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FILED NO. 1858
BOOK 135 PAGE 489
96 JAN -5 AM 10:36
MICHELLE UTSLER
RECORDER
MADISON COUNTY, IOWA

In the Matter of the Condemnation of Certain Rights
in Land by the Iowa Department of Transportation
for the Improvement of

Primary Road No. 92 east
of the City of Winterset
located in Madison County, Iowa

APPLICATION TO THE CHIEF JUDGE
OF THE 5th JUDICIAL DISTRICT
FOR THE APPOINTMENT OF A
COMMISSION TO APPRAISE DAMAGES

Project No. FN-92-4(15)--21-61 Group "H"

TO: Arthur E. Gamble, Chief Judge, 5th Judicial District including Madison County, Iowa.

Comes now the Iowa Department of Transportation and states that the public interest requires that certain rights be acquired in Agricultural land by Condemnation proceedings. The Iowa Department of Transportation, acting on behalf of the State of Iowa and/or its political subdivisions, has not been able to secure rights in lands by purchase and conveyance for the improvement of roads and streets. In accordance with Sec. 6B.3 the Code of Iowa, the following is set forth:

Description: The lands and/or property rights sought to be condemned or affected are described on the attached Notice of Condemnation which is made a part of this Application.

Plat: The location of the right of way or other property rights sought to be condemned or affected are shown on the plat(s) attached to and a part of the attached Notice of Condemnation.

Names and Addresses: The names and addresses of the record owners, lienholders, encumbrancers, and other persons affected by this proceeding are listed on the attached Notice of Condemnation.

Purpose: The Department of Transportation desires the rights specified in the lands sought to be condemned for road right of way and/or access control and/or for highway drainage and/or obtaining and removing gravel or other suitable material for the improvement and/or maintenance of roads and streets within the State of Iowa.

Agricultural land: A part of the lands sought to be appropriated may be classified as Class I or Class II within an agricultural area and, if so classified, is reasonably necessary for this internal improvement.

Request: NOW, THEREFORE, the Iowa Department of Transportation hereby requests the appointment of a compensation commission of six qualified persons to view the premises and appraise the damages which the owners, lienholders, encumbrancers, and other persons affected will sustain by reason of this Condemnation.

Dated at Ames, Iowa, this 27 day of December, 1995.

IOWA DEPARTMENT OF TRANSPORTATION
DAVID A. FERREE
Special Assistant Attorney General
and General Counsel to the Iowa DOT

ROBERT G. NORTH
Right of Way Director

By Bernie Jorgensen
Condemnation Unit Coordinator

Filed in my office at Des Moines, Iowa, this 2 day of Jan, 1996.

Arthur E. Gamble
Arthur E. Gamble
Chief Judge of the 5th Judicial District
including Madison County, Iowa.

I certify that this Application for Condemnation has been approved by the Chief Judge.

Bernie Jorgensen
Condemnation Unit Coordinator

1/31/96

*For Condemnation, See
Road 92-135-792
9-28-96*

In the Matter of the Condemnation of
Certain Rights in Land by the Iowa
Department of Transportation for the
Improvement of

Primary Road No. 92 east

NOTICE

of the City of Winterset

located in Madison County, Iowa

Project No. FN-92-4(15)-21-61

Group "H"

TO:

Philip A. Cameron, also known as Philip Cameron, R.R. #1, Winterset, Iowa

Ruth Cameron, also known as Ruth M. Cameron, R.R. #1, Winterset, Iowa

Trustees of the Thomas D. Gregg Fund, c/o James E. Van Werden, 1009 Main Street, Adel, Iowa

United States of America, c/o Don C. Nickerson, U.S. Attorney, Southern District, 115 U.S. Courthouse, Des Moines, Iowa

U.S. West Communications, Inc., formerly known as Northwestern Bell Telephone Company, c/o C T Corporation System, Registered Agent, 2222 Grand Avenue, Des Moines, Iowa

Hawkeye Land Company, c/o Joe H. Harris, Registered Agent, 800 Stickle Drive, N.E., Cedar Rapids, Iowa
Madison County, Iowa, c/o County Auditor, Winterset, Iowa

and to all other persons, companies or corporations having any interest in or owning any of the following described real estate:

The NW $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$, and part of the SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$ and NE $\frac{1}{4}$ NE $\frac{1}{4}$ in Sec. 26, T76N, R27W of the 5th P.M., Madison County, Iowa.

You, and each of you, are hereby notified that the State of Iowa and Madison County, Iowa, desire certain rights in land more specifically described as follows and shown with reference to their location as to lands affected on the plats Exhibits "A" (1 of 4), (2 of 4), (3 of 4), (4 of 4) and Exhibit "B" (1 of 2) and (2 of 2) (Total Ownership Plat Only) attached hereto and to the Application filed with the Chief Judge of the Judicial District containing Madison County, Iowa, and in the Office of the Sheriff of Madison County, Iowa, to which you are referred:

Madison County Project No. FN-92-4(15)-21-61

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Philip A. Cameron, et ux (Parcel 36)

Continued on next page.

