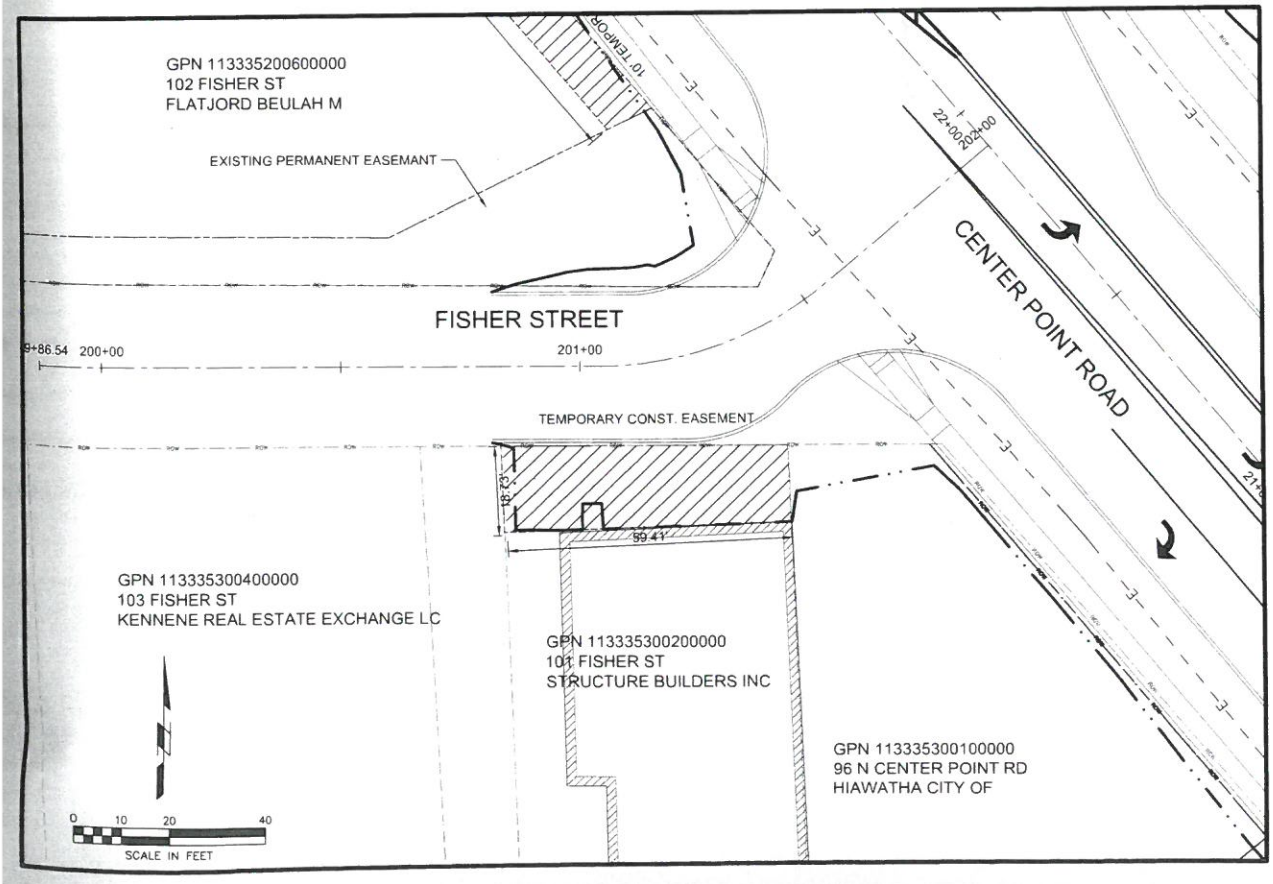
NSERT A



TTERY INEERING	CEDAR RAPIDS, IA IOWA CITY, IA DES MONES, IA MOLINE, IL BLOOMINGTON, IL CHICAGO, IL	Hiawatha!	DRAWN BY: SLO APPROVED BY: JHC DATE 02.29.16	NO.	REVISION DESCRIPTION	APPROVED	DATE	PROJECT NUI


CONSTRUCT NEW DRIVEWAY
TO APARTMENT COMPLEX
501+00
502+00
503+00
SAN22 (EXIST)
OAKSTREET
CONNECT SANITARY SEWER
TO EXISTING BUILDING CLEAN OUT





VEHATTERY ARCHITECTURE+ENGINEERING	CEDAR RAPIDS, IA IOWA CITY, IA DES MONES, IA MOLINE, IL BLOOMINGTON, IL CHICAGO, IL	Hiawatha!	DRAWN BY: SLO APPROVED BY: JHC DATE 02.29.16	NO.	REVISION DESCRIPTION	APPROVED	DATE

TEMPORARY CONSTRUCTION EASEMENT

This instrument is made this _____ day of _____, 2016, by **PAKAR MANAGEMENT LLC**, Owner, (hereinafter referred to as GRANTOR) of the following described property,

Lot 2, Hawkeye Communications First Addition to the City of Hiawatha, Linn County, Iowa

and

WHEREAS, the GRANTOR states he is the titleholder in fee simple of the real property known and described as set out above, and

WHEREAS, the City of Hiawatha proposes to grade, shape and seed improvements upon portions of the above real property owned by the GRANTOR, and

WHEREAS, the GRANTOR has agreed to give the City of Hiawatha, Iowa, a Temporary Construction Easement for the purpose of construction of the **"North Center Point Road/Emmons/Robins Road Intersection Project** including storm sewer construction, grading, tree removal, shaping, driveway removal and replacement, fence removal and replacement, and seeding, as applicable, upon portions of the real property of the GRANTOR, for consideration of $1.00 and other valuable consideration duly paid and acknowledged.

See attached Exhibit 'A'

THEREFORE, for the above consideration the GRANTOR hereby grants unto the City of Hiawatha, Iowa the Easement and rights herein described, which Easement and rights shall be binding upon the GRANTOR and successors and assigns of the GRANTOR.

GRANTEE agrees to restore the easement area in a timely manner including, but not limited to, the restoration of lawns by seeding, complete restoration of any driveways, fences or other structures modified as a requirement of the construction, upon completion of the construction or repairs.

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

By: Pat Callanan

By: Kara Callanan

On this 9 day of March, 2016, before me a Notary Public in and for the County of Linn, State of Iowa, personally appeared Pat & Kara Callanan to me known to be the person(s) named in and who executed the foregoing instrument, and acknowledged that they have executed the same as their voluntary act and deed.

IN WITNESS WHEREOF I hereunto sign my name and affix my notarial seal the day and year last above written.

