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FILED NO. 1924
BOOK 135 PAGE 531
96 JAN 11 PH 3:29
NICHELLE UTSLER
RECORDER
MADISON COUNTY, IOWA

IN THE MATTER OF THE CONDEMNATION OF)
CERTAIN RIGHTS IN LAND BY THE IOWA)
DEPARTMENT OF TRANSPORTATION FOR THE) SHERIFF'S FILING OF RECORD
IMPROVEMENT OF)

PRIMARY ROAD NO. 92 EAST
OF THE CITY OF WINTERSSET
LOCATED IN MADISON COUNTY, IOWA

PROJECT NO. FN-92-4(15)--21-61 GROUP "A"


TO: MICHELLE UTSLER, MADISON COUNTY RECORDER:

PLEASE FIND ATTACHED THE FOLLOWING PAPERS REGARDING THE ABOVE NAMED
CONDEMNATION WHICH WAS HELD IN MY OFFICE OF THE 5TH DAY OF
DECEMBER, 1995 :

A CERTIFIED COPY OF THE APPLICATION FOR CONDEMNATION;
ALL NOTICES, TOGETHER WITH ALL RETURNS OF SERVICE ENDORSED ON
THE RETURNS OR ATTACHED TO THE RETURNS;
THE REPORT OF THE COMMISSIONERS;
ALL OTHER PAPERS FILED WITH THE SHERIFF IN THE PROCEEDINGS.

I FURTHER CERTIFY THAT WARRANT NO. 06412948 IN THE AMOUNT OF
\$4,250.00, WARRANT NO. 06412944 IN THE AMOUNT OF \$19,170.00,
WARRANT NO. 06412947 IN THE AMOUNT OF \$300.00 AND WARRANT NO.
06412949 IN THE AMOUNT OF \$450.00 RECEIVED FROM THE TREASURER,
STATE OF IOWA, WAS PAID TO BETTY OLIVER, REPRESENTATIVE OF THE
OFFICE OF JORDAN, OLIVER & WALTERS ON THE 5TH DAY OF JANUARY,
1996.

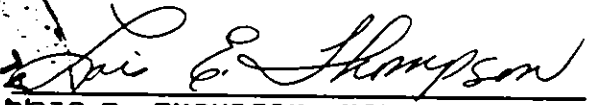
THIS APPLICATION FOR CONDEMNATION WAS FILED WITH THE COUNTY
RECORDER ON THE 17TH DAY OF OCTOBER, 1995, IN BOOK NO. 135 ON
PAGES 51-66.


SHERIFF
MADISON COUNTY, IOWA

STATE OF IOWA)
) SS
MADISON COUNTY)

ON THIS 9th DAY OF JANUARY, 1996, BEFORE ME, A NOTARY
PUBLIC IN THE STATE OF IOWA, PERSONALLY APPEARED PAUL D. WELCH,
SHERIFF TO ME KNOWN TO BE THE PERSON NAMED IN AND WHO EXECUTED THE
FOREGOING INSTRUMENT, AND ACKNOWLEDGED THAT HE EXECUTED THE SAME
AS HIS VOLUNTARY ACT AND DEED.




LOIS E. THOMPSON, NOTARY PUBLIC
IN AND FOR THE STATE OF IOWA
MY COMMISSION EXPIRES OCTOBER 15, 1996

*For Reclamation of Interest
See. Marie G. 45-130
6-8-98*

CERTIFIED TRUE COPY

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

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

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

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. 68.3 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.

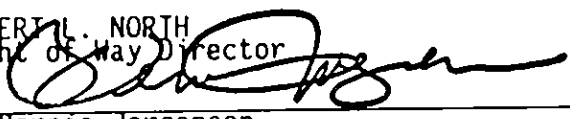
Agricultural Land: A part of the lands sought to be appropriated may be classified as Class I or Class II within an agricultural area and, if so classified, is reasonably necessary for this internal improvement.

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 10 day of October, 1995.

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

ROBERT L. NORTH
Right of Way Director

By 
Bernie Jorgensen
Condemnation Unit Coordinator

Filed in my office at Des Moines, Iowa, this 11 day of Oct, 1995.


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.

 10/16/95
Bernie Jorgensen
Condemnation Supervisor

3

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

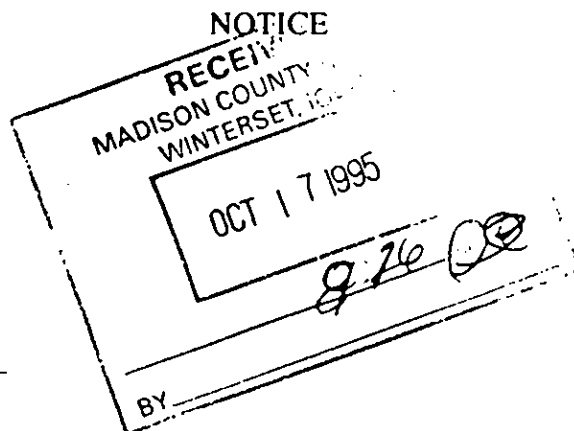
Primary Road No. 92 east

of the City of Winterset

located in Madison County, Iowa

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

Group "A"



TO:

Union State Bank, 201 W. Court Street, Winterset, Iowa

Benshoof Farms Partnership, c/o Ted Benshoof, General Partner, Rural Route #1, Winterset, Iowa

Cheryl J. Howell, Rural Route #1, Winterset, 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

Madison County, Iowa, c/o Clerk of District Court, Winterset, 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 NE 1/4 NW 1/4, SE 1/4 NW 1/4, NW 1/4 NE 1/4, SW 1/4 NE 1/4 and part of the NW 1/4 NW 1/4, SW 1/4 NW 1/4 and NW 1/4
SE 1/4 of Sec. 33, T76N, R27W of the 5th P.M., Madison County, Iowa.

You, and each of you, are hereby notified that the State of Iowa desires 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 2), (2 of 2) and "B" (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:

The easement for highway purposes sought to be appropriated is in land described as follows:

A parcel of land located in the NW 1/4 NW 1/4 and NE 1/4 NW 1/4 of Sec. 33, T76N, R27W of the 5th P.M., Madison
County, Iowa, as shown on the plat Exhibit "A" (1 of 2) attached hereto and by reference made a part hereof.

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

Union State Bank, et al (Parcel 19)

Continued on next page.

Page 1

Madison County Project No. FN-92-4(15)--21-61
 Union State Bank, et al (Parcel 19)

Page 2

Said parcel is described as follows:

Beginning at the N $\frac{1}{4}$ Corner of said Sec. 33; thence S88°50'44"W, 2445.57 ft. along the north line of the NW $\frac{1}{4}$ of said Sec. 33; thence S2°29'16"E, 80.02 ft.; thence N88°50'44"E, 367.93 ft.; thence easterly 637.19 ft. along an 11,379.16 foot radius curve, concave southerly and having a chord bearing S89°33'01"E, 637.10 ft.; thence S87°56'46"E, 288.67 ft.; thence easterly 1152.83 ft. along an 11,539.16 foot radius curve, concave northerly and having a chord bearing N89°11'30"E, 1152.35 ft. to a point on the east line of the NW $\frac{1}{4}$ of said Sec. 33; thence N1°55'25"W, 120.97 ft. along said east line to the N $\frac{1}{4}$ Corner of said Sec. 33, the Point of Beginning, excepting therefrom present easements of record.

Said parcel contains 3.19 acres, exclusive of said exceptions.

Also, a parcel of land located in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 33, T76N, R27W of the 5th P.M., Madison County, Iowa, as shown on the plat Exhibit "A" (2 of 2) attached hereto and by reference made a part hereof.

Said parcel is described as follows:

Beginning at the N $\frac{1}{4}$ Corner of said Sec. 33; thence N88°29'29"E, 1314.74 ft. along the north line of the NE $\frac{1}{4}$ of said Sec. 33 to a point on the east line of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ thereof; thence S2°10'22"E, 80.00 ft. along said east line; thence S88°29'29"W, 192.69 ft.; thence westerly 566.85 ft. along an 11,379.16 foot radius curve, concave southerly, and having a chord bearing S87°03'52"W, 566.79 ft.; thence S85°38'14"W, 416.67 ft.; thence westerly 139.47 ft. along an 11,539.16 foot radius curve, concave northerly, and having a chord bearing S85°59'00"W, 139.46 ft. to a point on the west line of the NE $\frac{1}{4}$ of said Sec. 33; thence N1°55'25"W, 120.97 ft. along said west line to the N $\frac{1}{4}$ Corner of said Sec. 33, the Point of Beginning, excepting therefrom present easements of record.

Said parcel contains 1.32 acres, exclusive of said exceptions.

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. 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.