The easement for highway purposes sought to be appropriated for the use and benefit of the State of Iowa is in land described as follows:

A parcel of land located in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ and in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 26, T76N, R27W of the 5th P.M., Madison County, Iowa, as shown on the plat Exhibit "A" (1 of 4) attached hereto and by reference made a part hereof.

Said parcel is described as follows:

Commencing at the W $\frac{1}{4}$ Corner of said Sec. 26; thence S2 $^{\circ}$ 05'49"E, 1246.19 ft. along the west line of the SW $\frac{1}{4}$ of said Sec. 26 to a point on the present southerly right of way line of Primary Road No. 92; thence northeasterly 147.97 ft. along said present southerly right of way line, along a 1399.39 foot radius curve, concave southeasterly and having a chord bearing N69 $^{\circ}$ 13'00"E, 147.90 ft.; thence N72 $^{\circ}$ 14'45"E, 532.17 ft. along said present southerly right of way line to the southeast corner of Parcel "C", the Point of Beginning; thence continuing N72 $^{\circ}$ 14'45"E, 971.73 ft. along said present southerly right of way line; thence northeasterly 396.88 ft. along a 1942.86 foot radius curve, concave northwesterly and having a chord bearing N66 $^{\circ}$ 23'38"E, 396.19 ft. to a point on the present northerly right of way line of the east-west Local Road in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Sec. 26; thence N88 $^{\circ}$ 20'45"E, 159.35 ft. along said present northerly right of way line; thence northeasterly 549.94 ft. along a 1999.86 foot radius curve, concave northwesterly and having a chord bearing N47 $^{\circ}$ 52'16"E, 548.20 ft.; thence N38 $^{\circ}$ 27'08"E, 136.70 ft. to a point on the east line of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Sec. 26; thence N1 $^{\circ}$ 37'40"W, 187.20 ft. along said east line to the northeast corner thereof; thence S88 $^{\circ}$ 38'55"W, 102.24 ft. along the north line of said NE $\frac{1}{4}$ SW $\frac{1}{4}$; thence S37 $^{\circ}$ 19'02"W, 209.27 ft.; thence N84 $^{\circ}$ 19'53"W, 97.94 ft.; thence S43 $^{\circ}$ 19'40"W, 90.30 ft.; thence S26 $^{\circ}$ 11'56"W, 304.56 ft.; thence southwesterly 386.39 ft. along an 1844.86 foot radius curve, concave northwesterly and having a chord bearing S59 $^{\circ}$ 49'40"W, 385.68 ft.; thence S73 $^{\circ}$ 39'40"W, 306.29 ft.; thence S72 $^{\circ}$ 14'45"W, 199.88 ft.; thence S1 $^{\circ}$ 51'39"E, 5.21 ft. to a point on the present northerly right of way line of Primary Road No. 92; thence S72 $^{\circ}$ 14'45"W, 384.78 ft. along said present northerly right of way line; thence S79 $^{\circ}$ 35'26"W, 234.74 ft. to a point on the east line of said Parcel "C"; thence S1 $^{\circ}$ 51'22"E, 117.50 ft. along said east line to the southeast corner thereof, said corner being on the present southerly right of way line of Primary Road No. 92, the Point of Beginning, excepting therefrom present easements of record; containing 2.89 acres, exclusive of said exceptions.

Also, a parcel of land located in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ and in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 26, T76N, R27W of the 5th P.M., Madison County, Iowa, as shown on the plat Exhibit "A" (2 of 4) attached hereto and by reference made a part hereof.

Said parcel is described as follows:

Madison County Project No. FN-92-4(15)--21-61
Philip A. Cameron, et ux (Parcel 36)
Continued on next page.

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Madison County Project No. FN-92-4(15)--21-61
Philip A. Cameron, et ux (Parcel 36)

Page 3

Commencing at the SE Corner of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of said Sec. 26; thence N0°53'22"W, 122.26 ft. along the east line of the NE $\frac{1}{4}$ of said Sec. 26 to a point on the present southeasterly right of way line of Primary Road No. 92; thence southwesterly 134.92 ft. along said present southeasterly right of way line on a 1399.40 foot radius curve, concave southeasterly and having a chord bearing S76°58'15"W, 134.87 ft.; thence S74°12'31"W, 1215.44 ft. along said present southeasterly right of way line to a point on the east line of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of said Sec. 26, the Point of Beginning; thence continuing S74°12'31"W, 131.15 ft. along said present southeasterly right of way line; thence southwesterly 1055.48 ft. along said present southeasterly right of way line on a 1399.39 foot radius curve, concave southeasterly and having a chord bearing S52°36'04"W, 1030.64 ft.; thence S30°59'37"W, 515.60 ft. along said present southeasterly right of way line; thence southwesterly 27.71 ft. along said present southeasterly right of way line on a 1942.86 foot radius curve, concave southeasterly and having a chord bearing S31°24'08"W, 27.71 ft. to a point on the south line of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of said Sec. 26; thence S88°38'55"W, 152.25 ft. along said south line, and the south line of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Sec. 26; thence N37°19'02"E, 416.73 ft. to a point on the present northwesterly right of way line of Primary Road No. 92; thence N30°59'37"E, 210.46 ft. along said present northwesterly right of way line; thence northeasterly 448.48 ft. along said present northwesterly right of way line on a 1482.39 foot radius curve, concave southeasterly and having a chord bearing N39°39'38"E, 446.77 ft.; thence N48°19'52"E, 135.18 ft.; thence northeasterly 736.08 ft. on a 2029.86 foot radius curve, concave southeasterly and having a chord bearing N58°43'50"E, 732.06 ft. to a point on the east line of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of said Sec. 26; thence S1°15'26"E, 194.92 ft. along said east line to a point on the present southeasterly right of way line of Primary Road No. 92, the Point of Beginning, excepting therefrom present easements of record; containing 1.09 acres, exclusive of said exceptions.