Kim Downs

Notary Public in and for Linn County, Iowa

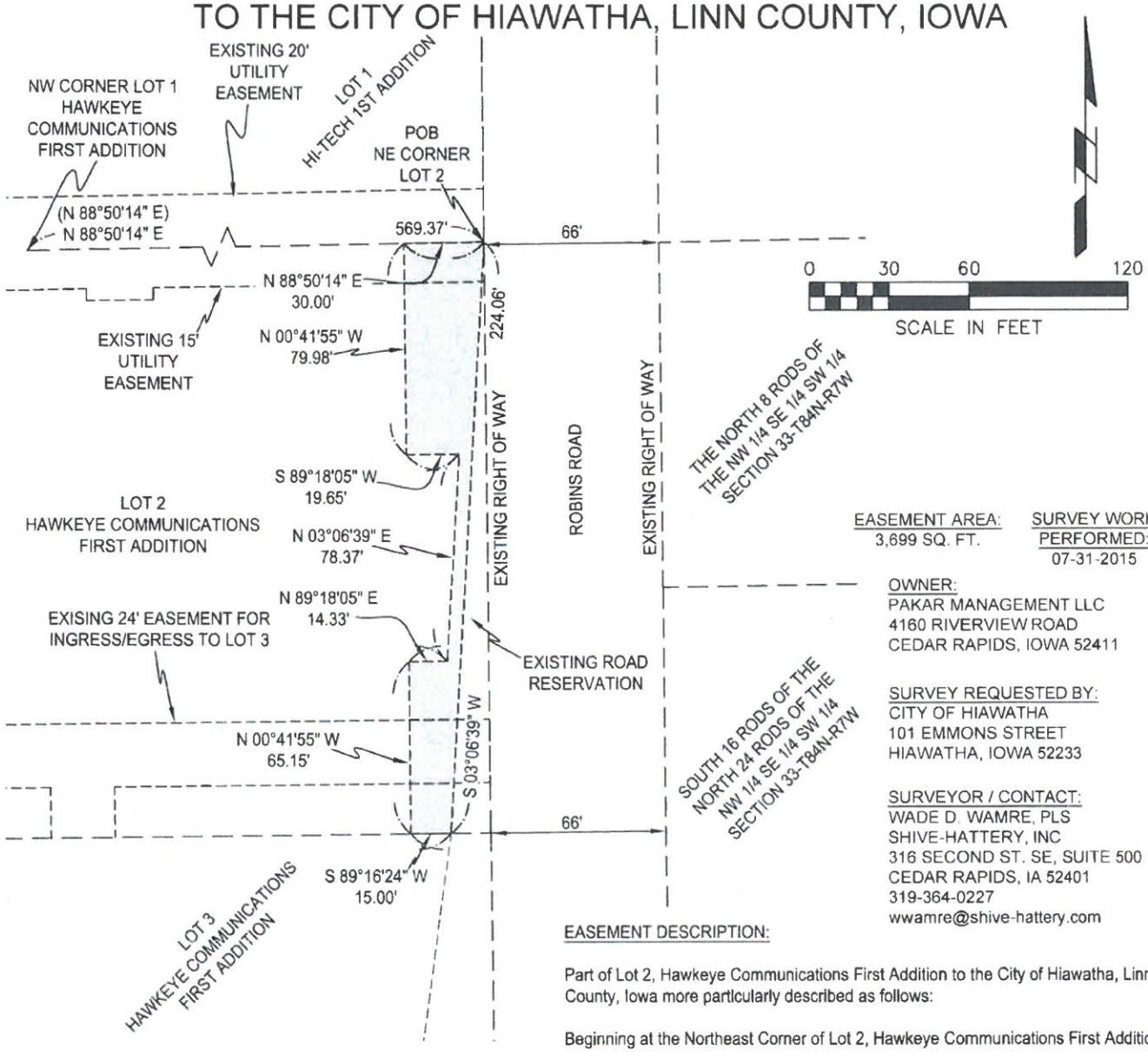
97 n center point road

88

2018

EXHIBIT 'A'

TEMPORARY CONSTRUCTION EASEMENT
PART OF LOT 2, HAWKEYE COMMUNICATIONS FIRST ADDITION
TO THE CITY OF HIAWATHA, LINN COUNTY, IOWA



EASEMENT AREA: 3,699 SQ. FT.

SURVEY WORK PERFORMED: 07-31-2015

OWNER:
PAKAR MANAGEMENT LLC
4160 RIVERVIEW ROAD
CEDAR RAPIDS, IOWA 52411

SURVEY REQUESTED BY:
CITY OF HIAWATHA
101 EMMONS STREET
HIAWATHA, IOWA 52233

SURVEYOR / CONTACT:
WADE D. WAMRE, PLS
SHIVE-HATTERY, INC
316 SECOND ST. SE, SUITE 500
CEDAR RAPIDS, IA 52401
319-364-0227
wwamre@shive-hattery.com

EASEMENT DESCRIPTION:

Part of Lot 2, Hawkeye Communications First Addition to the City of Hiawatha, Linn County, Iowa more particularly described as follows:

Beginning at the Northeast Corner of Lot 2, Hawkeye Communications First Additions to the City of Hiawatha, Linn County, Iowa; Thence S 03°06'39" W along the Westerly edge of the Road Reservation to the South line of said Lot 2 a distance of 224.06 feet; Thence S 89°16'24" W along said South line a distance of 15.00 feet; Thence N 00°41'55" W a distance of 65.15 feet; Thence N 89°18'05" E a distance of 14.33 feet; Thence N 03°06'39" E and parallel to said Westerly edge of the Road Reservation a distance of 78.37 feet; Thence S 89°18'05" W a distance of 19.65 feet; Thence N 00°41'55" W to the North line of said Lot 2 a distance of 79.98 feet; Thence N 88°50'14" E along the North line of said Lot 2 to the Point of Beginning a distance of 30.00 feet.

Said easement contains 3,699 SQ.FT., subject to easements and restrictions of record.

SURVEY LEGEND

POB	POINT OF BEGINNING
— — — — — —	EXISTING LOT LINE
- - - - - -	EASEMENT LINE
[- - - - -]	EASEMENT AREA

SHIVE HATTERY
ARCHITECTURE | ENGINEERING
Iowa | Illinois | Indiana | Missouri http://www.shive-hattery.com

TEMPORARY CONSTRUCITON EASEMENT PART OF LOT 2, HAWKEYE COMMUNICATIONS FIRST ADDITION TO THE CITY OF HIAWATHA, LINN COUNTY, IOWA				PROJECT NO. 2151330
DATE	2/5/2016	SCALE	1"=60'	SHEET NO.
DRAWN	cen	FIELD BOOK	1227	1 OF 1
APPROVED		REVISION		

TEMPORARY CONSTRUCTION EASEMENT

This instrument is made this _____ day of _____, 2016, by **PAKAR MANAGEMENT LLC**, Owner, (hereinafter referred to as GRANTOR) of the following described property,

Lot 3, Hawkeye Communications First Addition to the City of Hiawatha, Linn County, Iowa

and

WHEREAS, the GRANTOR states he is the titleholder in fee simple of the real property known and described as set out above, and

WHEREAS, the City of Hiawatha proposes to grade, shape and seed improvements upon portions of the above real property owned by the GRANTOR, and

WHEREAS, the GRANTOR has agreed to give the City of Hiawatha, Iowa, a Temporary Construction Easement for the purpose of construction of the **"North Center Point Road/Emmons/Robins Road Intersection Project** including storm sewer construction, grading, tree removal, shaping, driveway removal and replacement, fence removal and replacement, and seeding, as applicable, upon portions of the real property of the GRANTOR, for consideration of $1.00 and other valuable consideration duly paid and acknowledged.

See attached Exhibit 'A'

THEREFORE, for the above consideration the GRANTOR hereby grants unto the City of Hiawatha, Iowa the Easement and rights herein described, which Easement and rights shall be binding upon the GRANTOR and successors and assigns of the GRANTOR.

GRANTEE agrees to restore the easement area in a timely manner including, but not limited to, the restoration of lawns by seeding, complete restoration of any driveways, fences or other structures modified as a requirement of the construction, upon completion of the construction or repairs.

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

By: Pat Callanan

By: Kara Callanan

On this 9 day of March, 2016, before me a Notary Public in and for the County of Linn, State of Iowa, personally appeared Pat & Kara Callanan to me known to be the person(s) named in and who executed the foregoing instrument, and acknowledged that they have executed the same as their voluntary act and deed.

IN WITNESS WHEREOF I hereunto sign my name and affix my notarial seal the day and year last above written.

Kim Downs

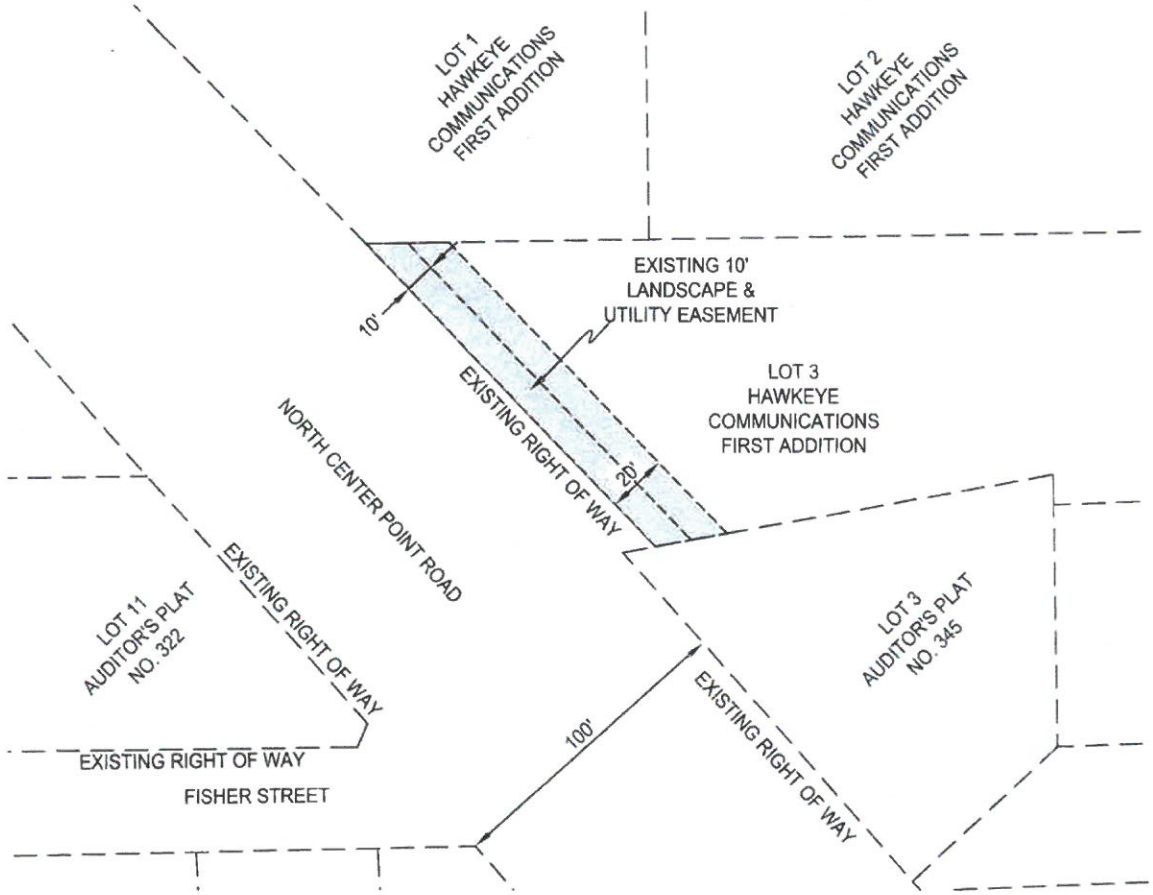
Notary Public in and for Linn County, Iowa

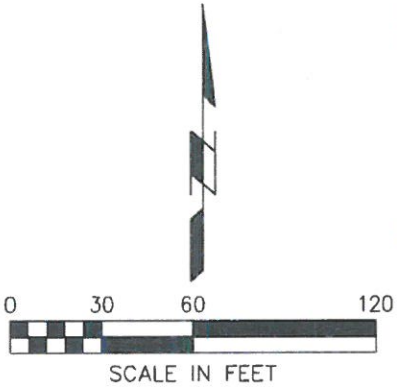
97 North Center Point Road

2018

EXHIBIT 'A'

TEMPORARY CONSTRUCTION EASEMENT
PART OF LOT 3, HAWKEYE COMMUNICATIONS FIRST ADDITION
TO THE CITY OF HIAWATHA, LINN COUNTY, IOWA





EASEMENT AREA:
2,695 SQ. FT.