Madison County Project No. FN-92-4(15)--21-61
 Union State Bank, et al (Parcel 19)

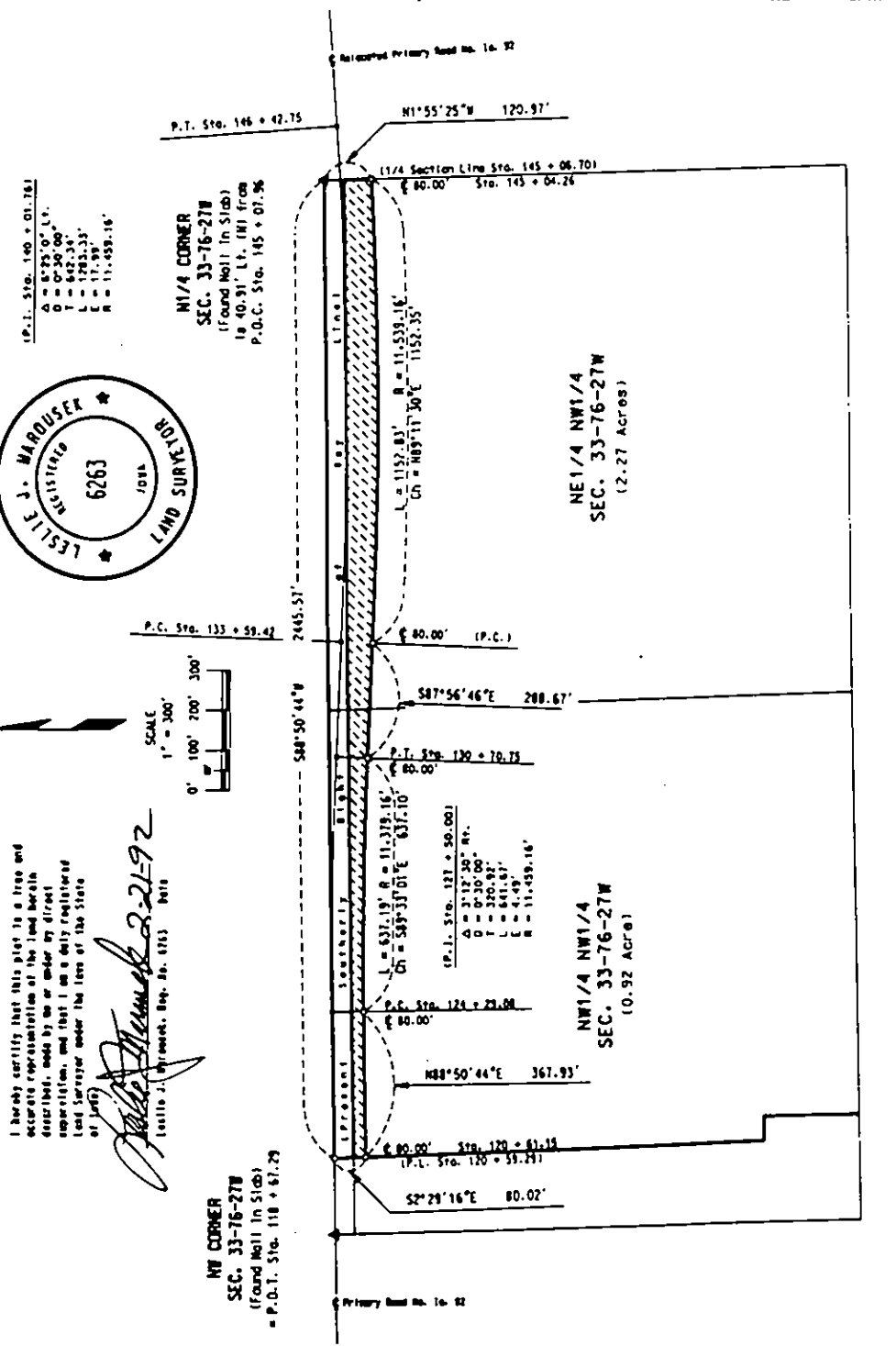
Page 2

IOWA DEPARTMENT OF TRANSPORTATION

ACQUISITION PLAT (1 OF 2)

EXHIBIT 'A'

COUNTY MADISON STATE CONTROL NO. 81-0600
 PROJECT NO. FN-92-4(15)--21-61 PARCEL NO. 19
 SECTION 33 TOWNSHIP 76 N RANGE 27 W
 ROW-FEE AC. EASE 3.19 AC. EXCESS - FEE _____ AC
 ACQUIRED FROM UNION STATE BANK, ET AL

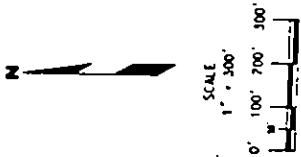
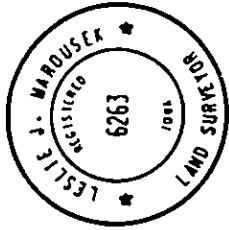


CG 7/2000
Revised 4/00



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

COUNTY MADISON STATE CONTROL NO. 61-0800
PROJECT NO. FN-92-4(15)--21-61 PARCEL NO. 19
SECTION 33 TOWNSHIP 78 N RANGE 27 W
ROW-FEE _____ AC. EASE 1.32 AC. EXCESS - FEE _____ AC
ACQUIRED FROM UNION STATE BANK, ET AL



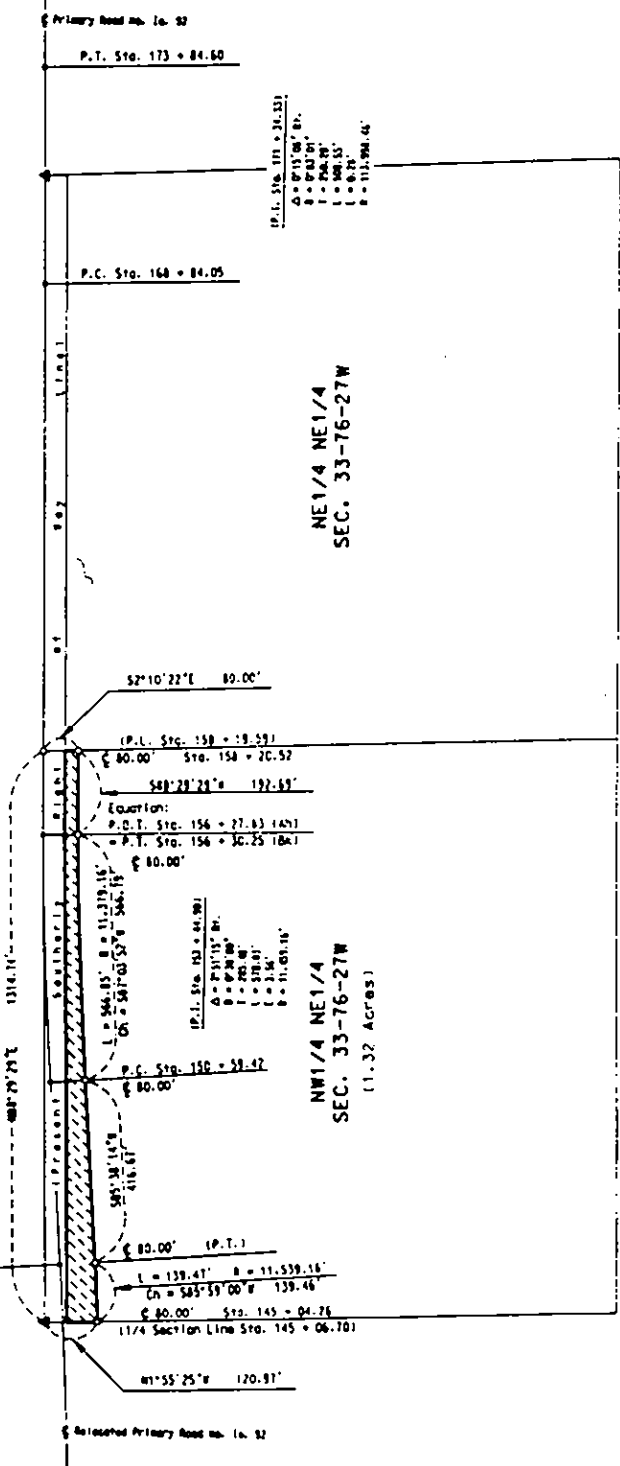
I hereby certify that this plat is a true and accurate representation of the land herein described, made by me or under my direct supervision, and that I am a duly registered Land Surveyor under the laws of the State of Iowa.

Leslie F. Harousek 2-21-92
Leslie F. Harousek, Reg. No. 6263, State of Iowa

10.1. Sta. 146 + 04.25
Δ = 97°15' 00" B.
L = 120.91'
L = 120.91'
L = 11.91'
B = 11.91'

N1/4 CORNER
SEC. 33-76-27W
(Found Nail in S1/4)
76 40.91' L.P. (N) from
P.O.C. Sta. 145 + 01.96

NE CORNER
SEC. 33-76-27W
(Found Nail in S1/4)
= P.L. Sta. 171 + 34.33



NE 1/4 NE 1/4
SEC. 33-76-27W

NW 1/4 NE 1/4
SEC. 33-76-27W
(1.32 Acres)