Also, a parcel of land located in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ and in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 26, T76N, R27W of the 5th P.M., Madison County, Iowa, as shown on the plat Exhibit "A" (3 of 4) attached hereto and by reference made a part hereof.

Said parcel is described as follows:

Commencing at the SE Corner of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of said Sec. 26; thence N0°53'22"W, 122.26 ft. along the east line of the NE $\frac{1}{4}$ of said Sec. 26 to a point on the present southerly right of way line of Primary Road No. 92; thence southwesterly 134.92 ft. along said present southerly right of way line on a 1399.40 foot radius curve, concave southeasterly and having a chord bearing S76°58'15"W, 134.87 ft.; thence S74°12'31"W, 406.70 ft. along said present southerly right of way line to the Point of Beginning; thence continuing S74°12'31"W, 808.74 ft. along said present southerly right of way line to a point on the west line of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of said Sec. 26; thence N1°15'26"W, 194.92 ft. along said west line; thence northeasterly 361.84 ft. along a 2029.86 foot radius curve, concave southerly and having a chord bearing N74°13'33"E, 361.36 ft.; thence N79°53'55"E, 439.22 ft.; thence S0°53'22"E, 150.07 ft. to the Point of Beginning, excepting therefrom present easements of record; containing 1.78 acres, exclusive of said exceptions.

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Philip A. Cameron, et ux (Parcel 36)
Continued on next page.

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The easement for highway purposes sought to be appropriated for the use and benefit of Madison County, Iowa, is in land described as follows:

A parcel of land located in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 26, T76N, R27W of the 5th P.M., Madison County, Iowa, as shown on the plat Exhibit "A" (4 of 4) attached hereto and by reference made a part hereof.

Commencing at the W $\frac{1}{4}$ Corner of said Sec. 26; thence S2°05'49"E, 1246.19 ft. along the west line of the SW $\frac{1}{4}$ of said Sec. 26 to a point on the present southerly right of way line of Primary Road No. 92; thence northeasterly 147.97 ft. along said present southerly right of way line on a 1399.39 foot radius curve, concave southeasterly and having a chord bearing N69°13'00"E, 147.90 ft.; thence N72°14'45"E, 1503.89 ft. along said present southerly right of way line; thence northeasterly 396.88 ft. along said present southerly right of way line on a 1942.86 foot radius curve, concave northwesterly and having a chord bearing N66°23'38"E, 396.19 ft. to a point on the present northerly right of way line of the east-west Local Road in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Sec. 26; thence N88°20'45"E, 159.35 ft. along said present northerly right of way line to a point on the southeasterly line of the land sought by easement for the use and benefit of the State of Iowa and as shown on said plat Exhibit "A" (1 of 4), the Point of Beginning; thence continuing N88°20'45"E, 504.86 ft. along said present northerly right of way line to a point on the east line of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Sec. 26; thence N1°37'40"W, 22.97 ft. along said east line; thence northwesterly 349.72 ft. along a 708.94 foot radius curve, concave northeasterly and having a chord bearing N74°31'42"W, 346.18 ft. to a point on said southeasterly line; thence southwesterly 214.33 ft. along said southeasterly line on a 1999.86 foot radius curve, concave northwesterly and having a chord bearing S52°40'43"W, 214.22 ft. to a point on said present northerly right of way line, the Point of Beginning; containing 0.69 acre.

In connection with this condemnation proceeding it is specifically provided as follows:

1. Any and all improvements, including fences, if any, located wholly within the land sought by easement for highway purposes are condemned in their entirety.
2. The State of Iowa shall have a right of temporary easement, for the specific purpose of constructing entrances, in land described as follows and as shown on the plat Exhibit "B" (1 of 2) attached hereto and by reference made a part hereof:

Commencing at the SW Corner of said Sec. 26; thence N2°05'49"W, 1883.92 ft. along the west line of the SW $\frac{1}{4}$ of said Sec. 26; thence N87°54'11"E, 1452.07 ft. to the Point of Beginning; thence N17°45'19"W, 15.10 ft.; thence N72°10'51"E, 44.69 ft.; thence S17°56'02"E, 16.25 ft. to a point on the northwesterly line of said land sought by easement for the use and benefit of the State of Iowa and as shown on said plat Exhibit "A" (1 of 4); thence S73°39'40"W, 44.75 ft. on said northwesterly line to the Point of Beginning.