SURVEY WORK PERFORMED:
07-31-2015

OWNER:
PAKAR MANAGEMENT LLC
4160 RIVERVIEW ROAD
CEDAR RAPIDS, IOWA 52411

SURVEY REQUESTED BY
CITY OF HIAWATHA
101 EMMONS STREET
HIAWATHA, IOWA 52233

SURVEYOR / CONTACT:
WADE D. WAMRE, PLS
SHIVE-HATTERY, INC
316 SECOND ST. SE, SUITE 500
CEDAR RAPIDS, IA 52401
319-364-0227
wwamre@shive-hattery.com

SURVEY LEGEND

- EXISTING LOT LINE
- EASEMENT LINE
- EASEMENT AREA

EASEMENT DESCRIPTION:

Part of Lot 3, Hawkeye Communications First Addition to the City of Hiawatha, Linn County, Iowa more particularly described as follows:

The Westerly 20 feet of Lot 3, Hawkeye Communications First Addition to the City of Hiawatha, Linn County, Iowa.

Said easement contains 2,695 SQ.FT., subject to easements and restrictions of record.

PROJECT NO. 2151330

SHEET NO. 1 OF 1

TEMPORARY CONSTRUCITON EASEMENT
PART OF LOT 3, HAWKEYE COMMUNICATIONS FIRST ADDITION
TO THE CITY OF HIAWATHA, LINN COUNTY, IOWA

DATE	2/1/2016	SCALE	1"=60'
DRAWN	cen	FIELD BOOK	1227
APPROVED		REVISION	

SHIVE-HATTERY
ARCHITECTS | ENGINEERS | SCIENTISTS
Iowa | Illinois | Indiana | Missouri http://www.shive-hattery.com

TEMPORARY CONSTRUCTION EASEMENT

This instrument is made this _____ day of _____, 2016, by **HIAWATHA AMERICAN LEGION POST 735**, Owner, (hereinafter referred to as GRANTOR) of the following described property,

The North 8 Rods of the NW 1/4 SE 1/4 SW 1/4 of Section 33-84-7, Linn County, Iowa, subject to Public Highway, Locally known as 203, 205, and 207 Robins Rd., Hiawatha, Iowa, 52233

and

WHEREAS, the GRANTOR states he is the titleholder in fee simple of the real property known and described as set out above, and

WHEREAS, the City of Hiawatha proposes to grade, shape and seed improvements upon portions of the above real property owned by the GRANTOR, and

WHEREAS, the GRANTOR has agreed to give the City of Hiawatha, Iowa, a Temporary Construction Easement for the purpose of construction of the **"North Center Point Road/Emmons/Robins Road Intersection Project** including storm sewer construction, grading, tree removal, shaping, driveway removal and replacement, fence removal and replacement, and seeding, as applicable, upon portions of the real property of the GRANTOR, for consideration of $1.00 and other valuable consideration duly paid and acknowledged.

See attached Exhibit 'A'

THEREFORE, for the above consideration the GRANTOR hereby grants unto the City of Hiawatha, Iowa the Easement and rights herein described, which Easement and rights shall be binding upon the GRANTOR and successors and assigns of the GRANTOR.

GRANTEE agrees to restore the easement area in a timely manner including, but not limited to, the restoration of lawns by seeding, complete restoration of any driveways, fences or other structures modified as a requirement of the construction, upon completion of the construction or repairs.

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

By: _____

By: _____

On this 23 day of March, 2016, before me a Notary Public in and for the County of Linn, State of Iowa, personally appeared Richard Pierce to me known to be the person(s) named in and who executed the foregoing instrument, and acknowledged that they have executed the same as their voluntary act and deed.

IN WITNESS WHEREOF I hereunto sign my name and affix my notarial seal the day and year last above written.

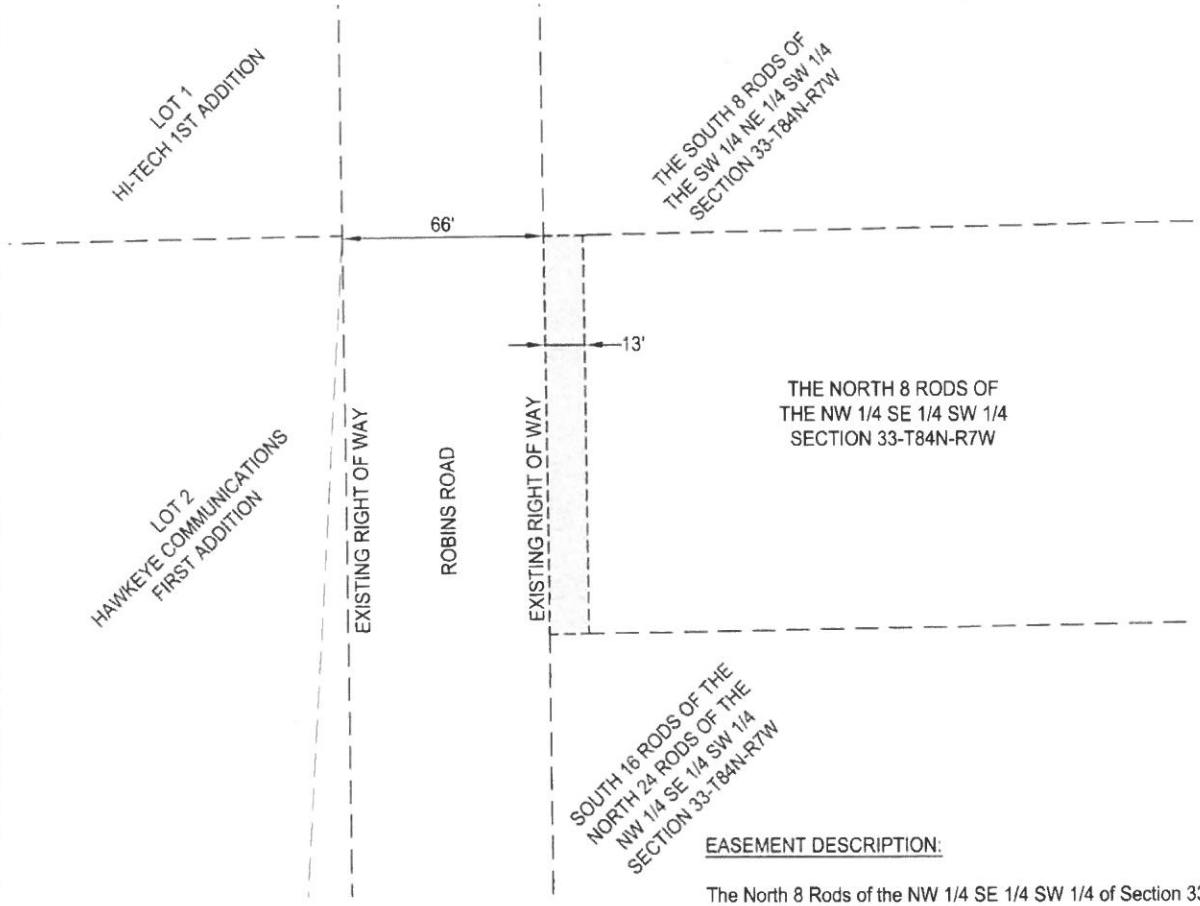
Kari Graber

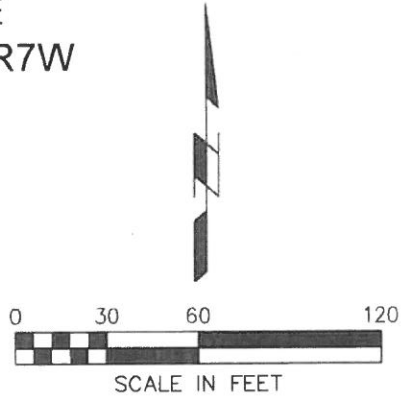
Notary Public in and for Linn County, Iowa

207 Robins Road

EXHIBIT 'A'

TEMPORARY CONSTRUCTION EASEMENT
PART OF THE NORTH 8 RODS OF THE
NW 1/4 SE 1/4 SW 1/4 SECTION 33-T84N-R7W
TO LINN COUNTY, IOWA





EASEMENT AREA:
1,697 SQ. FT.