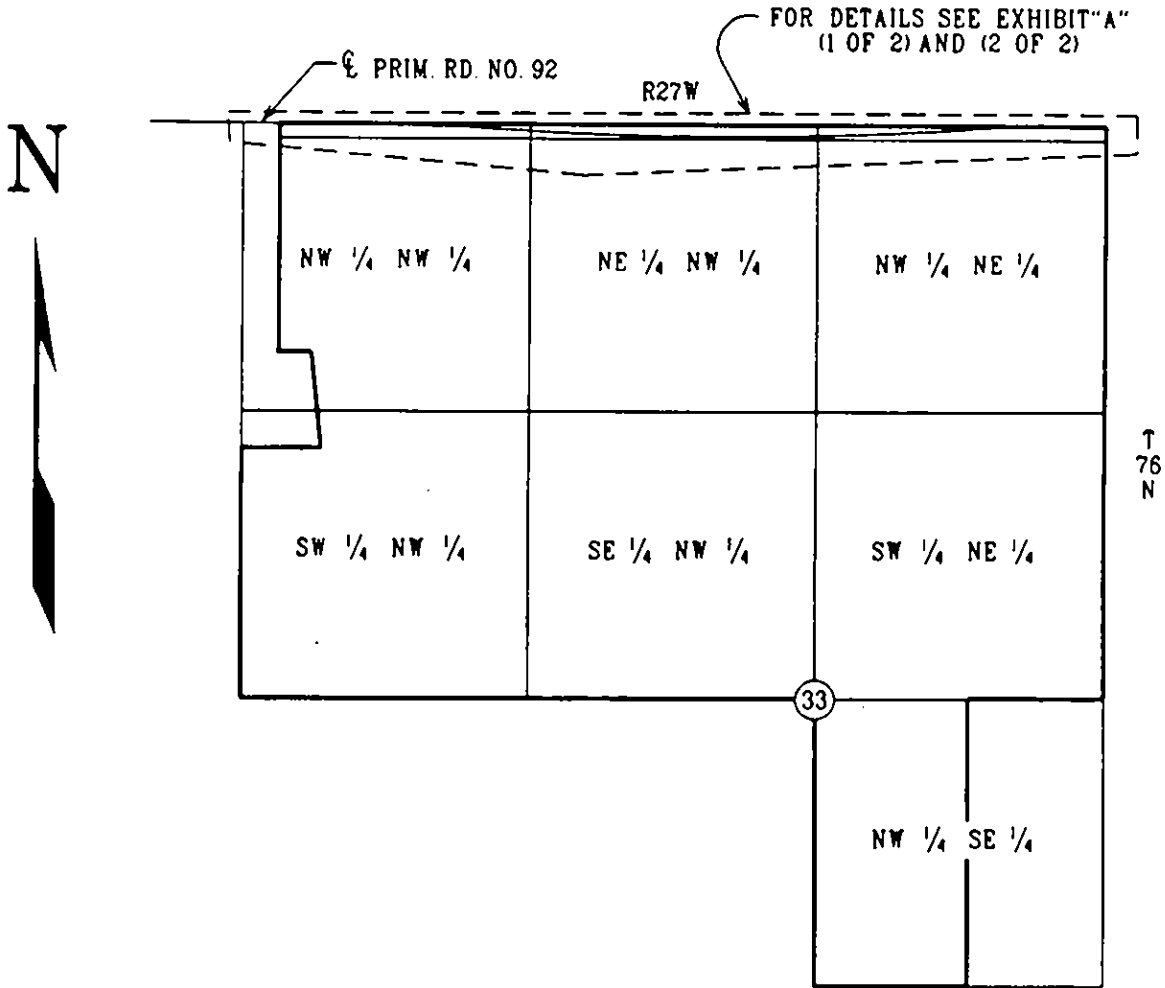
Relocated Primary Road No. 16-32

IOWA DEPARTMENT OF TRANSPORTATION
ACQUISITION PLAT
EXHIBIT "B"



COUNTY MADISON
PROJECT NO. FN-92-4(15)--21-61 PARCEL NO. 19
SECTION 33 TOWNSHIP 76N RANGE 27W
BORROW AC
ACQUIRED FROM UNION STATE BANK, ET AL

TOTAL OWNERSHIP PLAT ONLY



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

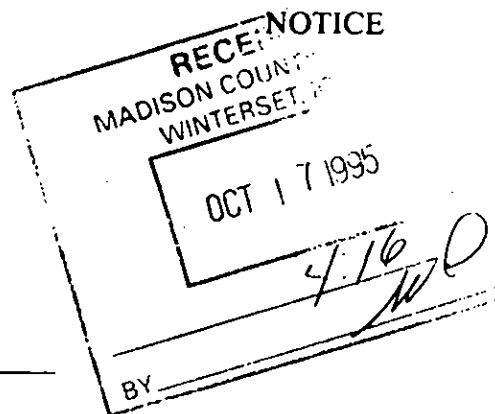
Primary Road No. 92 east

of the City of Winterset

located in Madison County, Iowa

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

Group "A"



TO:

Leta M. Hollingsworth, R.R. #1, Winterset, Iowa

Trust Created Under the Will of N. Bernard Hollingsworth, deceased, c/o Leta M. Hollingsworth, Trustee, R.R. #1, Winterset, Iowa

Trust Created Under the Will of N. Bernard Hollingsworth, deceased, c/o Paul Hollingsworth, Trustee, R.R. #1, Winterset, Iowa

Trust Created Under the Will of N. Bernard Hollingsworth, deceased, c/o Barbara Weiss, Trustee, 776 Bragg Street, New Orleans, Louisiana

Trust Created Under the will of N. Bernard Hollingsworth, deceased, c/o Mark Hollingsworth, Trustee, R.R. #1, Winterset, Iowa

Paul Hollingsworth, R.R. #1, Winterset, Iowa

Ralph Allen, also known as Mike Allen, R.R. #1, Winterset, 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 SW 1/4 SE 1/4, SE 1/4 SE 1/4 and part of the NE 1/4 SW 1/4, NW 1/4 SE 1/4 and SE 1/4 SW 1/4 of 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 2), (2 of 2) and "B" (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

Leta M. Hollingsworth, et al (Parcel 35)

Continued on next page.

Madison County Project No. FN-92-4(15)--21-61
Leta M. Hollingsworth, et al (Parcel 35)

Page 2

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 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 2) attached hereto and by reference made a part hereof.

Said parcel is described as follows:

Commencing at the SW Corner of said Sec. 26; thence N2 $^{\circ}$ 05'49"W, 1316.87 ft. along the west line of the SW $\frac{1}{4}$ of said Sec. 26, to a point on the main tangent line (ahead) of Relocated Primary Road No. 92; thence N72 $^{\circ}$ 14'45"E, 1632.10 ft. along said main tangent line (ahead) and centerline of Relocated Primary Road No. 92 to a point on the main tangent line (back) of said Relocated Primary Road No. 92; thence S1 $^{\circ}$ 01'18"W, 3.18 ft. to a point on the present southerly right of way line of Primary Road No. 92, the Point of Beginning; thence continuing S1 $^{\circ}$ 01'18"W, 81.12 ft.; thence N69 $^{\circ}$ 40'27"E, 524.70 ft. to a point on the present southerly right of way line of the present east-west Local Road; thence S88 $^{\circ}$ 20'45"W, 247.13 ft. along said present southerly right of way line of present east-west Local Road to a point on the present southerly right of way line of said Primary Road No. 92; thence southwesterly, 243.79 ft. along a 1942.86 foot radius curve, concave northwesterly, and having a chord bearing S68 $^{\circ}$ 39'04"W, 243.63 ft. along the present southerly right of way line of said Primary Road No. 92; thence S72 $^{\circ}$ 14'45"W, 17.47 ft. along the present southerly right of way line of said Primary Road No. 92 to the Point of Beginning; containing 0.68 acre, more or less.

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

Said parcel is described as follows:

Commencing at the SW Corner of said Sec. 26; thence N2 $^{\circ}$ 05'49"W, 1316.87 ft. along the west line of the SW $\frac{1}{4}$ of said Sec. 26 to a point on the main tangent line (ahead) of Relocated Primary Road No. 92; thence N72 $^{\circ}$ 14'45"E, 1934.21 ft. along said main tangent line (ahead) and centerline of Relocated Primary Road No. 92 to a point on the main tangent line (back) of said Relocated Primary Road No. 92, said point also being the present southerly right of way line of the present east-west Local Road; thence N88 $^{\circ}$ 20'45"E, 606.55 ft. along said present southerly right of way line to the Point of Beginning; thence continuing N88 $^{\circ}$ 20'45"E, 450.82 ft. along said present southerly right of way line; thence S83 $^{\circ}$ 33'03"W, 263.19 ft.; thence westerly 190.25 ft. along an 818.94 foot radius curve, concave northerly, and having a chord bearing N84 $^{\circ}$ 59'56"W, 189.83 ft. to a point on said present southerly right of way line, the Point of Beginning; containing 0.13 acre, more or less.

Madison County Project No. FN-92-4(15)--21-61
Leta M. Hollingsworth, et al (Parcel 35)
Continued on next page.

Page 2

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Madison County Project No. FN-92-4(15)--21-61
Leta M. Hollingsworth, et al (Parcel 35)

Page 3

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. 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.

Madison County Project No. FN-92-4(15)--21-61
Leta M. Hollingsworth, et al (Parcel 35)