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Also, commencing at the N¼ Corner of said Sec. 26; thence S1°37'40"E, 3195.60 ft. along the east line of the W½ of said Sec. 26; thence S88°22'20"W, 188.87 ft. to a point on the northerly line of the land sought by easement for the use and benefit of Madison County, Iowa, and as shown on said plat Exhibit "A" (4 of 4), the Point of Beginning; thence westerly 92.80 ft. along said northerly line along a 708.94 foot radius curve, concave northerly and having a long chord bearing N69°19'29"W, 92.73 ft.; thence N24°25'31"E, 30.00 ft.; thence S69°19'29"E, 88.81 ft.; thence S16°55'31"W, 30.00 ft. to the Point of Beginning.

3. Any drain tile lines, or outlets, which are located within the land being acquired under this proceeding, and are damaged or destroyed by highway construction, shall be relocated, replaced or restored by the condemnor and at no expense to the condemnees, and the State of Iowa shall have a right of temporary easement as necessary over condemnees' remaining property for the specific purpose of effecting such relocation, replacement or restoration.
4. The areas sought to be appropriated by temporary easement, for the specific purpose of constructing entrances, relocating, replacing, or restoring tile, if any, are reserved to the condemnees until the actual date said areas are required for construction of this highway improvement. Also, said temporary easement rights shall terminate immediately upon completion of the operations for which said rights are sought and in no event later than the completion of this highway improvement.

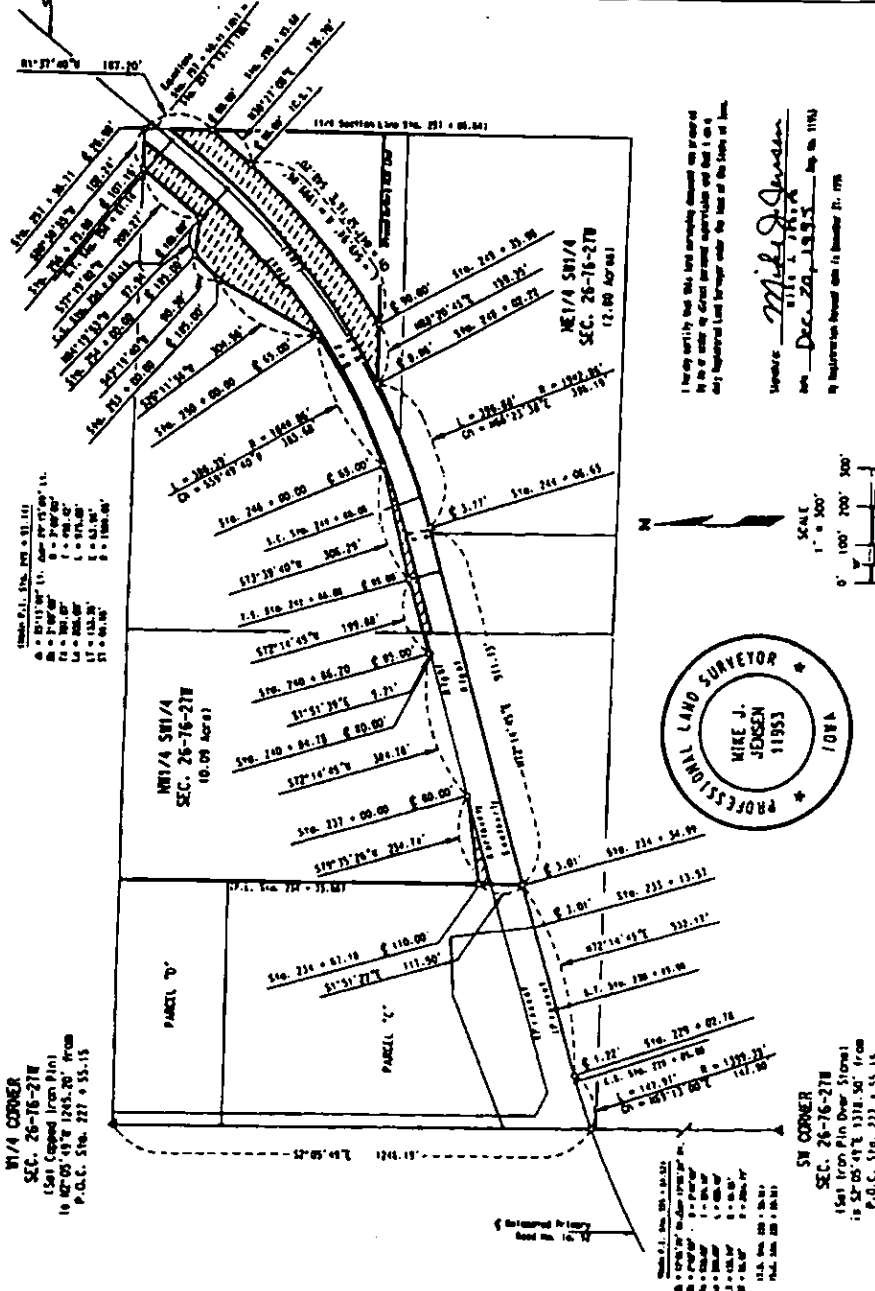
Madison County Project No. FN-92-4(15)--21-61
Philip A. Cameron, et ux (Parcel 36)

