IN THE MATTER OF THE)
CONDEMNATION OF CERTAIN RIGHTS)
IN LAND LOCATED IN DELAWARE)
COUNTY, IOWA, BY THE CITY OF)
MANCHESTER, IOWA.)

SUMMONS TO THE
COMMISSIONERS
34 / Glenn & Joyce Chrystal

By: City of Manchester

To: Jim Burdick

An Application of Condemnor, having been presented to the Chief Judge of the Judicial District, requesting appointment of six (6) qualified persons as a Condemnation Commission:

WHEREAS, such an appointment has been filed in my office and whereas you have been selected and appointed as such a Condemnation Commissioner:

NOW THEREFORE, you are commanded to be and appear before the undersigned in the Office of the Sheriff of Delaware County, Iowa , in the courthouse at Manchester, Iowa, on the 18th day of January, 1990, at the hour 9:30 A.M., for the purpose of qualifying as such Commissioner, and proceed to view said premises and make an award of damages as by law provided, and FAIL NOT TO MAKE YOUR APPEARANCE UNDER PENALTY OF LAW.

Ronald Wilhelm, Sheriff
Delaware County, Iowa

BY: Tari Trapp, Deputy
Tari Trapp

James K. Burdick
(Commissioner's Signature)

12/28/89
(Date)

PLEASE RETURN THE ORIGINAL OF THIS SUMMONS WITH YOUR SIGNATURE BY RETURN MAIL
(IF YOU CANNOT SERVE, PLEASE CONTACT US BY TELEPHONE IMMEDIATELY)

IN THE MATTER OF THE CONDEMNATION OF CERTAIN RIGHTS IN LAND LOCATED IN DELAWARE COUNTY, IOWA, BY THE CITY OF MANCHESTER, IOWA.

SUMMONS TO THE COMMISSIONERS

34 / Glenn & Joyce Chrystal

By: City of Manchester

To: David Osterhaus

An Application of Condemnor, having been presented to the Chief Judge of the Judicial District, requesting appointment of six (6) qualified persons as a Condemnation Commission:

WHEREAS, such an appointment has been filed in my office and whereas you have been selected and appointed as such a Condemnation Commissioner:

NOW THEREFORE, you are commanded to be and appear before the undersigned in the Office of the Sheriff of Delaware County, Iowa, in the courthouse at Manchester, Iowa, on the 18th day of January, 1990, at the hour 9:30 A.M., for the purpose of qualifying as such Commissioner, and proceed to view said premises and make an award of damages as by law provided, and FAIL NOT TO MAKE YOUR APPEARANCE UNDER PENALTY OF LAW.

Ronald Wilhelm, Sheriff
Delaware County, Iowa

BY: Tari Trapp, Deputy
Tari Trapp

David C. Osterhaus
(Commissioner's Signature)

12-22-89
(Date)

PLEASE RETURN THE ORIGINAL OF THIS SUMMONS WITH YOUR SIGNATURE BY RETURN MAIL (IF YOU CANNOT SERVE, PLEASE CONTACT US BY TELEPHONE IMMEDIATELY).

IN THE MATTER OF THE CONDEMNATION OF CERTAIN RIGHTS IN LAND LOCATED IN DELAWARE COUNTY, IOWA, BY THE CITY OF MANCHESTER, IOWA.

SUMMONS TO THE COMMISSIONERS

34 / Glenn & Joyce Chrystal

By: City of Manchester

To: Larry Hillers

An Application of Condemnor, having been presented to the Chief Judge of the Judicial District, requesting appointment of six (6) qualified persons as a Condemnation Commission:

WHEREAS, such an appointment has been filed in my office and whereas you have been selected and appointed as such a Condemnation Commissioner:

NOW THEREFORE, you are commanded to be and appear before the undersigned in the Office of the Sheriff of Delaware County, Iowa, in the courthouse at Manchester, Iowa, on the 18th day of January, 1990, at the hour 9:30 A.M., for the purpose of qualifying as such Commissioner, and proceed to view said premises and make an award of damages as by law provided, and FAIL NOT TO MAKE YOUR APPEARANCE UNDER PENALTY OF LAW.