SURVEY WORK PERFORMED:
07-31-2015

OWNER:
HIAWATHA AMERICAN LEGION
POST 735
C/O ROBERT C. JONES
207 ROBINS ROAD
HIAWATHA, IOWA 52233

SURVEY REQUESTED BY:
CITY OF HIAWATHA
101 EMMONS STREET
HIAWATHA, IOWA 52233

SURVEYOR / CONTACT:
WADE D. WAMRE, PLS
SHIVE-HATTERY, INC
316 SECOND ST. SE, SUITE 500
CEDAR RAPIDS, IA 52401
319-364-0227
wwamre@shive-hattery.com

SURVEY LEGEND

- EXISTING LOT LINE
- EASEMENT LINE
- EASEMENT AREA

EASEMENT DESCRIPTION:

The North 8 Rods of the NW 1/4 SE 1/4 SW 1/4 of Section 33-84-7, Linn county, Iowa, subject to Public Highway, Locally known as 203, 205, and 207 Robins Rd., Hiawatha, Iowa, 52233 more particularly described as follows:

The West 13 feet of the North 8 Rods of the NW 1/4 SE 1/4 SW 1/4 of Section 33-84-7, Linn county, Iowa, subject to Public Highway, Locally known as 203, 205, and 207 Robins Rd., Hiawatha, Iowa.

Said easement contains 1,697 SQ. FT., subject to easements and restrictions of record.

PROJECT NO. 2151330

SHEET NO. 1 OF 1

TEMPORARY CONSTRUCTION EASEMENT
PART OF THE NORTH 8 RODS OF THE NW 1/4 SE 1/4 SW 1/4 SECTION 33-T84N-R7W
TO LINN COUNTY, IOWA

DATE	2/5/2016	SCALE	1"=60'
DRAWN	cen	FIELD BOOK	1227
APPROVED		REVISION	

SHIVE-HATTERY

Iowa | Illinois | Indiana | Missouri http://www.shive-hattery.com

TEMPORARY CONSTRUCTION EASEMENT

This instrument is made this 9 day of March, 2016, by **ALYCE J. BALLARD**, Owner, (hereinafter referred to as GRANTOR) of the following described property,

Part of the SW 1/4 SW 1/4 of Section 33-T84N-R7W, to Linn County, Iowa

and

WHEREAS, the GRANTOR states he is the titleholder in fee simple of the real property known and described as set out above, and

WHEREAS, the City of Hiawatha proposes to grade, shape and seed improvements upon portions of the above real property owned by the GRANTOR, and

WHEREAS, the GRANTOR has agreed to give the City of Hiawatha, Iowa, a Temporary Construction Easement for the purpose of construction of the **"North Center Point Road/Emmons/Robins Road Intersection Project** including storm sewer construction, grading, tree removal, shaping, driveway removal and replacement, fence removal and replacement, and seeding, as applicable, upon portions of the real property of the GRANTOR, for consideration of $1.00 and other valuable consideration duly paid and acknowledged.

See attached Exhibit 'A'

THEREFORE, for the above consideration the GRANTOR hereby grants unto the City of Hiawatha, Iowa the Easement and rights herein described, which Easement and rights shall be binding upon the GRANTOR and successors and assigns of the GRANTOR.

GRANTEE agrees to restore the easement area in a timely manner including, but not limited to, the restoration of lawns by seeding, complete restoration of any driveways, fences or other structures modified as a requirement of the construction, upon completion of the construction or repairs.

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

By: Alyce J. Ballard

By: _____

On this 9 day of March, 2016, before me a Notary Public in and for the County of Linn, State of Iowa, personally appeared Alyce Ballard to me known to be the person(s) named in and who executed the foregoing instrument, and acknowledged that they have executed the same as their voluntary act and deed.

IN WITNESS WHEREOF I hereunto sign my name and affix my notarial seal the day and year last above written.

Angel Suttie

Notary Public in and for Linn County, Iowa

NOTARIAL SEAL IOWA

Angel Suttie
Iowa Notarial Seal
Commission Number: 733313
My Commission Expires
3-8-2017

400 north Center Point Road

TEMPORARY CONSTRUCTION EASEMENT

This instrument is made this 21st day of March, 2016, by **59-95 EAST CLARK ST. & 102 OAK ST. RESIDENTIAL COOPERATIVE INC.**, Owner, (hereinafter referred to as GRANTOR) of the following described property,

Lot 9, Hartl's First Addition to Hiawatha, Iowa

and

WHEREAS, the GRANTOR states he is the titleholder in fee simple of the real property known and described as set out above, and

WHEREAS, the City of Hiawatha proposes to grade, shape and seed improvements upon portions of the above real property owned by the GRANTOR; and

WHEREAS, the GRANTOR has agreed to give the City of Hiawatha, Iowa, a Temporary Construction Easement for the purpose of construction of the **"North Center Point Road/Emmons/Robins Road Intersection Project** including storm sewer construction, grading, tree removal, shaping, driveway removal and replacement, fence removal and replacement, and seeding, as applicable, upon portions of the real property of the GRANTOR, for consideration of $1.00 and other valuable consideration duly paid and acknowledged.

See attached Exhibit 'A'

THEREFORE, for the above consideration the GRANTOR hereby grants unto the City of Hiawatha, Iowa the Easement and rights herein described, which Easement and rights shall be binding upon the GRANTOR and successors and assigns of the GRANTOR.

GRANTEE agrees to restore the easement area in a timely manner including, but not limited to, the restoration of lawns by seeding, complete restoration of any driveways, fences or other structures modified as a requirement of the construction, upon completion of the construction or repairs.

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

By: Richard Lindgren

By: _____

On this 21st day of March, 2016, before me a Notary Public in and for the County of Linn, State of Iowa, personally appeared Richard Lindgren to me known to be the person(s) named in and who executed the foregoing instrument, and acknowledged that they have executed the same as their voluntary act and deed.

IN WITNESS WHEREOF I hereunto sign my name and affix my notarial seal the day and year last above written.

Perin Michael Crees

Notary Public in and for ~~Linn County, Iowa~~

Dane County, Wisconsin

102 Oak Street

TEMPORARY CONSTRUCTION AND ACCESS EASEMENT

THIS TEMPORARY CONSTRUCTION AND ACCESS EASEMENT (the "Temporary Easement") is made this 15 day of February, 2016, by Max E. Hansen, a married person, and Bonnie L. Hansen, his wife ("Grantor"), for the benefit of the City of Hiawatha, Linn County, Iowa, an Iowa municipal corporation (the "City").

1. The Grantor states and covenants that he is the titleholder of real estate located in Linn County, Iowa and legally described as follows:

LOT 10, EXCEPT THE EAST 5 FEET, HARTL'S FIRST ADDITION TO HIAWATHA, IOWA

(the "Real Estate").

and that Grantor is lawfully seized and possessed of the Real Estate and that Grantor has good and lawful rights to convey this Temporary Easement; and

2. In consideration of other good and valuable consideration of $1.00 and other valuable consideration duly paid and acknowledged, the Grantor grants and conveys to the City an exclusive Temporary Construction and Access Easement in, over and across that portion of their Real Estate located in Linn County, Iowa described as follows:

The West 5 feet of Lot 10, Hartl's First Addition to Hiawatha. Said Temporary Easement contains 852 square feet, subject to easement and restrictions of record. See Exhibit "A" attached hereto showing the location of the Temporary Easement.

The Temporary Easement is for the purpose of, but not limited to, the construction and extension of "A" Avenue north from East Clark Street and the installation of sewer and other public utilities that may include necessary excavation, grading, shaping, piling of dirt, storage of materials and equipment and ingress and egress of persons and equipment to complete the construction of "A" Avenue. The terms of the Temporary Easement shall be for a period of time required by the City to complete the construction as stated above.

3. With respect to the Temporary Easement described in paragraph 2 above:

a. The City shall have the right to make excavations within the area of the easement and to grade, as it may find reasonably necessary, for the construction of "A" Avenue and the installation of public sewer and other public utilities or any other reasonable construction necessary to complete the project.

b. The City shall have the right to trim and remove all trees and bushes which may interfere with the exercise of the City's rights and pursuant to this Temporary Easement. The Temporary Easement is granted with the understanding that the City will reseed all grassy areas disturbed by the construction within the Real Estate legally described in above and as shown in Exhibit "A".

provisions of this Temporary Easement shall inure to the benefit of and bind the essors and assigns of the Grantor and the City and all covenants shall apply to and with the land.

101 East Clark street

Max E. Hansen

Max E. Hansen, a married person

x Bonnie L. Hansen

Bonnie L. Hansen, a married person

STATE OF IOWA)
) ss:
COUNTY OF LINN)

This instrument was acknowledged before me on the 15 day of February, 2016, by Max E. Hansen and Bonnie L. Hansen.