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IOWA DEPARTMENT OF TRANSPORTATION
ACQUISITION PLAT 1 OF 4
EXHIBIT "A"



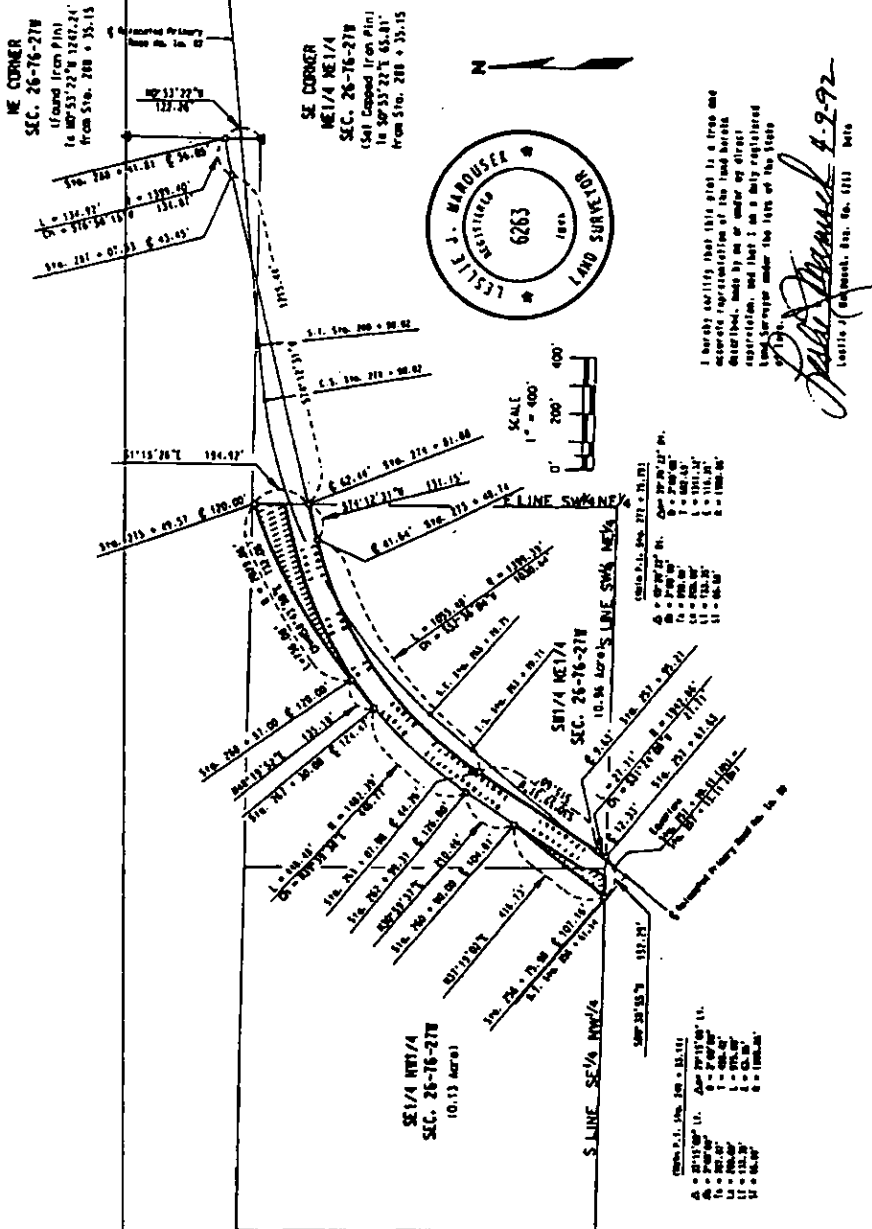
COUNTY MADISON STATE CONTROL NO. 61-0800
PROJECT NO. FN-92-4(16)--21-01 PARCEL NO. 38
SECTION 28 TOWNSHIP 76 N RANGE 27 W
ROW - FEE _____ AC. EASE 2.89 AC. EXCESS - FEE _____ AC
ACQUIRED ACCESS RIGHTS FROM STA. _____ TO STA. _____ MAIN LINE _____ SIDE
ACQUIRED ACCESS RIGHTS FROM STA. _____ TO STA. _____ SIDE ROAD _____ SIDE
ACQUIRED FROM PHILIP A. CAMERON, ET UX



IOWA DEPARTMENT OF TRANSPORTATION
ACQUISITION PLAT 2 OF 4
EXHIBIT 'A'