Ronald Wilhelm, Sheriff
Delaware County, Iowa

BY: Tari Trapp, Deputy
Tari Trapp

(Commissioner's Signature)

(Date)

PLEASE RETURN THE ORIGINAL OF THIS SUMMONS WITH YOUR SIGNATURE BY RETURN MAIL (IF YOU CANNOT SERVE, PLEASE CONTACT US BY TELEPHONE IMMEDIATELY)

IN THE MATTER OF THE CONDEMNATION OF CERTAIN RIGHTS IN LAND LOCATED IN DELAWARE COUNTY, IOWA, BY THE CITY OF MANCHESTER, IOWA.

SUMMONS TO THE COMMISSIONERS

34 / Glenn & Joyce Chrystal

By: City of Manchester

To: Donald Moorman

An Application of Condemnor, having been presented to the Chief Judge of the Judicial District, requesting appointment of six (6) qualified persons as a Condemnation Commission:

WHEREAS, such an appointment has been filed in my office and whereas you have been selected and appointed as such a Condemnation Commissioner:

NOW THEREFORE, you are commanded to be and appear before the undersigned in the Office of the Sheriff of Delaware County, Iowa, in the courthouse at Manchester, Iowa, on the 18th day of January, 1990, at the hour 9:30 A.M., for the purpose of qualifying as such Commissioner, and proceed to view said premises and make an award of damages as by law provided, and FAIL NOT TO MAKE YOUR APPEARANCE UNDER PENALTY OF LAW.

Ronald Wilhelm, Sheriff
Delaware County, Iowa

BY: Tari Trapp, Deputy
Tari Trapp

Donald Moorman
(Commissioner's Signature)

12-27-89
(Date)

PLEASE RETURN THE ORIGINAL OF THIS SUMMONS WITH YOUR SIGNATURE BY RETURN MAIL (IF YOU CANNOT SERVE, PLEASE CONTACT US BY TELEPHONE IMMEDIATELY)

IN THE MATTER OF THE)
CONDEMNATION OF CERTAIN RIGHTS)
IN LAND LOCATED IN DELAWARE)
COUNTY, IOWA, BY THE CITY OF)
MANCHESTER, IOWA.)

SUMMONS TO THE
COMMISSIONERS
34 / Glenn & Joyce Chrystal

By: City of Manchester

To: Robert Phillips

An Application of Condemnor, having been presented to the Chief Judge of the Judicial District, requesting appointment of six (6) qualified persons as a Condemnation Commission:

WHEREAS, such an appointment has been filed in my office and whereas you have been selected and appointed as such a Condemnation Commissioner:

NOW THEREFORE, you are commanded to be and appear before the undersigned in the Office of the Sheriff of Delaware County, Iowa, in the courthouse at Manchester, Iowa, on the 18th day of January, 1990, at the hour 9:30 A.M., for the purpose of qualifying as such Commissioner, and proceed to view said premises and make an award of damages as by law provided, and FAIL NOT TO MAKE YOUR APPEARANCE UNDER PENALTY OF LAW.

Ronald Wilhelm, Sheriff
Delaware County, Iowa

BY: Tari Trapp, Deputy
Tari Trapp

Robert D. Phillips
(Commissioner's Signature)

12-21-89
(Date)

PLEASE RETURN THE ORIGINAL OF THIS SUMMONS WITH YOUR SIGNATURE BY RETURN MAIL
(IF YOU CANNOT SERVE, PLEASE CONTACT US BY TELEPHONE IMMEDIATELY)

In the Matter of the Condemnation
of Real Estate for project designated
as: No. 34 (Chrystal)

By: City of Manchester, Iowa

OATH OF COMMISSIONERS

(See attached legal
description property)

State of Iowa)
Delaware County)

The undersigned, having been first duly sworn, each severally states that he or she is a resident of Delaware County, Iowa, and is a person possessing the required qualifications; that he or she is not interested in the matter of the Condemnation by the Condemnor, and of the matters having been described in the Application for Condemnation, or in any like question or matter; that he or she will, to the best of their ability, faithfully and impartially assess the damages for the condemnation of said property and/or easements thereof; and will make written reports to the Sheriff of Delaware County, Iowa. This oath is taken pursuant to the provisions of Section 472.7, 1966 Code of Iowa.