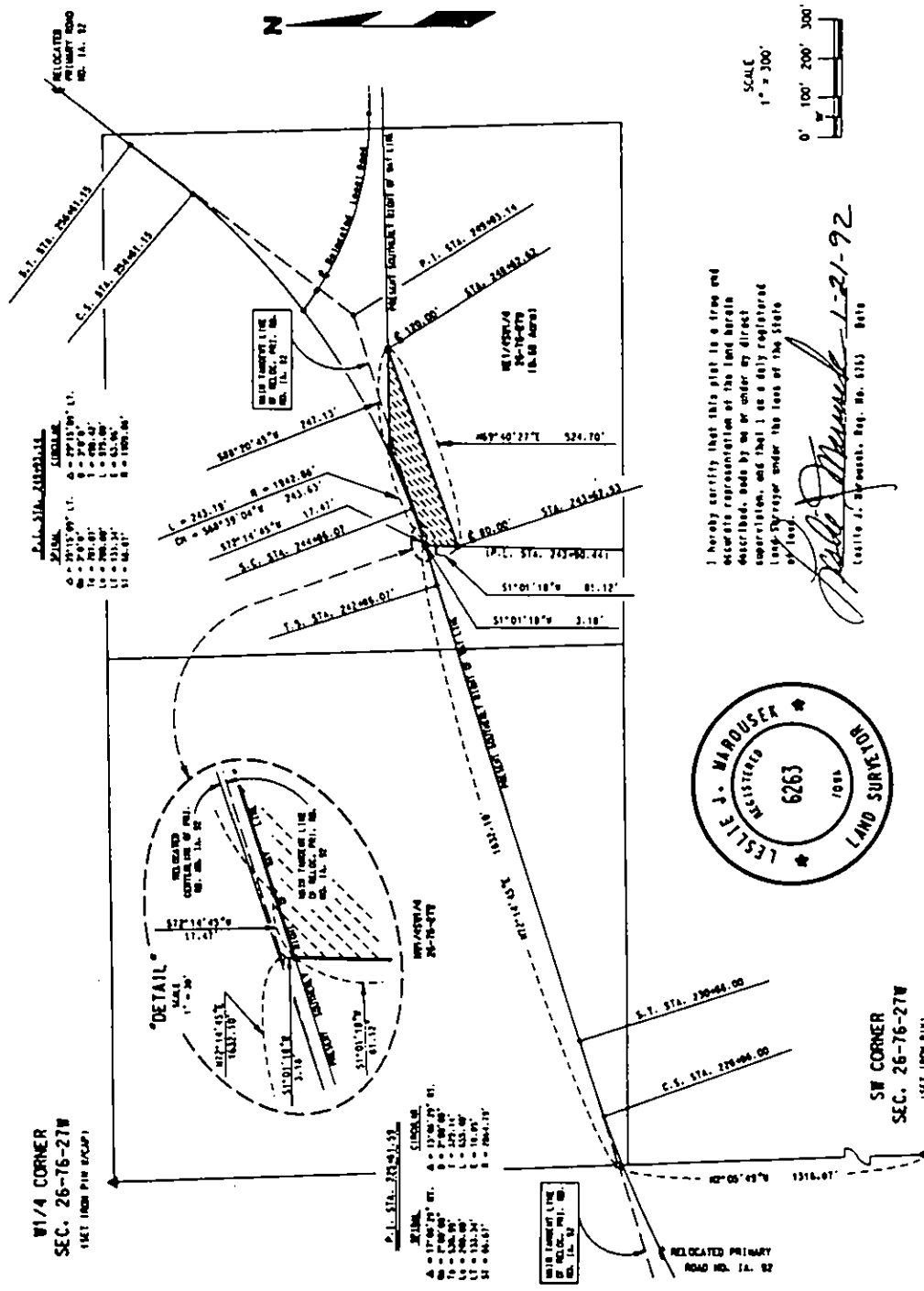
Page 3

IOWA DEPARTMENT OF TRANSPORTATION

ACQUISITION PLAT EXHIBIT 'A'(IOF2)



COUNTY	MADISON		STATE CONTROL NO.	60-0600	
PROJECT NO.	FN-92-4(15)-21-61		PARCEL NO.	35	
SECTION	26	TOWNSHIP	76N	RANGE	27W
ROW-FEE	AC. EASE		0.68	AC. EXCESS - FEE	AC
ACQUIRED FROM	LETA M. HOLLINGSWORTH, ET AL				



Form 634-021
6-75

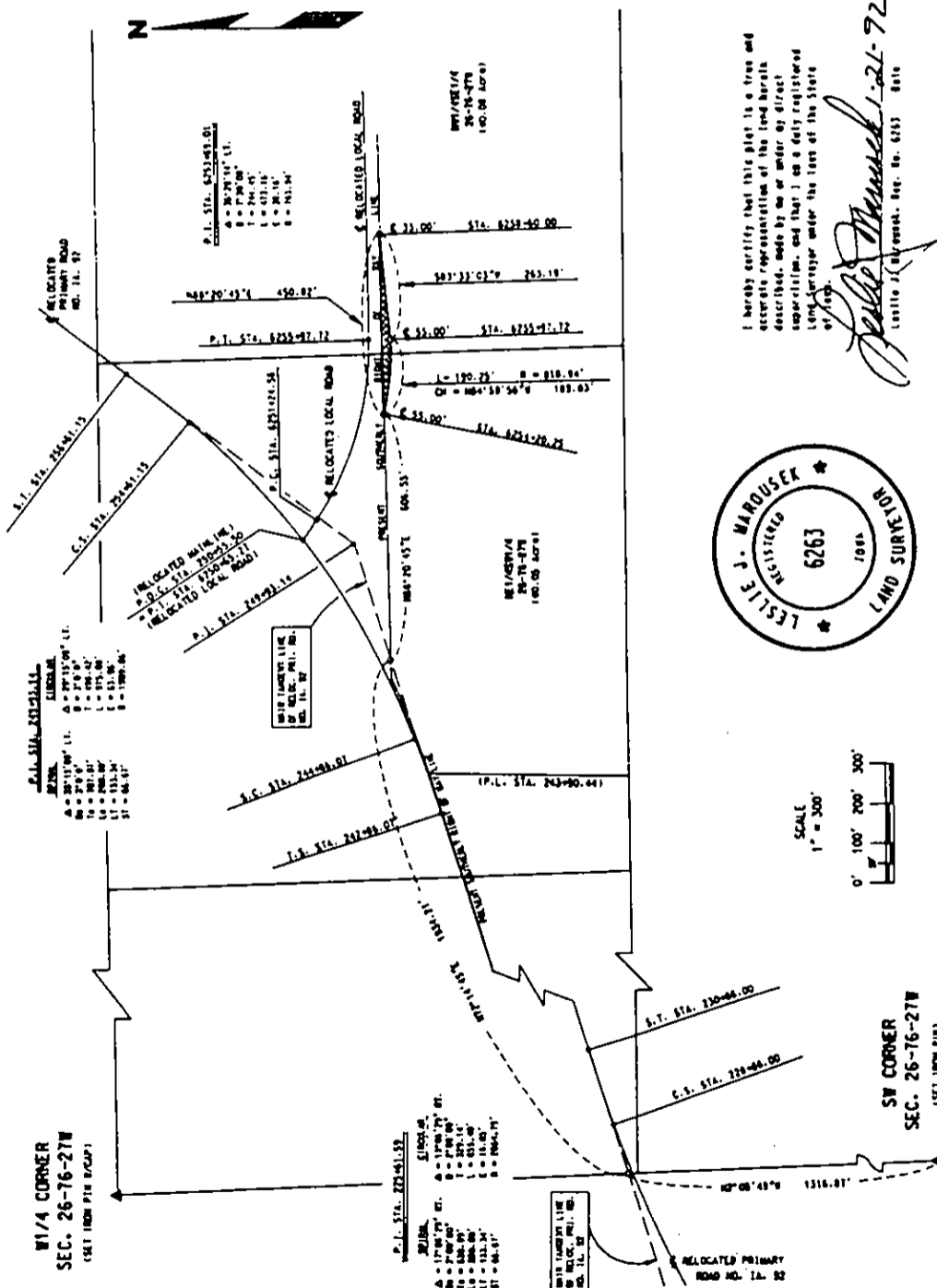
IOWA DEPARTMENT OF TRANSPORTATION

ACQUISITION PLAT
EXHIBIT 'A' (2 OF 2)



COUNTY MADISON STATE CONTROL NO. 60-0600
 PROJECT NO. FN-92-4(15)-21-61 PARCEL NO. 35
 SECTION 26 TOWNSHIP 76N RANGE 27W
 ROW-FEE _____ AC. EASE 0.13 AC. EXCESS - FEE _____ AC
 ACQUIRED FROM LETA M. HOLLINGSWORTH, ET AL

● - ACQUIRED IN THE NAME OF MADISON COUNTY, IOWA.