COUNTY	MADISON	STATE CONTROL NO.	61-0800
PROJECT NO.	FN-92-4(15)--21-B1	PARCEL NO.	38
SECTION	26	TOWNSHIP	76 N
ROW-FEE		RANGE	27 W
ACQUIRED FROM	PHILIP A. CAMERON, ET UX	AC. EASE	1.09
		AC. EXCESS - FEE	



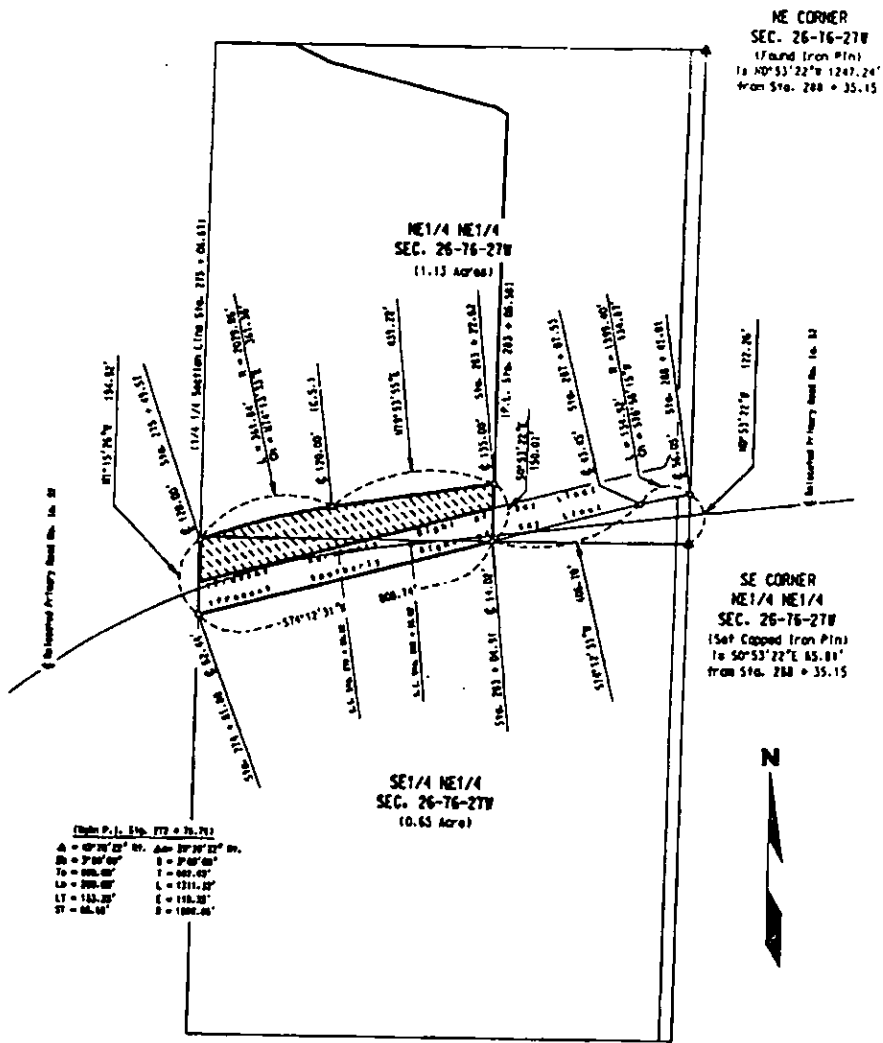
4

CDP Form 1
Revised 1-82



IOWA DEPARTMENT OF TRANSPORTATION
ACQUISITION PLAN 3 OF 4
EXHIBIT "A"

COUNTY	MADISON		STATE CONTROL NO.	61-0800
PROJECT NO.	FN-02-4(15)--21-61		PARCEL NO.	36
SECTION	28	TOWNSHIP	78N	RANGE
ROW-FEE	AC. EASE		1.78	AC. EXCESS - FEE
ACQUIRED FROM	PHILIP A. CAMERON, ET UX			



I hereby certify that this plat is a true and accurate representation of the land herein described, made by me or under my direct supervision, and that I am a duly registered Land Surveyor under the laws of the State of Iowa.