1. (Doris Supple, Chrmn.) 2. (Robert J. Philip) 3. (David Osterhaus)

4. (Larry Hillers) 5. (James Burdick) 6. (Donald Moorman)

State of Iowa)
Delaware County, Iowa)

The above is subscribed to and sworn to before me, the above named and signed persons, this 18 day of January, 1990.

R.W. Nieman, Clerk of Court
Delaware County, Iowa

RONALD WILHELM, SHERIFF
DELAWARE COUNTY, IOWA

TARI TRAPP, DEPUTY
DELAWARE COUNTY, IOWA

State of Iowa)
Delaware County, Iowa)

I hereby certify that I have on this 18th January, 1990 read aloud the written instructions for members of the Compensation Commission, submitted to me for this purpose by the Chief Justice of the Iowa Supreme Court. (Senate File 1171 - 63rd GA 2nd Session)

Ronald Wilhelm, Sheriff
Delaware County, Iowa

By: Tari Trapp
Tari Trapp, Deputy

PROPERTY DESCRIPTION

RIGHT OF WAY TO BE ACQUIRED
FROM GLEN CHRYSTAL

All that part of the South eighty (80.0) feet of Lot Thirteen (13) of the Subdivision of the East three-fourths (E 3/4) of the South one-half (S 1/2) of Section Thirty Two (32), Township Eighty Nine (89) North, Range Five (5), West of the Fifth P.M. lying East of the railroad right-of-way, also described as Lot Three (3) of Lot Thirteen (13) of the subdivision of East three-fourths (E 3/4) of South one-half (S 1/2) of Section Thirty Two (32), Township Eighty Nine (89) North, Range Five (5), West of the Fifth P.M.,

And Also, the North ten (10) feet of that part of Lot One (1) of the Subdivision of the North part of Sections Five (5) and Six (6), Township Eighty Eight (88) North, Range Five (5), West of the Fifth P.M., lying North of a line commencing at a point thirty nine (39) chains and seven (7) links South forty-five and one-half (45 1/2) degrees East from a rock representing the South-west corner of Lot Six (6) of the Subdivision of the East three-fourths (E 3/4) of South one-half (S 1/2) of Section Thirty Two (32), Township Eighty Nine (89) North, Range Five (5), West of the Fifth P.M.;

Said Lot three (3) of thirteen (13) and the North Ten (10) feet of part of said Lot one (1), more particularly described as follows:

Commencing at the Northwest Corner of said Section Five (5), thence North Eighty (80) feet to the Point of Beginning, thence East 1004.43 feet to the right of way of the county road, thence along said right of way South 36°-53"-40' East 112.54 feet, thence West parallel to the North line of Section 5, 1418.93 feet to the East line of the Chicago Central and Pacific Railroad Company right of way. Thence North 1°-13"-25' East along the East line of said railroad right of way 90.02 feet to the Northwest corner of said Lot Three (3) of Thirteen (13) thence East along the North line of said Lot Three (3) of Thirteen (13) 349.03 feet to the Point of Beginning. Said parcel containing a total of 3.10 acres including 2.78 acres in Lot Three (3) of Lot Thirteen (13) in Section Thirty-two (32) and 0.32 acres in the North Ten (10) feet of said part of Lot one (1) in Sections Five (5) and Six (6).