NOTARIAL SEAL IOWA
CHRISTOPHER T. HAPP
Commission Number 777196
My Commission Expires
2-25-2016

_____, Notary Public in and for the State of Iowa

TEMPORARY CONSTRUCTION EASEMENT

This instrument is made this 11th day of MARCH, 2016, by **STRUCTURE BUILDERS INC.** Owner, (hereinafter referred to as GRANTOR) of the following described property,

Lot 10, Auditor's Plat No. 322, Linn County, Iowa

and

WHEREAS, the GRANTOR states he is the titleholder in fee simple of the real property known and described as set out above, and

WHEREAS, the City of Hiawatha proposes to grade, shape and seed improvements upon portions of the above real property owned by the GRANTOR, and

WHEREAS, the GRANTOR has agreed to give the City of Hiawatha, Iowa, a Temporary Construction Easement for the purpose of construction of the **"North Center Point Road/Emmons/Robins Road Intersection Project** including storm sewer construction, grading, tree removal, shaping, driveway removal and replacement, fence removal and replacement, and seeding, as applicable, upon portions of the real property of the GRANTOR, for consideration of $1.00 and other valuable consideration duly paid and acknowledged.

See attached Exhibit 'A'

THEREFORE, for the above consideration the GRANTOR hereby grants unto the City of Hiawatha, Iowa the Easement and rights herein described, which Easement and rights shall be binding upon the GRANTOR and successors and assigns of the GRANTOR.

GRANTEE agrees to restore the easement area in a timely manner including, but not limited to, the restoration of lawns by seeding, complete restoration of any driveways, fences or other structures modified as a requirement of the construction, upon completion of the construction or repairs.

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

By: _____

By: _____

On this 11 day of March, 2016, before me a Notary Public in and for the County of Linn, State of Iowa, personally appeared Brent Bachen to me known to be the person(s) named in and who executed the foregoing instrument, and acknowledged that they have executed the same as their voluntary act and deed.

IN WITNESS WHEREOF I hereunto sign my name and affix my notarial seal the day and year last above written.

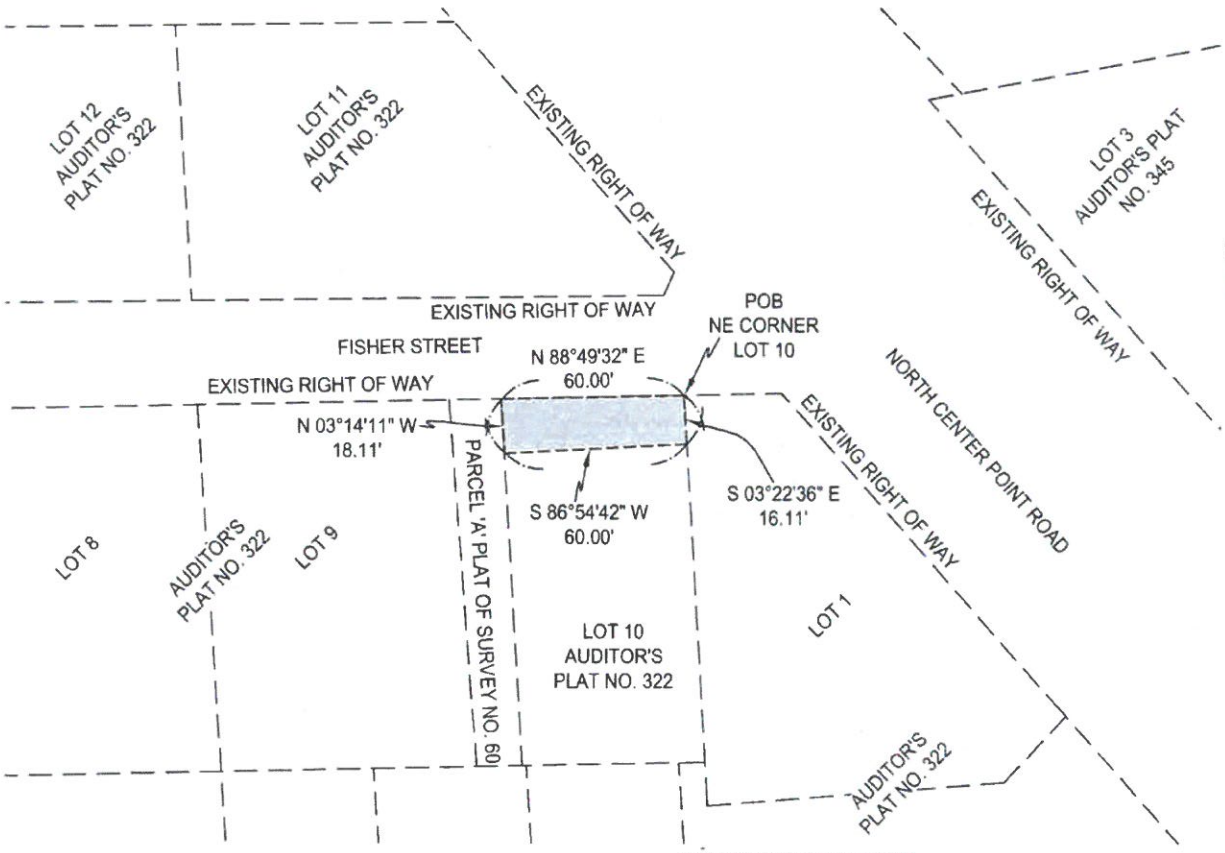
ORRELL
ber 763250
Expires
/16

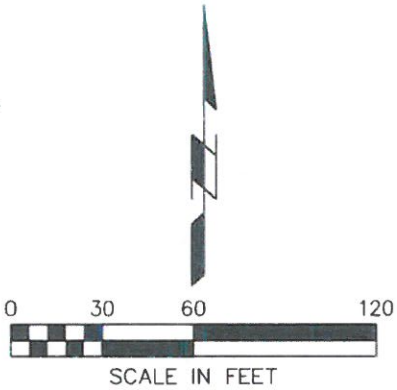
_____
Notary Public in and for Linn County, Iowa

101 Fisher Street

EXHIBIT 'A'

TEMPORARY CONSTRUCTION EASEMENT
PART OF LOT 10, AUDITOR'S PLAT NO. 322
LINN COUNTY, IOWA





EASEMENT AREA: 1,026 SQ. FT.

SURVEY WORK PERFORMED: 07-31-2015

OWNER:
STRUCTURE BUILDERS INC.
3436 BARNSLEY CIRCLE
MARION, IOWA 52302

SURVEY REQUESTED BY:
CITY OF HIAWATHA
101 EMMONS STREET
HIAWATHA, IOWA 52233

SURVEYOR / CONTACT:
WADE D. WAMRE, PLS
SHIVE-HATTERY, INC
316 SECOND ST. SE, SUITE 500
CEDAR RAPIDS, IA 52401
319-364-0227
wwamre@shive-hattery.com

SURVEY LEGEND

POB	POINT OF BEGINNING
— — — — — —	EXISTING LOT LINE
- - - - - -	EASEMENT LINE
▒	EASEMENT AREA

EASEMENT DESCRIPTION:

Part of lot 10, Auditor's Plat No. 322, Linn County, Iowa more particularly described as follows;

Beginning at the Northeast Corner of Lot 10, Auditor's Plat No. 322, Linn County, Iowa; Thence S 03°22'36" E along the East line of said Lot 10 a distance of 16.11 feet; Thence S 86°54'42" W to the West line of said Lot 10 a distance of 60.00 feet; Thence N 03°14'11" W along said West line to the North line of said Lot 10 a distance of 18.11 feet; Thence N 88°49'32" E along said North line to the Point of Beginning a distance of 60.00 feet.

Said easement contains 1,026 feet subject to easements and restrictions of record.

PROJECT NO. 2151330			SHEET NO. 1 OF 1
TEMPORARY CONSTRUCITON EASEMENT PART OF LOT 10, AUDITOR'S PLAT NO. 322 LINN COUNTY, IOWA			
DATE	2/17/2016	SCALE	1"=60'
DRAWN	cen	FIELD BOOK	1227
APPROVED		REVISION	

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TEMPORARY CONSTRUCTION EASEMENT

This instrument is made this 28 day of March, 2016, by **BEULAH M. FLATJORD**, Owner, (hereinafter referred to as GRANTOR) of the following described property,

Lot 11, Auditor's Plat No. 322, Linn County, Iowa

and

WHEREAS, the GRANTOR states he is the titleholder in fee simple of the real property known and described as set out above, and

WHEREAS, the City of Hiawatha proposes to grade, shape and seed improvements upon portions of the above real property owned by the GRANTOR, and

WHEREAS, the GRANTOR has agreed to give the City of Hiawatha, Iowa, a Temporary Construction Easement for the purpose of construction of the **"North Center Point Road/Emmons/Robins Road Intersection Project** including storm sewer construction, grading, tree removal, shaping, driveway removal and replacement, fence removal and replacement, and seeding, as applicable, upon portions of the real property of the GRANTOR, for consideration of $1.00 and other valuable consideration duly paid and acknowledged.