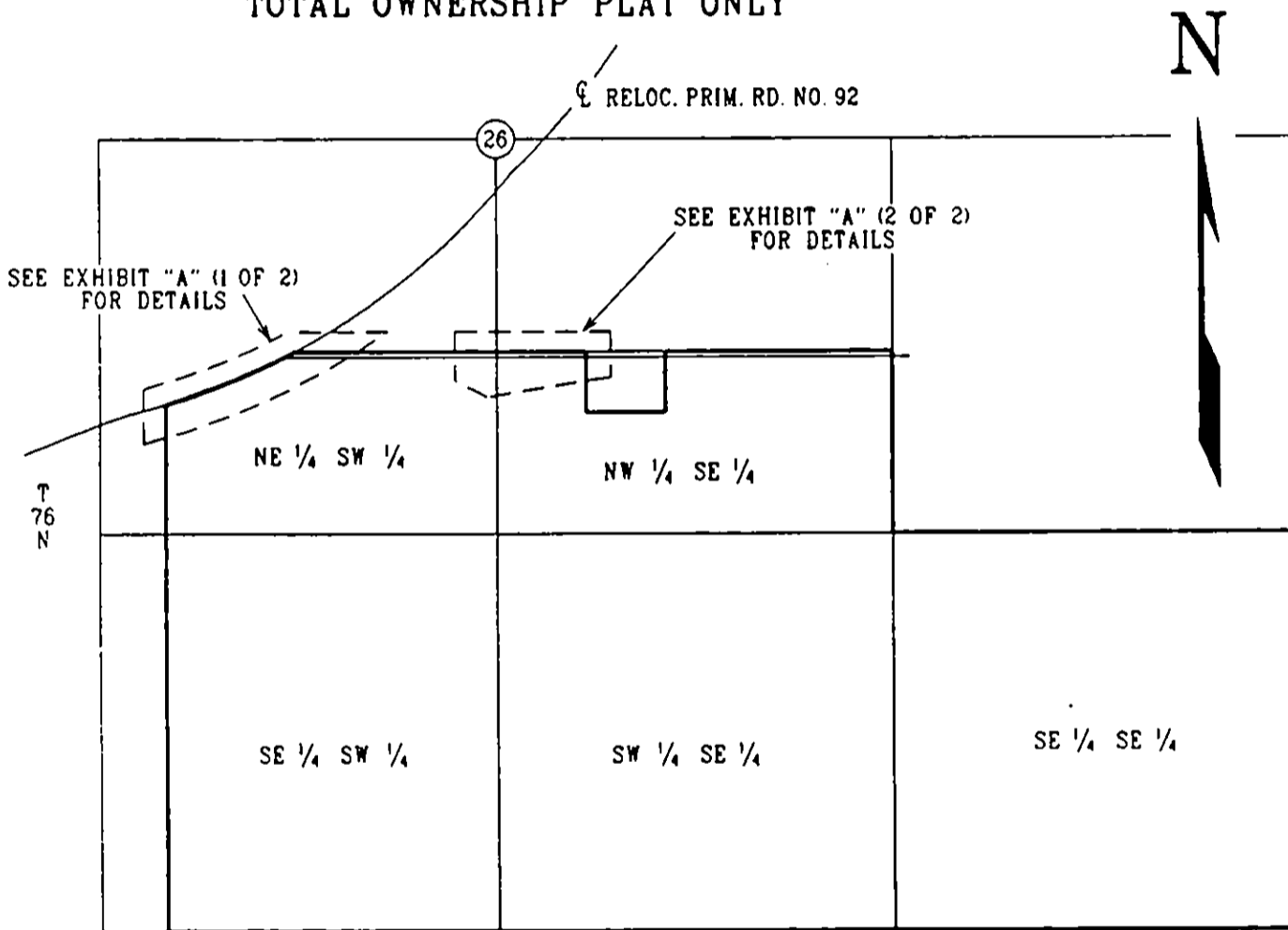


IOWA DEPARTMENT OF TRANSPORTATION
ACQUISITION PLAT
EXHIBIT "B"



COUNTY MADISON
PROJECT NO. FN-92-4(15)--21-61 PARCEL NO. 35
SECTION 26 TOWNSHIP 76N RANGE 27W
BORROW _____ AC
ACQUIRED FROM LETA M. HOLLINGSWORTH, ET AL

TOTAL OWNERSHIP PLAT ONLY



R27W

12

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

SELECTION AND APPOINTMENT OF COMPENSATION COMMISSIONERS BY THE CHIEF JUDGE OF THE 5th JUDICIAL DISTRICT

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

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

An Application and Notice of Condemnation having been filed with me by the Iowa Department of Transportation for the selection and appointment, by lot, of six suitable persons as the law provides to act as a compensation commission to assess and appraise the damages sustained by reason of the condemnation of certain specified rights in certain land described by Applicant, in the Notice of Condemnation filed in the above entitled matter, I hereby designate, select, and appoint as the members of said compensation commission required in this matter the following persons:

NAME	ADDRESS	QUALIFICATIONS
Geraldine Lee	Winterset	Licensed Real Estate Salesperson or Broker
Pat Corkrean	Winterset	Licensed Real Estate Salesperson or Broker
Gus Henrichs	Winterset	Knowledgeable of Property Values by Virtue of Occupation
Gary Dwyer	Winterset	Knowledgeable of Property Values by Virtue of Occupation
Chester Haymond	Winterset	Agricultural
James Camp	Peru	Agricultural

I further designate, select, and appoint, the above named GERALDINE LEE to act as Chairperson of said commission. I further designate PAT CORKREAN as Alternate.

To the Sheriff of Madison County, Iowa: Attached hereto please find a duplicate of the Application for Condemnation in the above-entitled matter.

Dated at Des Moines, Iowa, this 12 day of October, 1995.

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

Filed in my office at Winterset, Iowa, this 17th day of October 1995.

Paul D. Welch
Paul Welch
Sheriff of Madison County, Iowa

13

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

SUPPLEMENTARY ORDER APPOINTING ALTERNATE COMPENSATION COMMISSIONERS

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

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

An Application and Notice of Condemnation having been filed with me by the Iowa Department of Transportation, entitled as above, for the selection and appointment, by lot, of a duly constituted compensation commission, and said selection and appointment having been made by me, I further, DESIGNATE, SELECT, and APPOINT the following persons to serve as alternate members of said compensation commission, in the event that any of the said members having the same qualifications are unable to serve for any reason.

NAME	ADDRESS	QUALIFICATION
1. Don Noack	Booneville	Licensed Real Estate Salesperson or Broker
2. Jim Kress	Earlham	
1. Irvin Martens	Winterset	Knowledgeable of Property Values by Virtue of Occupation
2. Loren Myers	Macksburg	
1. Vincent Wildin	Winterset	Agricultural
2. Dean Molln	Winterset	

The Sheriff of Madison County, Iowa, shall have upon being informed of a vacancy in the compensation commission, notify an alternate member appointed having the same qualifications as the person unable to serve in the same manner as the original commissioners were notified.

Dated at Des Moines, Iowa, this 12th day of October 19 95.

Arthur E. Gamble

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

Filed in my office at Winterset, Iowa, this 17th day of October, 19 95.

Paul D. Welch

Paul Welch
Sheriff of Madison County, Iowa

14

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

ORDER CONFIRMING
APPOINTMENT OF
COMMISSIONERS

Primary Road No. 92 north

of the City of Winterset

located in Madison County, Iowa

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

Group "A"

NOW ON THIS 3 day of November, 1995, an Order Confirming
Appointment of Substitute Compensation Commissioner having been presented to me due to
the inability of Geraldine Lee and Pat Corkrean, the original commissioners, and Jim Kress,
the alternate commissioner, qualified as Licensed Real Estate Salesperson or Broker, to
serve as a compensation commissioner in the condemnation referenced above, this Order
confirms that it was Ordered on the 1st day of November, 1995, that the vacancy be filled
by the following commissioner:

NAME	ADDRESS	QUALIFICATION
Steve Weeks	608 E. Court, Winterset, Iowa	Real Estate

The Sheriff of Madison County, Iowa, shall notify the substitute commissioner in the
same manner as the original commissioners were notified.

Dated at Des Moines, Iowa, this 3 day of
November, 1995.

Arthur E. Lamb

Judge of the 5th Judicial District,
including Madison County, Iowa

Filed in my office at Winterset, Iowa, this 9th day of
November, 1995.

Paul D. Welch, Sheriff

Sheriff of Madison County, Iowa

15

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

ORDER CONFIRMING
APPOINTMENT OF
COMMISSIONERS

Primary Road No. 92 north

of the City of Winterset

located in Madison County, Iowa

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

Group "A"

NOW ON THIS 13 day of November, 1995, an Order Confirming
Appointment of Substitute Compensation Commissioner having been presented to me due to
the inability of Geraldine Lee and Pat Corkrean, the original commissioners, and Jim Kress,
the alternate commissioner, qualified as Licensed Real Estate Salesperson or Broker, to
serve as a compensation commissioner in the condemnation referenced above, this Order
confirms that it was Ordered on the 1st day of November, 1995, that the vacancy be filled
by the following commissioner:

NAME	ADDRESS	QUALIFICATION
George Bown	R.R. #4, Box 186, Winterset, Iowa	Real Estate

The Sheriff of Madison County, Iowa, shall notify the substitute commissioner in the
same manner as the original commissioners were notified.

Dated at Des Moines, Iowa, this 13 day of

November, 1995.

Arthur E. Luedke

Judge of the 5th Judicial District,
including Madison County, Iowa

Filed in my office at Winterset, Iowa, this 16th day of

November, 1995.

Paul D. Welch, Sheriff

Sheriff of Madison County, Iowa

12

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

SUMMONS TO COMMISSIONERS

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

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

TO: DON NOACK

The Iowa Department of Transportation has filed with the Chief Judge of the 5th Judicial District including Madison County, Iowa, an Application and Notice of Condemnation for the selection of a Compensation Commission to assess the damages which owners, lienholders, encumbrances, and other persons interested in the land from which certain rights are sought to be appropriated by these proceedings will sustain by reason of such appropriation of the rights as described in the Application and Notice of Condemnation for the improvement and/or the maintenance of roads and streets and/or for highway drainage in Madison County, and

Pursuant to Iowa law, you have been selected and appointed by the Chief Judge of the Judicial District for Madison County, Iowa as a member of such Compensation Commission, and such selection and appointment has been duly filed in my office and that Geraldine Lee has been designated as Chairman of the Commission.

NOW, THEREFORE, you are commanded to be and appear before the undersigned in the office of the Sheriff at Winterset, Madison County, State of Iowa, on the 5th day of December, 1995, at 9:30 o'clock a.m. (CST) for the purpose of qualifying as such Commission, and proceed to view said premises and make an award of damages as by law provided.

Paul Welch Sheriff of Madison County, Iowa

ACCEPTANCE OF SERVICE

Due and legal service of foregoing Summons accepted and receipt of copy acknowledged at VAN Mcke, Iowa, this 27th day of October, 1995. I further certify that I do not possess any interest in the above proceedings which would cause me to render a biased decision therein.

Donald O. Noack

Filed in my office at Winterset, Iowa, this 31st day of October, 1995.

Paul Welch Sheriff of Madison County, Iowa

REFUSAL TO SERVE

I will be unable to serve for the reason that I possess an interest in the proceeding which would cause me to render a biased decision, or for the reason that

Please sign original summons and return promptly to the Sheriff of County.