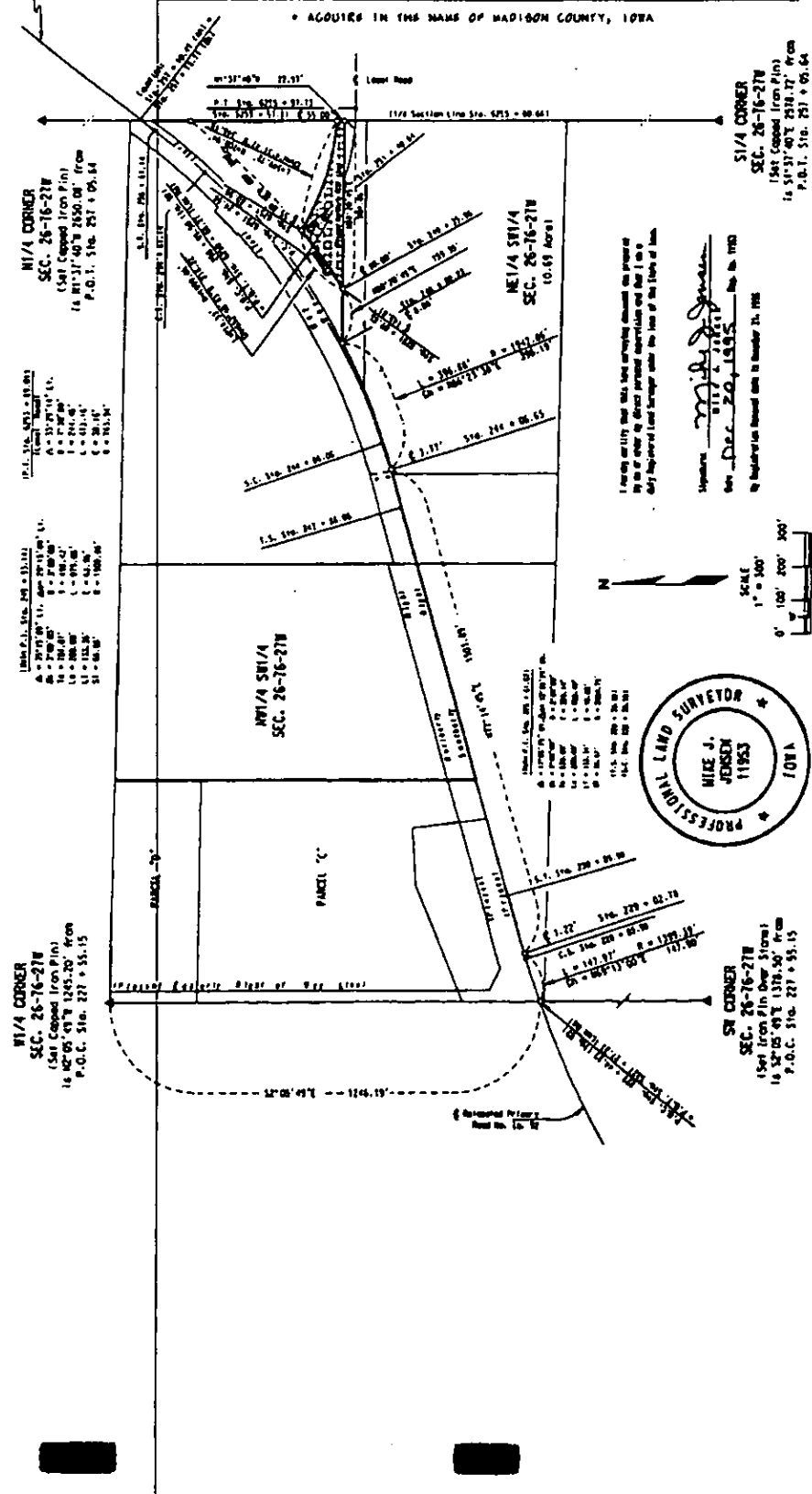
Leslie J. Marouk 4-9-92
Leslie J. Marouk, Reg. No. 6263 Date

IOWA DEPARTMENT OF TRANSPORTATION
ACQUISITION PLAT
EXHIBIT "A" (4 OF 4)

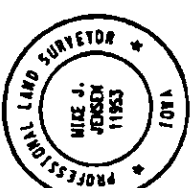


COUNTY MADISON STATE CONTROL NO. 81-0800
 PROJECT NO. FN-92-4(15)--21-61 PARCEL NO. 36
 SECTION 26 TOWNSHIP 76 N RANGE 27 W
 ROW - FEE _____ AC. EASE 0.89 AC. EXCESS - FEE _____ AC
 ACQUIRED ACCESS RIGHTS FROM STA. _____ TO STA. _____ MAIN LINE _____ SIDE _____
 ACQUIRED ACCESS RIGHTS FROM STA. _____ TO STA. _____ SIDE ROAD _____ SIDE _____
 ACQUIRED FROM PHILIP A. CAMERON, ET UX

ACQUIRED IN THE NAME OF MADISON COUNTY, IOWA



I hereby certify that this plat was prepared according to the procedure
 in use at the time of the survey and that I am a
 duly Registered Land Surveyor under the laws of the State of Iowa.
 Signature: *Mike J. Jensen*
 Date: 2.0.1993 No. 11963
 My Registration Expires on November 21, 1995



SW CORNER
 SEC. 26-76-27W
 1549' from 21/4 Sec. 27W
 16 51' 37" 40" 2518.37' from
 P.O.C. Sta. 227 + 95.15

NW 1/4 CORNER
 SEC. 26-76-27W
 1541' from 21/4 Sec. 27W
 16 51' 37" 40" 2518.37' from
 P.O.C. Sta. 227 + 95.15

NW 1/4 CORNER
 SEC. 26-76-27W
 1541' from 21/4 Sec. 27W
 16 51' 37" 40" 2518.37' from
 P.O.C. Sta. 227 + 95.15

SW CORNER
 SEC. 26-76-27W
 1549' from 21/4 Sec. 27W
 16 51' 37" 40" 2518.37' from
 P.O.C. Sta. 227 + 95.15