See attached Exhibit 'A'

THEREFORE, for the above consideration the GRANTOR hereby grants unto the City of Hiawatha, Iowa the Easement and rights herein described, which Easement and rights shall be binding upon the GRANTOR and successors and assigns of the GRANTOR.

GRANTEE agrees to restore the easement area in a timely manner including, but not limited to, the restoration of lawns by seeding, complete restoration of any driveways, fences or other structures modified as a requirement of the construction, upon completion of the construction or repairs.

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

By: Beulah M. Flatjord

By: _____

On this 28 day of March, 2016, before me a Notary Public in and for the County of Linn, State of Iowa, personally appeared Beulah Flatjord to me known to be the person(s) named in and who executed the foregoing instrument, and acknowledged that they have executed the same as their voluntary act and deed.

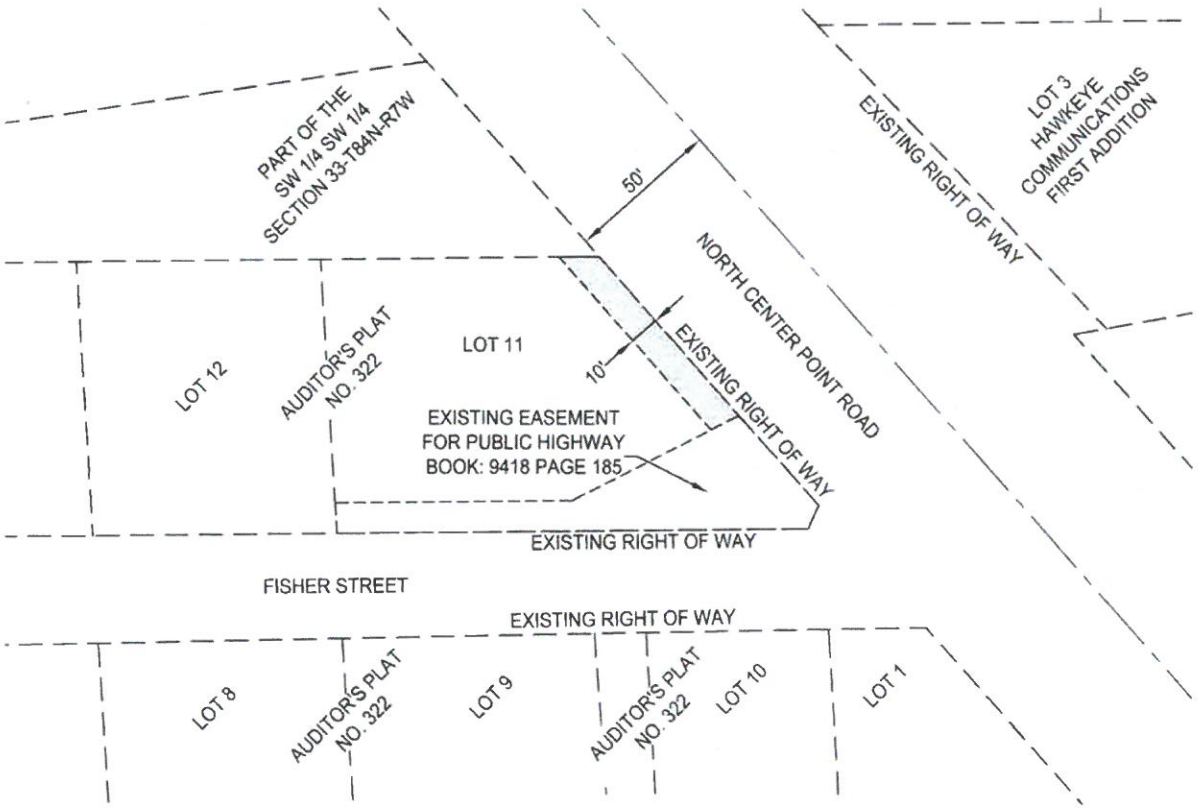
IN WITNESS WHEREOF I hereunto sign my name and affix my notarial seal the day and year last above written.

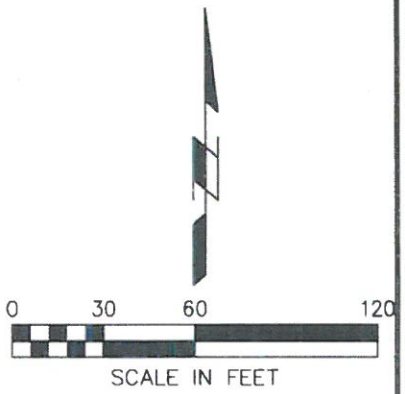
Cindy Kudna
Notary Public in and for Linn County, Iowa

102 Fisher Street

EXHIBIT 'A'

TEMPORARY CONSTRUCTION EASEMENT
PART OF LOT 11, AUDITOR'S PLAT NO. 322
LINN COUNTY, IOWA





EASEMENT AREA:
726 SQ. FT.

SURVEY WORK PERFORMED:
07-31-2015

OWNER:
BEULAH M. FLATJORD
102 FISHER STREET
HIAWATHA, IOWA 52233

SURVEY REQUESTED BY:
CITY OF HIAWATHA
101 EMMONS STREET
HIAWATHA, IOWA 52233

SURVEYOR / CONTACT:
WADE D. WAMRE, PLS
SHIVE-HATTERY, INC
316 SECOND ST. SE, SUITE 500
CEDAR RAPIDS, IA 52401
319-364-0227
wwamre@shive-hattery.com

SURVEY LEGEND

- EXISTING LOT LINE
- CENTERLINE
- EASEMENT LINE
- EASEMENT AREA

EASEMENT DESCRIPTION:

Part of Lot 11, Auditor's Plat No. 322, Linn County, Iowa more particularly described as follows:

The Easterly 10 feet of Lot 11, Auditor's Plat No. 322, Linn County, Iowa lying North of the Permanent Easement for Public Highway recorded at Book 9418, Page 185 of the Linn County Recorder's Office.

Said easement contains 726 SQ.FT., subject to easements and restrictions of record.

PROJECT NO. 2151330

SHEET NO. 1 OF 1

TEMPORARY CONSTRUCITON EASEMENT
PART OF LOT 11, AUDITOR'S PLAT NO. 322
LINN COUNTY, IOWA

DATE	1/30/2016	SCALE	1"=60'
DRAWN	cen	FIELD BOOK	1227
APPROVED		REVISION	

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Iowa | Illinois | Indiana | Missouri
http://www.shive-hattery.com

TEMPORARY CONSTRUCTION EASEMENT

This instrument is made this 3 day of March, 2016, by **CLEAN CAR, INC.**, Owner, (hereinafter referred to as GRANTOR) of the following described property,

Lots Two (2) and Three (3), Hartl's First Addition to Hiawatha, Iowa

and

WHEREAS, the GRANTOR states he is the titleholder in fee simple of the real property known and described as set out above, and

WHEREAS, the City of Hiawatha proposes to grade, shape and seed improvements upon portions of the above real property owned by the GRANTOR, and

WHEREAS, the GRANTOR has agreed to give the City of Hiawatha, Iowa, a Temporary Construction Easement for the purpose of construction of the **"North Center Point Road/Emmons/Robins Road Intersection Project** including storm sewer construction, grading, tree removal, shaping, driveway removal and replacement, fence removal and replacement, and seeding, as applicable, upon portions of the real property of the GRANTOR, for consideration of $1.00 and other valuable consideration duly paid and acknowledged.

See attached Exhibit 'A'

THEREFORE, for the above consideration the GRANTOR hereby grants unto the City of Hiawatha, Iowa the Easement and rights herein described, which Easement and rights shall be binding upon the GRANTOR and successors and assigns of the GRANTOR.

GRANTEE agrees to restore the easement area in a timely manner including, but not limited to, the restoration of lawns by seeding, complete restoration of any driveways, fences or other structures modified as a requirement of the construction, upon completion of the construction or repairs.

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

By: Clean Car Inc, Robert Wright Pres.

By: _____

On this 3 day of March, 2016, before me a Notary Public in and for the County of Linn, State of Iowa, personally appeared Robert Wright to me known to be the person(s) named in and who executed the foregoing instrument, and acknowledged that they have executed the same as their voluntary act and deed.

IN WITNESS WHEREOF I hereunto sign my name and affix my notarial seal the day and year last above written.