17

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

SUMMONS TO COMMISSIONERS

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

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

TO: GEORGE BOWN

The Iowa Department of Transportation has filed with the Chief Judge of the 5th Judicial District including Madison County, Iowa, an Application and Notice of Condemnation for the selection of a Compensation Commission to assess the damages which owners, lienholders, encumbrances, and other persons interested in the land from which certain rights are sought to be appropriated by these proceedings will sustain by reason of such appropriation of the rights as described in the Application and Notice of Condemnation for the improvement and/or the maintenance of roads and streets and/or for highway drainage in Madison County, and

Pursuant to Iowa law, you have been selected and appointed by the Chief Judge of the Judicial District for Madison County, Iowa as a member of such Compensation Commission, and such selection and appointment has been duly filed in my office and that Geraldine Lee has been designated as Chairman of the Commission.

NOW, THEREFORE, you are commanded to be and appear before the undersigned in the office of the Sheriff at Winterset, Madison County, State of Iowa, on the 5th day of December, 1995, at 9:30 o'clock a.m. (CST) for the purpose of qualifying as such Commission, and proceed to view said premises and make an award of damages as by law provided.

Paul Welch
Sheriff of Madison County, Iowa

ACCEPTANCE OF SERVICE

Due and legal service of foregoing Summons accepted and receipt of copy acknowledged at Winterset, Iowa, this 10th day of November, 1995. I further certify that I do not possess any interest in the above proceedings which would cause me to render a biased decision therein.

Mary Bown

Filed in my office at Winterset, Iowa, this 13th day of November, 1995.

Paul Welch
Sheriff of Madison County, Iowa

REFUSAL TO SERVE

I will be unable to serve for the reason that I possess an interest in the proceeding which would cause me to render a biased decision, or for the reason that

Please sign original summons and return promptly to the Sheriff of County.

1A

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

SUMMONS TO COMMISSIONERS

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

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

TO: GUS HENRICHS

The Iowa Department of Transportation has filed with the Chief Judge of the 5th Judicial District including Madison County, Iowa, an Application and Notice of Condemnation for the selection of a Compensation Commission to assess the damages which owners, lienholders, encumbrances, and other persons interested in the land from which certain rights are sought to be appropriated by these proceedings will sustain by reason of such appropriation of the rights as described in the Application and Notice of Condemnation for the improvement and/or the maintenance of roads and streets and/or for highway drainage in Madison County, and

Pursuant to Iowa law, you have been selected and appointed by the Chief Judge of the Judicial District for Madison County, Iowa as a member of such Compensation Commission, and such selection and appointment has been duly filed in my office and that Geraldine Lee has been designated as Chairman of the Commission.

NOW, THEREFORE, you are commanded to be and appear before the undersigned in the office of the Sheriff at Winterset, Madison County, State of Iowa, on the 5th day of December, 19 95, at 9:30 o'clock a.m. (CST) for the purpose of qualifying as such Commission, and proceed to view said premises and make an award of damages as by law provided.

Paul Welch Sheriff of Madison County, Iowa

ACCEPTANCE OF SERVICE

Due and legal service of foregoing Summons accepted and receipt of copy acknowledged at Iowa, this day of 19 I further certify that I do not possess any interest in the above proceedings which would cause me to render a biased decision therein.

Gus Henrichs

Filed in my office at Winterset, Iowa, this 30th day of October, 19 95.

Paul D. Welch Sheriff of Madison County, Iowa

REFUSAL TO SERVE

I will be unable to serve for the reason that I possess an interest in the proceeding which would cause me to render a biased decision, or for the reason that

Please sign original summons and return promptly to the Sheriff of County.

19

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

SUMMONS TO COMMISSIONERS

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

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

TO: CHESTER HAYMOND

The Iowa Department of Transportation has filed with the Chief Judge of the 5th Judicial District including Madison County, Iowa, an Application and Notice of Condemnation for the selection of a Compensation Commission to assess the damages which owners, lienholders, encumbrances, and other persons interested in the land from which certain rights are sought to be appropriated by these proceedings will sustain by reason of such appropriation of the rights as described in the Application and Notice of Condemnation for the improvement and/or the maintenance of roads and streets and/or for highway drainage in Madison County, and

Pursuant to Iowa law, you have been selected and appointed by the Chief Judge of the Judicial District for Madison County, Iowa as a member of such Compensation Commission, and such selection and appointment has been duly filed in my office and that Geraldine Lee has been designated as Chairman of the Commission.

NOW, THEREFORE, you are commanded to be and appear before the undersigned in the office of the Sheriff at Winterset, Madison County, State of Iowa, on the 5th day of December, 19 95, at 9:30 o'clock a.m. (CST) for the purpose of qualifying as such Commission, and proceed to view said premises and make an award of damages as by law provided.

Paul Welch
Sheriff of Madison County, Iowa

ACCEPTANCE OF SERVICE

Due and legal service of foregoing Summons accepted and receipt of copy acknowledged at Iowa, this 31 day of Oct, 1995. I further certify that I do not possess any interest in the above proceedings which would cause me to render a biased decision therein.

Chester Haymond

Filed in my office at Winterset, Iowa, this 31st day of October, 19 95.

Paul Welch Sheriff
Sheriff of Madison County, Iowa

REFUSAL TO SERVE

I will be unable to serve for the reason that I possess an interest in the proceeding which would cause me to render a biased decision, or for the reason that

Please sign original summons and return promptly to the Sheriff of County.

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

SUMMONS TO COMMISSIONERS

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

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

TO: JAMES CAMP

The Iowa Department of Transportation has filed with the Chief Judge of the 5th Judicial District including Madison County, Iowa, an Application and Notice of Condemnation for the selection of a Compensation Commission to assess the damages which owners, lienholders, encumbrances, and other persons interested in the land from which certain rights are sought to be appropriated by these proceedings will sustain by reason of such appropriation of the rights as described in the Application and Notice of Condemnation for the improvement and/or the maintenance of roads and streets and/or for highway drainage in Madison County, and

Pursuant to Iowa law, you have been selected and appointed by the Chief Judge of the Judicial District for Madison County, Iowa as a member of such Compensation Commission, and such selection and appointment has been duly filed in my office and that Geraldine Lee has been designated as Chairman of the Commission.

NOW, THEREFORE, you are commanded to be and appear before the undersigned in the office of the Sheriff at Winterset, Madison County, State of Iowa, on the 5th day of December, 1995, at 9:30 o'clock a.m. (CST) for the purpose of qualifying as such Commission, and proceed to view said premises and make an award of damages as by law provided.

Paul D Welch, Sheriff

Paul Welch
Sheriff of Madison County, Iowa

ACCEPTANCE OF SERVICE

Due and legal service of foregoing Summons accepted and receipt of copy acknowledged at Iowa, this 27th day of November, 1995. I further certify that I do not possess any interest in the above proceedings which would cause me to render a biased decision therein.

James Cant

Filed in my office at Winterset, Iowa, this 1st day of December, 1995.

Paul D Welch, Sheriff
Paul Welch
Sheriff of Madison County, Iowa

REFUSAL TO SERVE

I will be unable to serve for the reason that I possess an interest in the proceeding which would cause me to render a biased decision, or for the reason that

Please sign original summons and return promptly to the Sheriff of County.

21
In the Matter of the Condemnation
of Certain Rights in Land by the
Iowa Department of Transportation
for the Improvement of

SUMMONS TO COMMISSIONERS

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

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

TO: LOREN MYERS

The Iowa Department of Transportation has filed with the Chief Judge of the 5th Judicial District including Madison County, Iowa, an Application and Notice of Condemnation for the selection of a Compensation Commission to assess the damages which owners, lienholders, encumbrances, and other persons interested in the land from which certain rights are sought to be appropriated by these proceedings will sustain by reason of such appropriation of the rights as described in the Application and Notice of Condemnation for the improvement and/or the maintenance of roads and streets and/or for highway drainage in Madison County, and

Pursuant to Iowa law, you have been selected and appointed by the Chief Judge of the Judicial District for Madison County, Iowa as a member of such Compensation Commission, and such selection and appointment has been duly filed in my office and that Geraldine Lee has been designated as Chairman of the Commission.

NOW, THEREFORE, you are commanded to be and appear before the undersigned in the office of the Sheriff at Winterset, Madison County, State of Iowa, on the 5th day of December, 1995, at 9:30 o'clock a.m. (CST) for the purpose of qualifying as such Commission, and proceed to view said premises and make an award of damages as by law provided.

Paul Welch
Sheriff of Madison County, Iowa

ACCEPTANCE OF SERVICE

Due and legal service of foregoing Summons accepted and receipt of copy acknowledged at Winterset, Iowa, this 1 day of Dec 1995. I further certify that I do not possess any interest in the above proceedings which would cause me to render a biased decision therein.

Loren D Myers

Filed in my office at Winterset, Iowa, this 5th day of December, 1995.
Paul D Welch, Sheriff
Paul Welch
Sheriff of Madison County, Iowa

REFUSAL TO SERVE

I will be unable to serve for the reason that I possess an interest in the proceeding which would cause me to render a biased decision, or for the reason that

Please sign original summons and return promptly to the Sheriff of County.