10

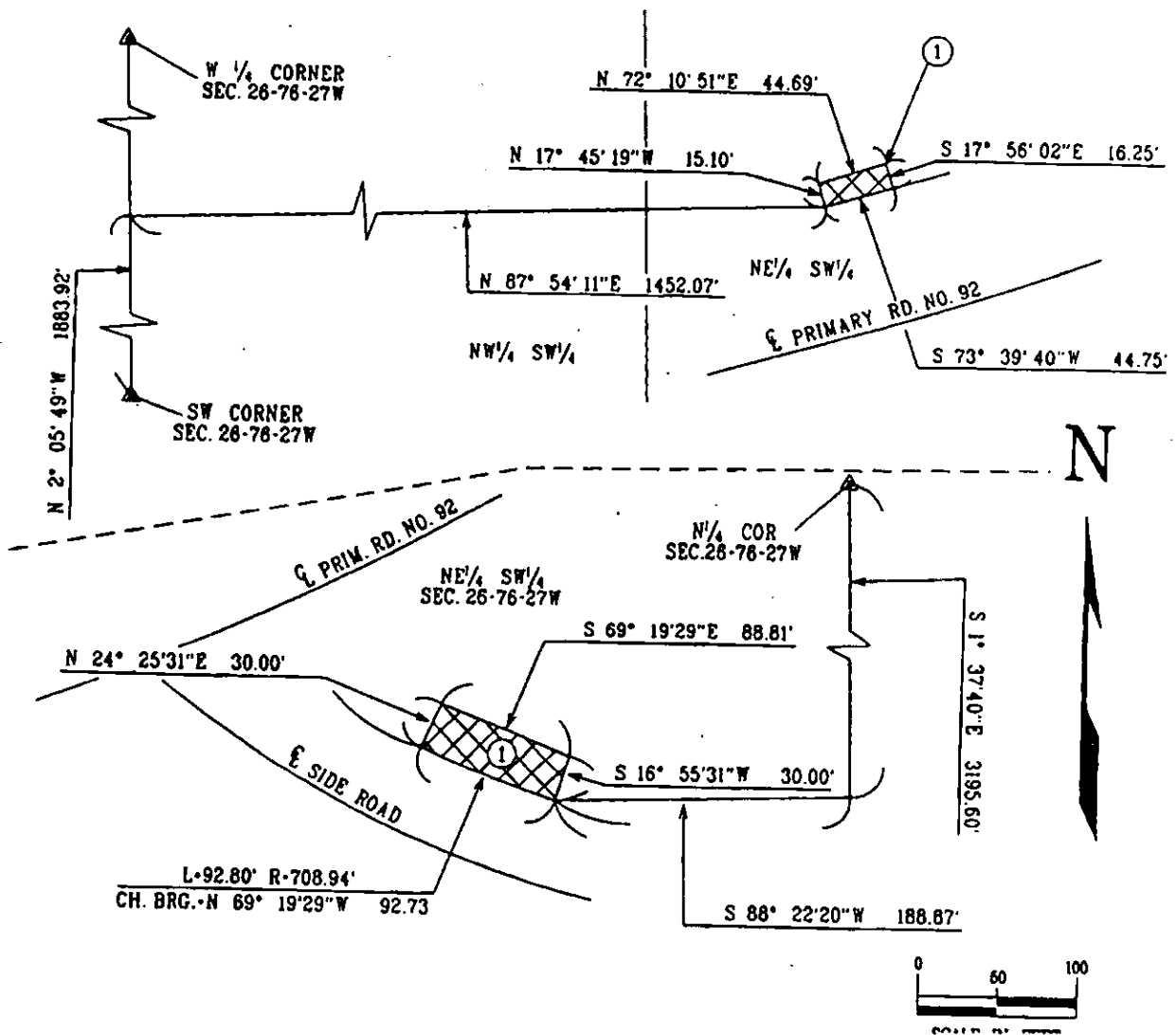
FORM 634-077
1-83

IOWA DEPARTMENT OF TRANSPORTATION
ACQUISITION PLAT
EXHIBIT "B" (1 OF 2)



COUNTY MADISON
 PROJECT NO. FN-92-4(15)--21-61 PARCEL NO. 36
 SECTION 26 TOWNSHIP 76N RANGE 27W
 BORROW AC
 ACQUIRED FROM PHILIP A. CAMERON, ET UX

① TEMPORARY EASEMENT TO CONSTRUCT AN ENTRANCE



FORM 634-077
1-83

IOWA DEPARTMENT OF TRANSPORTATION
ACQUISITION PLAT
EXHIBIT "B" (2 OF 2)



COUNTY MADISON
 PROJECT NO. FN-92-4(15)--21-61 PARCEL NO. 36
 SECTION 26 TOWNSHIP 76N RANGE 27W
 BORROW AC
 ACQUIRED FROM PHILIP A. CAMERON, ET UX

TOTAL OWNERSHIP PLAT ONLY

N



R 27W