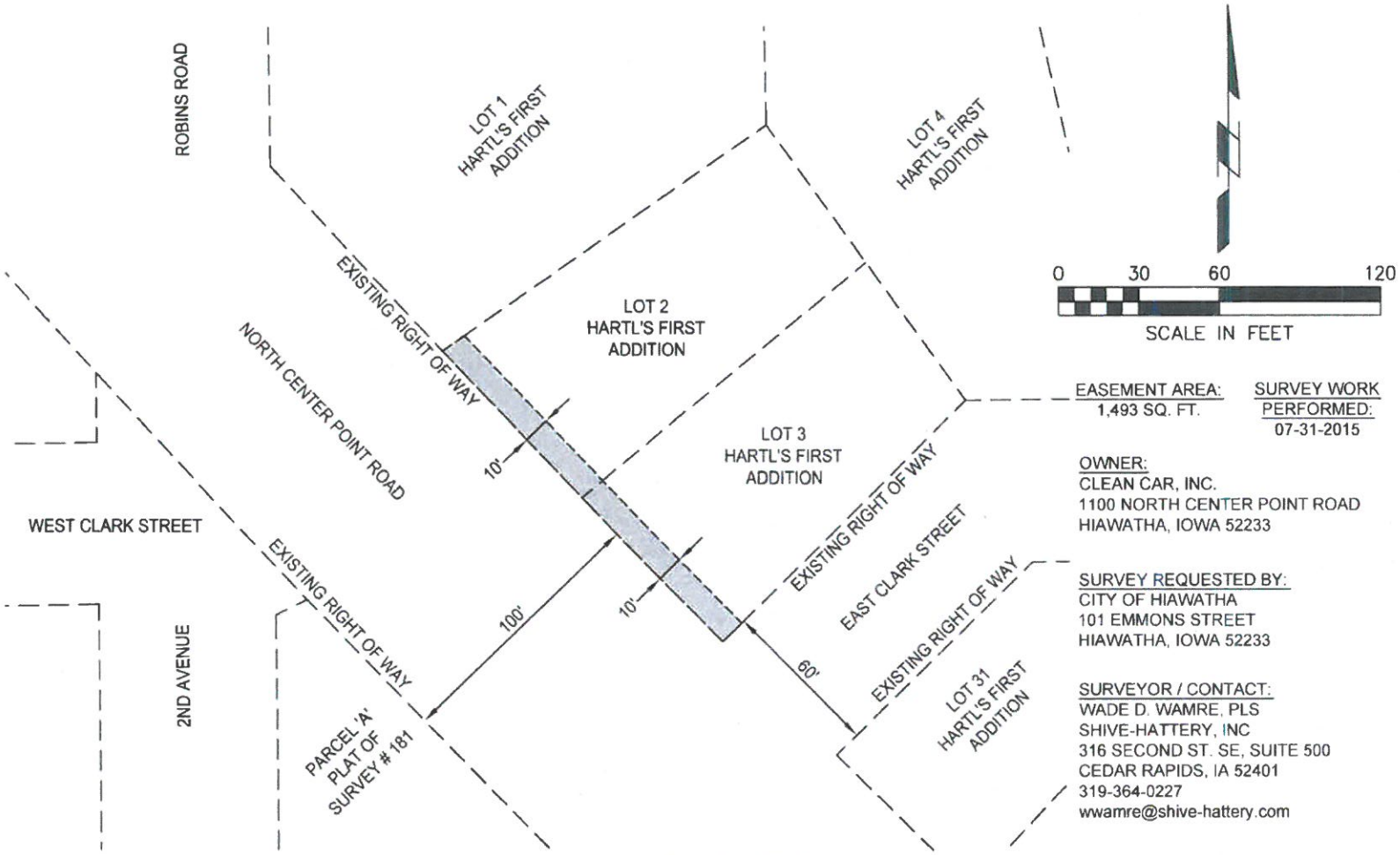
Kim Doub
Notary Public in and for Linn County, Iowa

95 North Center Point Road

918

EXHIBIT 'A'

TEMPORARY CONSTRUCTION EASEMENT
PART OF LOT 2 & LOT 3, HARTL'S FIRST ADDITION
TO HIAWATHA, IOWA



EASEMENT AREA:
1,493 SQ. FT.

SURVEY WORK PERFORMED:
07-31-2015

OWNER:
CLEAN CAR, INC.
1100 NORTH CENTER POINT ROAD
HIAWATHA, IOWA 52233

SURVEY REQUESTED BY:
CITY OF HIAWATHA
101 EMMONS STREET
HIAWATHA, IOWA 52233

SURVEYOR / CONTACT:
WADE D. WAMRE, PLS
SHIVE-HATTERY, INC
316 SECOND ST. SE, SUITE 500
CEDAR RAPIDS, IA 52401
319-364-0227
wwamre@shive-hattery.com

SURVEY LEGEND

- EXISTING LOT LINE
- EASEMENT LINE
- EASEMENT AREA

EASEMENT DESCRIPTION:

Part of Lots Two (2) and Three (3), Hartl's First Addition to Hiawatha, Iowa more particularly described as follows:

The Westerly 10 feet of Lots Two (2) and Three (3), Hartl's First Addition to Hiawatha, Iowa.

Said easement contains 1,493 SQ.FT., subject to easements and restrictions of record.

PROJECT NO. 2151330	SHEET NO. 1 OF 1
TEMPORARY CONSTRUCTION EASEMENT PART OF LOT 2 & LOT 3, HARTL'S FIRST ADDITION TO HIAWATHA, IOWA	
DATE 2/8/2016	SCALE 1"=60'
DRAWN cgn	FIELD BOOK 1227
APPROVED	REVISION

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TEMPORARY CONSTRUCTION EASEMENT

This instrument is made this 4/5/16 day of _____, 2016, by **JERAMY J. GORMAN**, Owner, (hereinafter referred to as GRANTOR) of the following described property,

Lot 7, Auditor's Plat No. 396, Linn County, Iowa

and

WHEREAS, the GRANTOR states he is the titleholder in fee simple of the real property known and described as set out above, and

WHEREAS, the City of Hiawatha proposes to grade, shape and seed improvements upon portions of the above real property owned by the GRANTOR, and

WHEREAS, the GRANTOR has agreed to give the City of Hiawatha, Iowa, a Temporary Construction Easement for the purpose of construction of the **"North Center Point Road/Emmons/Robins Road Intersection Project** including storm sewer construction, grading, tree removal, shaping, driveway removal and replacement, fence removal and replacement, and seeding, as applicable, upon portions of the real property of the GRANTOR, for consideration of $1.00 and other valuable consideration duly paid and acknowledged.

See attached Exhibit 'A'

THEREFORE, for the above consideration the GRANTOR hereby grants unto the City of Hiawatha, Iowa the Easement and rights herein described, which Easement and rights shall be binding upon the GRANTOR and successors and assigns of the GRANTOR.

GRANTEE agrees to restore the easement area in a timely manner including, but not limited to, the restoration of lawns by seeding, complete restoration of any driveways, fences or other structures modified as a requirement of the construction, upon completion of the construction or repairs.

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

By: Jeremy Gorman

By: _____

On this 5 day of April, 2016, before me a Notary Public in and for the County of Linn, State of Iowa, personally appeared Jeramy Gorman to me known to be the person(s) named in and who executed the foregoing instrument, and acknowledged that they have executed the same as their voluntary act and deed.

IN WITNESS WHEREOF I hereunto sign my name and affix my notarial seal the day and year last above written.

Kari Graber

Notary Public in and for Linn County, Iowa

114 OAK Street

TEMPORARY CONSTRUCTION EASEMENT

This instrument is made this 28th day of April, 2016, by **GODADDY.COM, LLC**, Owner, (hereinafter referred to as GRANTOR) of the following described property,

Lot 1, Hi-Tech First Addition to the City of Hiawatha, Linn County, Iowa

and

WHEREAS, the GRANTOR states he is the titleholder in fee simple of the real property known and described as set out above, and

WHEREAS, the City of Hiawatha proposes to grade, shape and seed improvements upon portions of the above real property owned by the GRANTOR, and

WHEREAS, the GRANTOR has agreed to give the City of Hiawatha, Iowa, a Temporary Construction Easement for the purpose of construction of the **"North Center Point Road/Emmons/Robins Road Intersection Project** including storm sewer construction, grading, tree removal, shaping, driveway removal and replacement, fence removal and replacement, and seeding, as applicable, upon portions of the real property of the GRANTOR, for consideration of $1.00 and other valuable consideration duly paid and acknowledged.

See attached Exhibit 'A'

THEREFORE, for the above consideration the GRANTOR hereby grants unto the City of Hiawatha, Iowa the Easement and rights herein described, which Easement and rights shall be binding upon the GRANTOR and successors and assigns of the GRANTOR.

GRANTEE agrees to restore the easement area in a timely manner including, but not limited to, the restoration of lawns by seeding, complete restoration of any driveways, fences or other structures modified as a requirement of the construction, upon completion of the construction or repairs.

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

By: Matt

By: _____

On this 28th day of APRIL, 2016, before me a Notary Public in and for the State of Arizona, personally appeared MATT KELPY to me known to be the person(s) named in and who executed the foregoing instrument, and acknowledged that they have executed the same as their voluntary act and deed.

IN WITNESS WHEREOF I hereunto sign my name and affix my notarial seal the day and year last above written.