22

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

OATH OF COMMISSIONERS

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

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

STATE OF IOWA

Madison County

} ss)

Each of the undersigned being duly sworn says:

That I do possess the qualifications listed under my name below, and

That I do not possess any interest in the proceeding which would cause me to render a biased decision,

and, that I will, to the best of my ability, faithfully and impartially assess the damages which owners, lienholders, encumbrances and other persons interested in the land from which certain rights are sought to be appropriated by these proceedings will sustain by reason of the appropriation of the rights set forth and described in the Application and Notice of Condemnation in the Office of the Sheriff for the improvement of roads and streets and make a written report to the Sheriff as Authorized and prescribed in Chapters 28E, 306, 306A, 306B, 306C, 313, 6A, and 6B, Code of Iowa, and any amendments thereto, and in accordance with the instructions of the Chief Justice of the Supreme Court, and will truly perform any and all other duties imposed upon me by law as a member of the compensation commission selected and appointed to assess said damages.

Don Noack
Name: DON NOACK
Licensed Real Estate Salesperson or Broker

George Bown
Name: GEORGE BOWN
Licensed Real Estate Salesperson or Broker

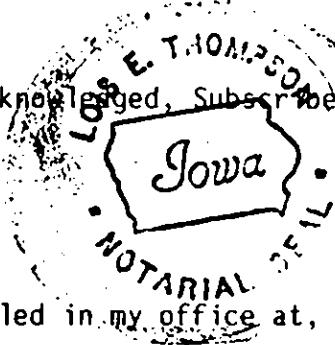
Gus Hendrichs
Name: GUS HENDRICHS
Knowledgeable of Property Values by Virtue of Occupation

Loren Myers
Name: LOREN MYERS
Knowledgeable of Property Values by Virtue of Occupation

Chester Haymond
Name: CHESTER HAYMOND
Agricultural

James Camp
Name: JAMES CAMP
Agricultural

Acknowledged, Subscribed and sworn to before me this 5th day of December, 1995.



L. E. Thompson
(Notary Public) in and for said
(Clerk of Court) County and State

Filed in my office at, Winterset, Iowa, this 5th day of December, 1995.

Paul D. Welch
Paul Welch
Sheriff of Madison County, Iowa

23

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

SHERIFF'S CERTIFICATION AS TO AWARDS AND COSTS

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

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

THE ORIGINAL CERTIFIED APPLICATION FOR CONDEMNATION IS RECORDED IN BOOK 135, PAGE 51-56, OR INSTRUMENT NUMBER, AND DATED October 17, 1995.

TO: Iowa Department of Transportation, Ames, Iowa

I certify that the commissioners in the above-entitled cause convened at Winterset Iowa, on the 5th day of December, 1995, and thereupon proceeded to view the premises and said commissioners did on the 5th day of December, 1995, file their report in my office awarding damages as follows:

NAMES OF CONDEMNEES	AWARD	ATTORNEY FEES AND COSTS
Leta M. Hollingsworth; Trust Created	\$ 4,250.00	\$ 450.00
Under the Will of N. Bernard Hollingsworth,		\$
deceased; Paul Hollingsworth;	\$	\$
Ralph Allen;	\$	\$
Madison County Treasurer	\$	\$
TOTAL DAMAGES AWARDED	\$	\$

I certify that the costs incident to this proceeding are taxed and Notices were Served as listed below:

Date:	Name of Condemnees Served	: Fee	: Mileage	: Rate at 27cents	: Amount	: Total
	Leta Hollingsworth	\$10.00	minimum	\$ 2.70	\$ 12.70	\$ 12.70
	Trust Created under the will of Bernard Hollingsworth by serving Leta Hollingsworth	\$ 5.00			\$ 5.00	\$ 5.00
	Paul Hollingsworth A.D.	\$15.00	11	\$ 2.97	\$12.97	\$ 12.97
	Mark Hollingsworth	\$10.00	10	\$ 2.70	\$12.70	\$ 12.70
	Ralph Allen aka Mike Allen	\$10.00	10	\$ 2.70	\$12.70	\$ 12.70
	MADISON COUNTY AUDITOR, Joan Welch	\$10.00	minimum	\$ 2.70	\$12.70	\$ 12.70
					Sub Total \$	73.77
	Sheriff, Summoning and attending Commissioners.....				\$ 60.00	\$ 60.00
	POSTAGE & COPIES				29.60	29.60
	Sheriff, Mileage while attending Commissioners, 20 miles, at 27 cents =				5.40	5.40
					TOTAL \$	168.77

PAID DEC 22 1995 By Treasurer State of Iowa

Paul D Welch, Sheriff Paul Welch Sheriff of Madison, County, Iowa

24

COMMISSIONERS' COSTS
-2-

DONALD NOACK of _____
VAN METER, Iowa
 1 day service \$ 50.00
 32 miles at /27 cents 8.64
 1 meals 5.00
TOTAL \$ 63.64

GEORGE BOWN of _____
WINTERSET, Iowa
 1 day service \$ 50.00
 16 miles at .27 cents 4.32
 1 meals 5.00
TOTAL \$ 59.32

GUS HENRICHS of _____
WINTERSET, Iowa
 1 day service \$ 50.00
 minimum miles at _____ cents 2.70
 1 meals 5.00
TOTAL \$ 57.70

LOREN MYERS of _____
MACKSBURG, Iowa
 1 day service \$ 50.00
 40 miles at .27 cents 10.80
 1 meals 5.00
TOTAL \$ 65.80

JAMES CAMP of _____
PERU, Iowa
 1 day service \$ 50.00
 40 miles at .27 cents 10.80
 1 meals 5.00
PAID \$ 65.80

CHESTER HAYMOND of _____
WINTERSET, Iowa
 1 day service \$ 50.00
 32 miles at .27 cents 8.64
 1 meals 5.00
TOTAL \$ 63.64

DEC 22 1995
 By Paul Welch, Sheriff
GRAND TOTAL \$ 544.67

I certify that the foregoing amounts are legally payable to each claimant and that the claim is correct and just and that the payment has been received.

Dated this 22nd day of December 1995.
Paul D Welch, Sheriff
 Paul Welch
 Sheriff of Madison County, Iowa

25

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

SHERIFF'S CERTIFICATION AS TO AWARDS AND COSTS

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

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

THE ORIGINAL CERTIFIED APPLICATION FOR CONDEMNATION IS RECORDED IN BOOK 135, PAGE 51-56, OR INSTRUMENT NUMBER, AND DATED: October 17th, 1995.

TO: Iowa Department of Transportation, Ames, Iowa

I certify that the commissioners in the above-entitled cause convened at Winterset, Iowa, on the 5th day of December, 1995, and thereupon proceeded to view the premises and said commissioners did on the 5th day of December, 1995, file their report in my office awarding damages as follows:

NAMES OF CONDEMNEES	AWARD	ATTORNEY FEES AND COSTS
Union State Bank;		
Benshoof Farms Partnership	\$ 19,170.00	\$ 300.00
UIS. West Communicationc, Inc.	\$	\$
Cheryl J. Howell;	\$	\$
Madison County Clerk of District Court	\$	\$
Madison County Treasurer	\$	\$
	\$	\$
TOTAL DAMAGES AWARDED	\$ 19,170.00	\$ 300.00

I certify that the costs incident to this proceeding are taxed and Notices were Served as listed below:

Date:	Name of Condemnees Served	: Fee	: Mileage	at Rate	cents	: Amount	: Total :
	Union State Bank by serving Duane Gordon, Vice President	\$10.00	minimum	\$ 2.70		\$12.70	\$ 12.70
	Benshoof Farms Partnership by serving Ted Benshoof	\$10.00	10	\$ 2.70		\$12.70	\$ 12.70
	Cheryl J. Howell	\$10.00	10	\$ 2.70		\$12.70	\$ 12.70
	Madison County, Iowa by serving Joan Welch, Auditor	\$10.00	minimum	\$ 2.70		\$12.70	\$ 12.70
	Madison County, Iowa by serving Jan Weeks, Clerk of District Court	\$10.00				\$10.00	\$ 10.00
						Sub Total \$	\$ 60.80

Sheriff, Summoning and attending Commissioners.....\$ 80.00
 POSTAGE & COPIES \$ 1.92
 Sheriff, Mileage while attending Commissioners, _____ miles, at _____ cents = _____
TOTAL \$ 62.72

PAID
 DEC 22 1995
 Treasurer State of Iowa
 Paul Welch
 Sheriff of Madison, County, Iowa

26

CONDEMNATION COMMISSIONERS STATEMENT

To the Sheriff of _____ 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. FN 92-04-(5)-11-61 held on the 5th day of _____, 1995, are as follows and that these claims are due, just and unpaid.

<u>1</u> day service at \$50.00	\$ <u>50.00</u>
<u>32</u> miles at <u>27</u> cents	\$ <u>8.64</u>
<u>1</u> meals	\$ <u>5.00</u>

Signed this 5th day of December, 1995.

Donald P. Noack
COMMISSIONER

27

CONDEMNATION COMMISSIONERS STATEMENT

To the Sheriff of Madison 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. EN-92-4 (15) - 21-61, held on the 5th day of December, 1995, are as follows and that these claims are due, just and unpaid.

<u>1</u> day service at \$50.00	\$ <u>50.-</u>
<u>16</u> miles at <u>27</u> cents	\$ <u>4.32</u>
<u>1</u> meals	\$ <u>5.-</u>

Signed this 5th day of December, 1995.

George Bawn
COMMISSIONER

38

CONDEMNATION COMMISSIONERS STATEMENT

To the Sheriff of Madison 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. FN-92-4-(15)-21-61, held on the 5 day of December, 1995, are as follows and that these claims are due, just and unpaid.

	<u>1</u> day service at \$50.00	\$ <u>50⁰⁰</u>
<i>MINIMUM</i>	<u> </u> miles at <u> </u> cents	\$ <u> </u>
	<u>1</u> meals	\$ <u>5⁰⁰</u>

Signed this 5 day of December, 1995.