IN THE MATTER OF THE CONDEMNATION OF)
CERTAIN RIGHTS IN LAND LOCATED IN)
DELAWARE COUNTY, IOWA, BY THE CITY) REPORT OF COMPENSATION
OF MANCHESTER, IOWA) COMMISSION

Located in Delaware County, Iowa

Project No. 34 (Chrystal)

To: Ronald Wilhelm, Sheriff of Delaware County, Iowa

We the undersigned, being the duly appointed and qualified commissioners appointed to assess the damages sustained by the owners, lienholders, encumbrancers and other persons interested in the appropriation of certain specified rights as set forth and described in the Application filed in the above entitled matter respectfully report as follows:

That we proceeded to view the respective premises at the time or times fixed in the notice to persons interested therein and do hereby assess and appraise the damages which the respective persons will sustain by reason of the appropriation as follows:

PROJECT NAME	LAND & IMPROVEMENTS	CONSEQUENTIAL DAMAGES	TOTAL AWARD	CONDEMNEES' ATTY. FEES AND COSTS
#34 Chrystal	$	$	$ 12,400.00	$ 900.00

Respectfully reported at Manchester, Iowa, this 18 day of January, 1990

Doris Supple
Doris Supple, Chairman

Jim Burdick
Jim Burdick

Robert Phillips
Robert Phillips

Donald Moorman
Donald Moorman

Larry Hillers
Larry Hillers

David Osterhaus
David Osterhaus

I certify that the above amounts are legally payable to each claimant and that the claim is correct and just and that payment has not been received.

Filed in my office at Manchester, Iowa, this 18th day of January, 1990.

Ronald W. Wilhelm
Ronald Wilhelm, Sheriff
Delaware County, Iowa

IN THE MATTER OF THE CONDEMNATION)
OF CERTAIN RIGHTS IN LAND LOCATED)
IN DELAWARE COUNTY, IOWA, BY THE)
CITY OF MANCHESTER, IOWA.)

ENDORSEMENT OF SHERIFF
OF MAILING OF NOTICE OF
APPRAISEMENT OF DAMAGES
AND TIME FOR APPEAL

Located in Delaware County, Iowa

Project No. 34 (Chrystal)

****

I, the undersigned, Sheriff of Delaware County, Iowa, hereby endorse and certify to the Report of Compensation Commission; appearing upon the opposite side hereof that I have mailed by ordinary mail on this 18th day of January, 1990, the attached Notices of Appraisement of Damages and Time For Appeal to each of the persons to which they are addressed.

You are further notified that pursuant to 472.18 of the Code of Iowa, you may within thirty (30) days from the mailing of this notice appeal to the District Court as by law provided.

Ronald Wilhelm

Ronald Wilhelm, Sheriff
Delaware County, Iowa

AFFIDAVIT OF FINAL OFFER

STATE OF IOWA)
) SS:
COUNTY OF BUCHANAN)

I, Steven K. Ristvedt, being first duly sworn on oath do depose and state that I am the City Attorney for the City of Manchester, Iowa; that as City Attorney I have represented the City of Manchester in the acquisition of a parcel of real estate from Glen H. and Joyce M. Chrystal for street right-of-way; that in the negotiations with Glen H. Chrystal and Joyce M. Chrystal the final offer made by the City of Manchester for purchase of the property was in the total sum of Five Thousand Eight Hundred Dollars and No Cents ($5,800.00). That this affidavit is made in compliance with Iowa Code Section 472.33.

Steven K. Ristvedt
Attorney
City of Manchester, Iowa

Subscribed and sworn to before me by Steven K. Ristvedt this 17th day of January, 1990.

MARY KAY JOHNSON
MY COMMISSION EXPIRES
10-10-91

Notary Public in and for the
State of Iowa

CONDEMNATION COMMISSIONERS STATEMENT

To the Sheriff of DELAWARE County

I certify that my fee and expenses as a member of the commission in the matter of the condemnation of certain real estate or rights to real estate for Project No. #34/Glenn & Joyce Chrystal, held on the 18th day of January, 1990, are as follows and that these claims are due, just and unpaid.

1 day service at $50.00 . . . . . $ 50.00

36 miles at $.21 . . . . . $ 7.56

1 meals . . . . . $ 3.86

Signed this 18th day of January, 1990.