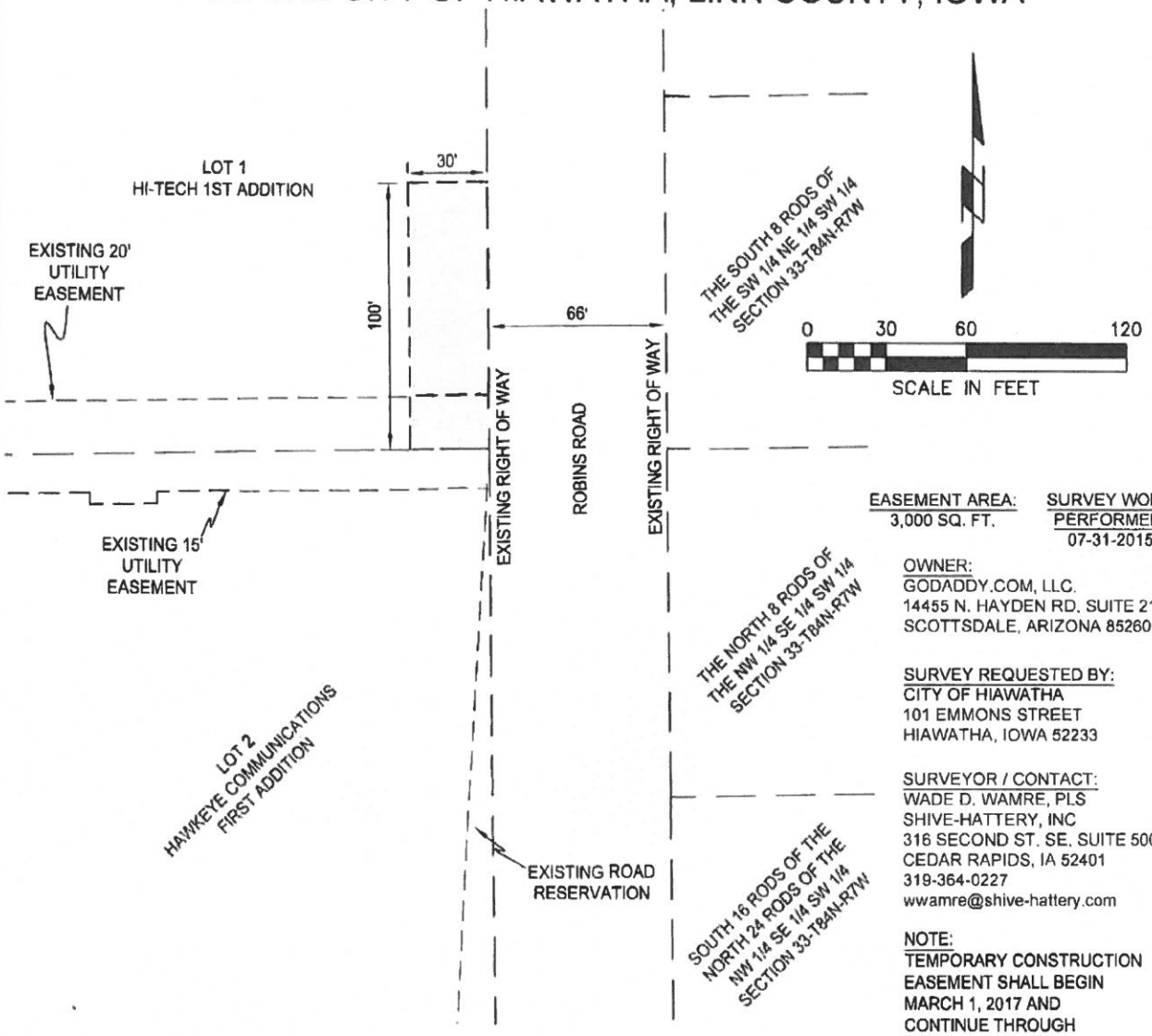
Martina P. Holt

Notary Public in and for State of Arizona

1 parsons Drive

EXHIBIT 'A'

TEMPORARY CONSTRUCTION EASEMENT
PART OF LOT 1, HI-TECH FIRST ADDITION
TO THE CITY OF HIAWATHA, LINN COUNTY, IOWA



EASEMENT AREA: 3,000 SQ. FT.

SURVEY WORK PERFORMED: 07-31-2015

OWNER:
GODADDY.COM, LLC.
14455 N. HAYDEN RD. SUITE 219
SCOTTSDALE, ARIZONA 85260

SURVEY REQUESTED BY:
CITY OF HIAWATHA
101 EMMONS STREET
HIAWATHA, IOWA 52233

SURVEYOR / CONTACT:
WADE D. WAMRE, PLS
SHIVE-HATTERY, INC
316 SECOND ST. SE, SUITE 500
CEDAR RAPIDS, IA 52401
319-364-0227
wwamre@shive-hattery.com

NOTE:
TEMPORARY CONSTRUCTION EASEMENT SHALL BEGIN MARCH 1, 2017 AND CONTINUE THROUGH NOVEMBER 30, 2017.

EASEMENT DESCRIPTION:

Part of Lot 1, Hi-Tech First Addition to the City of Hiawatha, Linn County, Iowa more particularly described as follows:

The East 30 feet of the South 100 feet, Lot 1, Hi-Tech First Addition to the City of Hiawatha, Linn County, Iowa.

Said easement contains 3,000 SQ.FT., subject to easements and restrictions of record.

SURVEY LEGEND

- EXISTING LOT LINE
- EASEMENT LINE
- EASEMENT AREA

SHIVE HATTERY

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TEMPORARY CONSTRUCTION EASEMENT PART OF LOT 1, HI-TECH FIRST ADDITION TO THE CITY OF HIAWATHA, LINN COUNTY, IOWA				PROJECT NO. 2151330
DATE	4/18/2016	SCALE	1"=60'	SHEET NO
DRAWN	cen	FIELD BOOK	1227	1 OF 1
APPROVED		REVISION		

DRAFT

RESOLUTION NO. 16-
City Council

RESOLUTION ACCEPTING TEMPORARY CONSTRUCTION EASEMENTS ON PORTIONS OF THIRTEEN(13) PROPERTIES IN CONNECTION WITH THE 2015-2017 EMMONS STREET/NORTH CENTER POINT ROAD/ROBINS ROAD INTERSECTION IMPROVEMENTS PROJECT

WHEREAS, the City of Hiawatha and (Owners / Grantors) of the properties addressed and legally described as follows:

- **55 Robins Residential Coop Inc., 55 Robins Road, Lot 11, Auditor's Plat No. 396, Linn County, Iowa**
- **PAKAR Management – 97 North Center Point Road, Lot 2, Hawkeye Communications First Addition to the City of Hiawatha, Linn County, Iowa**
- **PAKAR Management – 97 North Center Point Road, Lot 3, Hawkeye Communications First Addition to the City of Hiawatha, Linn County, Iowa**
- **Hiawatha American Legion Post 735 – 207 Robins Road, The North 8 Rods of the NW ¼ SE ¼ SW ¼ of Section 33-84-7, Linn County, Iowa, subject to Public Highway, locally known as 203, 205, and 207 Robins Road, Hiawatha, Iowa, 52233**
- **Alyce J. Ballard – 400 North Center Point Road, Part of the SW ¼ SW ¼ of Section 33-T84N-R7W, to Linn County, Iowa**
- **59-95 East Clark Street & 102 Oak Street Residential Cooperative Inc. – 102 Oak Street, Lot 9, Hartl's First Addition to Hiawatha, Iowa**
- **Max E. Hansen and Bonnie L. Hansen – 101 East Clark Street, Lot 10, Except the East 5 feet, Hartl's First Addition to Hiawatha, Iowa**
- **Structure Builders Inc. – 101 Fisher Street, Lot 10, Auditor's Plat No. 322, Linn County, Iowa**
- **Beulah M. Flatjord – 102 Fisher Street, Lot 11, Auditor's Plat No. 322, Linn County, Iowa**
- **Clean Car, Inc. – 95 North Center Point Road, Lots two (2) and three (3), Hartl's First Addition to Hiawatha, Iowa**
- **Jeramy J. Gorman – 114 Oak Street, Lot 7, Auditor's Plat No. 396, Linn County, Iowa**
- **Need easement 100 Center Point Road – Kinch**
- **GODADDY.COM, LLC - 1 Parsons Drive , Lot 1, Hi-Tech First Addition to the City of Hiawatha, Linn County, Iowa**

have entered into agreements for Temporary Construction Easements with the purpose of the construction of the 2015-2017 Emmons Street/North Center Point Road/Robins Road Intersection Improvements Project including storm sewer construction, grading, tree removal, shaping, driveway removal and replacement, fence removal and replacement, and seeding upon portions of the real properties owned by above listed Owners / Grantors, and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF HIAWATHA, IOWA, to accept the Temporary Construction Easements and restoration requirements as described in the attached Agreements between the City of Hiawatha and the eleven (11) Owners / Grantors listed above, for the purpose of storm sewer construction, grading,

DRAFT

tree removal, shaping, driveway removal and replacement, fence removal and replacement, and seeding upon portions of the real properties legally described as outlined above and as shown in attached Exhibits labeled 'A,' for consideration of $1.00 each duly paid and acknowledged and further authorize the Mayor and City Clerk to execute the Temporary Construction Easements and thereafter file with the City Engineer.

AYES:
NAYS:
ABSENT:

PASSED AND APPROVED this 4th day of May, 2016.

_____
Bill Bennett, Mayor

ATTEST:

_____
Kelly Kornegor, City Clerk