$61.42

COMMISSIONER Doris Supple/Chairman

1/30/90
2406

GUEST CHECK

TABLE NO.	NO. PERSONS	CHECK NO.	SERVER NO.
FK		749336	

BC Breast Sand 2 30

Hot tea 45

286
1.00
3.86

Tax

Doris Supple

TAX

9615

Book 1, Page 207

CONDEMNATION COMMISSIONERS STATEMENT

To the Sheriff of DELAWARE County

I certify that my fee and expenses as a member of the commission in the matter of the condemnation of certain real estate or rights to real estate for Project No. #34/Glenn & Joyce Chrystal held on the 18th day of January, 1990, are as follows and that these claims are due, just and unpaid.

1 day service at $50.00 . . . . . $ 50.00

22 miles at $.21 . . . . . $ 4.62

1 meals . . . . . $ 4.43

Signed this 18 day of January, 1990.

#59.05

Robert J. Phillips
COMMISSIONER Robert Phillips

1/30/90
2407

GUEST CHECK

TABLE NO.	NO. PERSONS	CHECK NO.	SERVER NO.
PP		749335	

Lunch	1	95
Fries		95
Caf		40
Bob Phillips		
4.43		
Tip	1	00
	9	43
TAX		

CONDEMNATION COMMISSIONERS STATEMENT

To the Sheriff of DELAWARE County

I certify that my fee and expenses as a member of the commission in the matter of the condemnation of certain real estate or rights to real estate for Project No. #34/Glenn & Joyce Chrystal, held on the 18th day of January, 1990, are as follows and that these claims are due, just and unpaid.

1 day service at $50.00 . . . . . $ 50.00

24 miles at $.21 . . . . . $ 5.04

1 meals . . . . . $ 4.53

Signed this 18th day of January, 1990.

$59.57

COMMISSIONER Larry Hillers

1/30/90
2408

GUEST CHECK

TABLE NO.	NO. PERSONS	CHECK NO.	SERVER NO.
FR		749330	

Special Fees 2.99

CK 40

TAX

Book 1, Page 207

CONDEMNATION COMMISSIONERS STATEMENT

To the Sheriff of DELAWARE County

I certify that my fee and expenses as a member of the commission in the matter of the condemnation of certain real estate or rights to real estate for Project No. #34/Glenn & Joyce Chrystal held on the 18th day of January, 19 90, are as follows and that these claims are due, just and unpaid.

1	day service at $50.00	$ 50.00
36	miles at $.21	$ 7.56
1	meals	$ 4.58

Signed this 18th day of JAN., 19 90.

Jim Burdick $62.14

COMMISSIONER Jim Burdick

1/30/90
2409

1 GUEST CHECK

TABLE NO.	NO. PERSONS	CHECK NO.	SERVER NO.
FC		749332	

Special 2 99
Fries
Coke 45

3.58 TTL
+ 1.00
4.58

Jim Burdick

TAX

3816

CONDEMNATION COMMISSIONERS STATEMENT

To the Sheriff of DELAWARE County

I certify that my fee and expenses as a member of the commission in the matter of the condemnation of certain real estate or rights to real estate for Project No. #34/Glenn & Joyce Chrystal, held on the 18 day of January, 1990, are as follows and that these claims are due, just and unpaid.

1	day service at $50.00	$ 50.00
20	miles at $.21	$ 4.20
1	meals	$ 3.53

Signed this 18 day of Jan., 1990.

#57.73

Donald Moorman

COMMISSIONER Donald Moorman

1/30/90
2410

GUEST CHECK

TABLE NO.	NO. PERSONS	CHECK NO.	SERVER NO.
EC		749331	

Special Visit 1 99
Cof 4.0
3.53
Donald Moorman
1 99
AT
3 6 9
3 3 4 9
TAX

3616

CONDEMNATION COMMISSIONERS STATEMENT

To the Sheriff of DELAWARE County

I certify that my fee and expenses as a member of the commission in the matter of the condemnation of certain real estate or rights to real estate for Project No. #34/Glenn & Joyce Chrystal, held on the 18th day of January, 19 90, are as follows and that these claims are due, just and unpaid.

_____ day service at $50.00 . . . . . $ 50.00

40 miles at $.21 . . . . . $ 8.40

_____ meals . . . . . $ 5.56

Signed this 18 day of January, 19 90.

#63.96

David C Osterhaus
COMMISSIONER David Osterhaus

1/30/90
2411

GUEST CHECK

TABLE NO.	NO. PERSONS	CHECK NO.	SERVER NO.
FC		749334	

Gue Special	4 95
c/f	40
5.56	
David C Osterhaus	
TAX	

3616

IN THE MATTER OF THE CONDEMNATION)
OF CERTAIN RIGHTS IN LAND LOCATED)
IN DELAWARE COUNTY, IOWA, BY THE) SHERIFF'S CERTIFICATION
CITY OF MANCHESTER, IOWA.) AS TO AWARDS AND COSTS

IN DELAWARE COUNTY, IOWA)
PROECT NO. 34 (Chrystal))

THE ORIGINAL CERTIFIED APPLICATION FOR CONDEMNATION IS RECORDED IN BOOK 1, PAGE 153, OR INSTRUMENT NUMBER _____, AND DATED November 17, 1989.

TO: City of Manchester, Iowa

I certify that the Commissioners in the above entitled cause convened at Manchester, Iowa, on the 18 day of January, 1990, and thereupon proceeded to view the premises and said Commissioners did thereafter on the 18th day of January, 1990, file their report in my office awarding damages as follows:

NAMES OF CONDEMNEES	AWARD	ATTORNEY FEES AND COSTS
Chrystal #34	$ $12,400.00	$900.00
TOTAL DAMAGES AWARDED	$ 12,400.00	$ $900.00

I certify that the costs incident to this proceeding have been taxed as follows:

Serving Notices as listed below:

Date:	Names of Condemnees Served	Fee	Mileage	Rate .21	Amount	Total
1-5-90	Glen Chrystal	$10.00			$1.00	$11.00
1-5-90	Joyce Chrystal	5.00				5.00

Sub Total: $ $16.00

Sheriff, Summoning and attending Commissioners 63.00
Sheriff, Mileage while attending Commissioners ____ miles @ .21 = 1.00
Copies 3.00
TOTAL $83.00

1/30/90
1018

Ronald Wilhelm
RONALD WILHELM, SHERIFF
DELAWARE COUNTY, IOWA

COMMISSIONERS' COSTS

Doris Supple/Chairman of Hopkinton, Iowa

1	day service	$ 50.00
36	miles @ .21	7.56
1	meals	3.86
	TOTAL:	$ 61.42

1/30/90 2406

Robert Phillips of Greeley, Iowa

1	day service	$ 50.00
22	miles @ .21	4.62
1	meals	4.43
	TOTAL:	$ 59.05

1/30/90 240

Larry Hillers of Delhi, Iowa

1	day service	$ $50.00
24	miles @ .21	5.04
1	meals	4.53
	TOTAL:	59.57

1/30/9 240

Jim Burdick of Hopkinton, Iowa

1	day service	$ 50.00
36	miles @ .21	7.56
1	meals	4.58
	TOTAL:	$ 62.14

1/3 240

Donald Moorman of Manchester, Iowa

1	day service	$ 50.00
20	miles @ .21	4.20
1	meals	3.53
	TOTAL:	$ 57.73

1/30 241

David Osterhaus of Earlville, Iowa

1	day service	$ 50.00
40	miles @ .21	8.40
1	meals	5.56
	TOTAL:	$ 63.96

1/ 2

I certify that the foregoing amounts are legally payable to each claimant and that the claim is correct and just and that payment has not been received.

Dated this 18 day of January, 1990.

Ronald Wilhelm
Ronald Wilhelm, Sheriff
Delaware County, Iowa

310-1884
DELAWARE COUNTY IOWA
FILED
FEB 23 PM 3 12
1 PAGE 207
JOAN SHEPPARD
RECORDER
$200.00

City of Manchester
to
Glenn H. Chryst
etal

Pd by City ✓