Cass Amundson
COMMISSIONER

29

CONDEMNATION COMMISSIONERS STATEMENT

To the Sheriff of Madison 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. FN 924 (15) 21-61, held on the 5 day of Dec, 1995, are as follows and that these claims are due, just and unpaid.

<u>1</u> day service at \$50.00	\$ <u>50 -</u>
<u>40</u> miles at <u>27</u> cents	\$ <u>10.80</u>
<u>1</u> meals	\$ <u>5.00</u>
	<u>\$65.80</u>

Signed this 5 day of Dec, 1995.

John Meyer
COMMISSIONER

30

CONDEMNATION COMMISSIONERS STATEMENT

To the Sheriff of MADISON 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. FN-92-4 (15)-21-61 A held on the 5th day of DECEMBER, 1995, are as follows and that these claims are due, just and unpaid.

<u>1</u> day service at \$50.00	\$ <u>50.00</u>
<u>40</u> miles at <u>29</u> cents	\$ <u>11.60</u>
<u>1</u> meals	\$ <u>5.00</u>
	<u>65.80</u>

Signed this 5 day of DECEMBER, 1995.

JAMES CAMP
COMMISSIONER

31

CONDEMNATION COMMISSIONERS STATEMENT

To the Sheriff of Madison 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. FN-92-4-(15)-21-61, held on the 5 day of Dec., 1995, are as follows and that these claims are due, just and unpaid.

<u> </u> day service at \$50.00	\$ <u>50.⁰⁰</u>
<u>32</u> miles at <u>27</u> cents	\$ <u>8.64</u>
<u>5⁰⁰</u> meals	\$ <u>5.00</u>

Signed this 4 day of Dec., 1995.

Chester Hayward
COMMISSIONER

37.

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

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

Group "A"

NOTICE
REC'D
MADISON COUNTY
WINTERSET, IOWA

OCT 17 1995

BY _____

8-26

TO:

Leta M. Hollingsworth, R.R. #1, Winterset, Iowa

Trust Created Under the Will of N. Bernard Hollingsworth, deceased, c/o Leta M. Hollingsworth, Trustee, R.R. #1, Winterset, Iowa

Trust Created Under the Will of N. Bernard Hollingsworth, deceased, c/o Paul Hollingsworth, Trustee, R.R. #1, Winterset, Iowa

Trust Created Under the Will of N. Bernard Hollingsworth, deceased, c/o Barbara Weiss, Trustee, 776 Bragg Street, New Orleans, Louisiana

Trust Created Under the will of N. Bernard Hollingsworth, deceased, c/o Mark Hollingsworth, Trustee, R.R. #1, Winterset, Iowa

Paul Hollingsworth, R.R. #1, Winterset, Iowa

Ralph Allen, also known as Mike Allen, R.R. #1, Winterset, 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 SW 1/4 SE 1/4, SE 1/4 SE 1/4 and part of the NE 1/4 SW 1/4, NW 1/4 SE 1/4 and SE 1/4 SW 1/4 of 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 2), (2 of 2) and "B" (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
Leta M. Hollingsworth, et al (Parcel 35)
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 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 2) attached hereto and by reference made a part hereof.

Said parcel is described as follows:

Commencing at the SW Corner of said Sec. 26; thence N2°05'49"W, 1316.87 ft. along the west line of the SW $\frac{1}{4}$ of said Sec. 26, to a point on the main tangent line (ahead) of Relocated Primary Road No. 92; thence N72°14'45"E, 1632.10 ft. along said main tangent line (ahead) and centerline of Relocated Primary Road No. 92 to a point on the main tangent line (back) of said Relocated Primary Road No. 92; thence S1°01'18"W, 3.18 ft. to a point on the present southerly right of way line of Primary Road No. 92, the Point of Beginning; thence continuing S1°01'18"W, 81.12 ft.; thence N69°40'27"E, 524.70 ft. to a point on the present southerly right of way line of the present east-west Local Road; thence S88°20'45"W, 247.13 ft. along said present southerly right of way line of present east-west Local Road to a point on the present southerly right of way line of said Primary Road No. 92; thence southwesterly, 243.79 ft. along a 1942.86 foot radius curve, concave northwesterly, and having a chord bearing S68°39'04"W, 243.63 ft. along the present southerly right of way line of said Primary Road No. 92; thence S72°14'45"W, 17.47 ft. along the present southerly right of way line of said Primary Road No. 92 to the Point of Beginning; containing 0.68 acre, more or less.

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

Said parcel is described as follows:

Commencing at the SW Corner of said Sec. 26; thence N2°05'49"W, 1316.87 ft. along the west line of the SW $\frac{1}{4}$ of said Sec. 26 to a point on the main tangent line (ahead) of Relocated Primary Road No. 92; thence N72°14'45"E, 1934.21 ft. along said main tangent line (ahead) and centerline of Relocated Primary Road No. 92 to a point on the main tangent line (back) of said Relocated Primary Road No. 92, said point also being the present southerly right of way line of the present east-west Local Road; thence N88°20'45"E, 606.55 ft. along said present southerly right of way line to the Point of Beginning; thence continuing N88°20'45"E, 450.82 ft. along said present southerly right of way line; thence S83°33'03"W, 263.19 ft.; thence westerly 190.25 ft. along an 818.94 foot radius curve, concave northerly, and having a chord bearing N84°59'56"W, 189.83 ft. to a point on said present southerly right of way line, the Point of Beginning; containing 0.13 acre, more or less.

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Madison County Project No. FN-92-4(15)--21-61
Leta M. Hollingsworth, et al (Parcel 35)

Page 3

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. 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.

Madison County Project No. FN-92-4(15)--21-61
Leta M. Hollingsworth, et al (Parcel 35)

Page 3



35

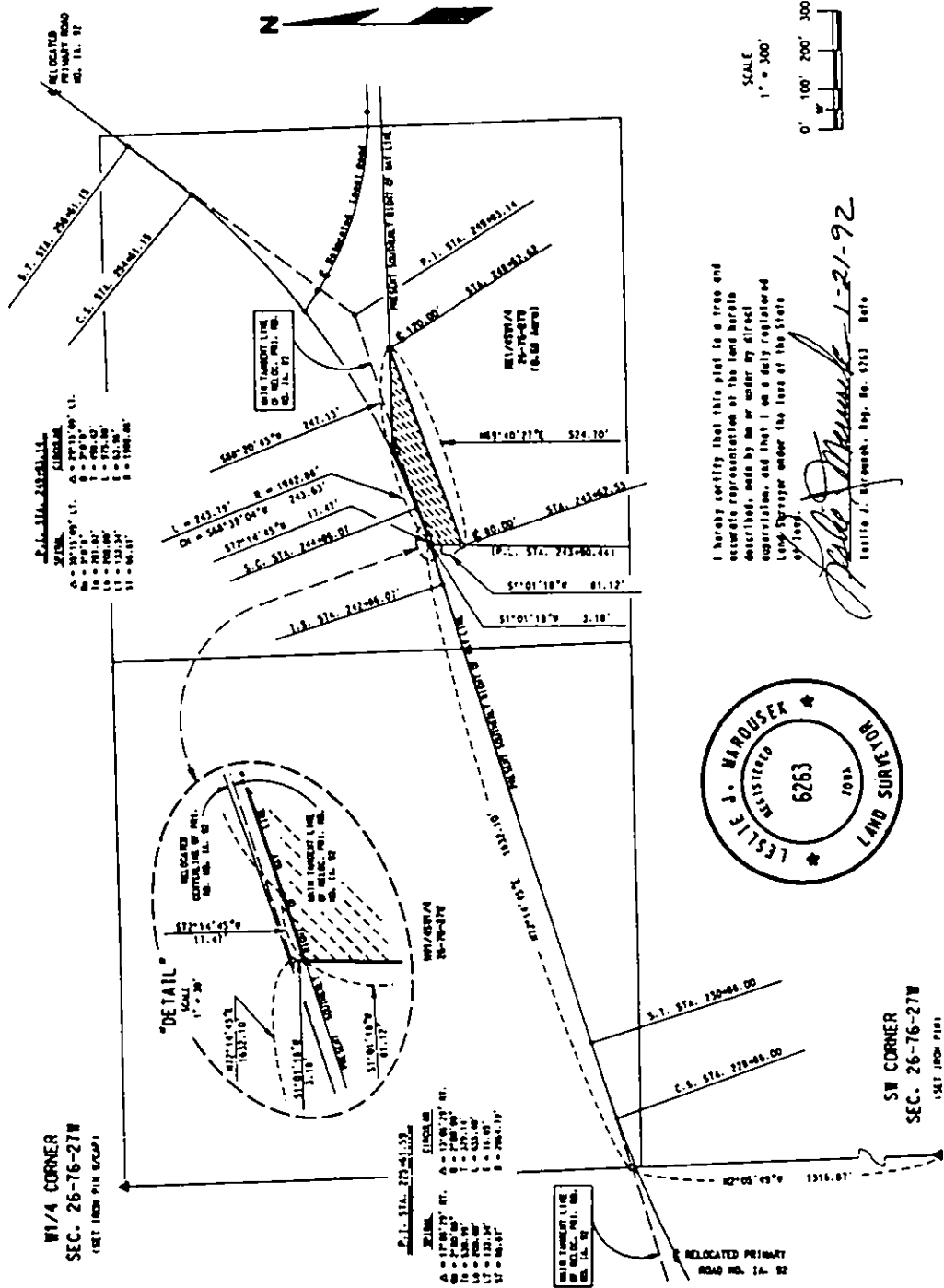
Form 680-011
8-78

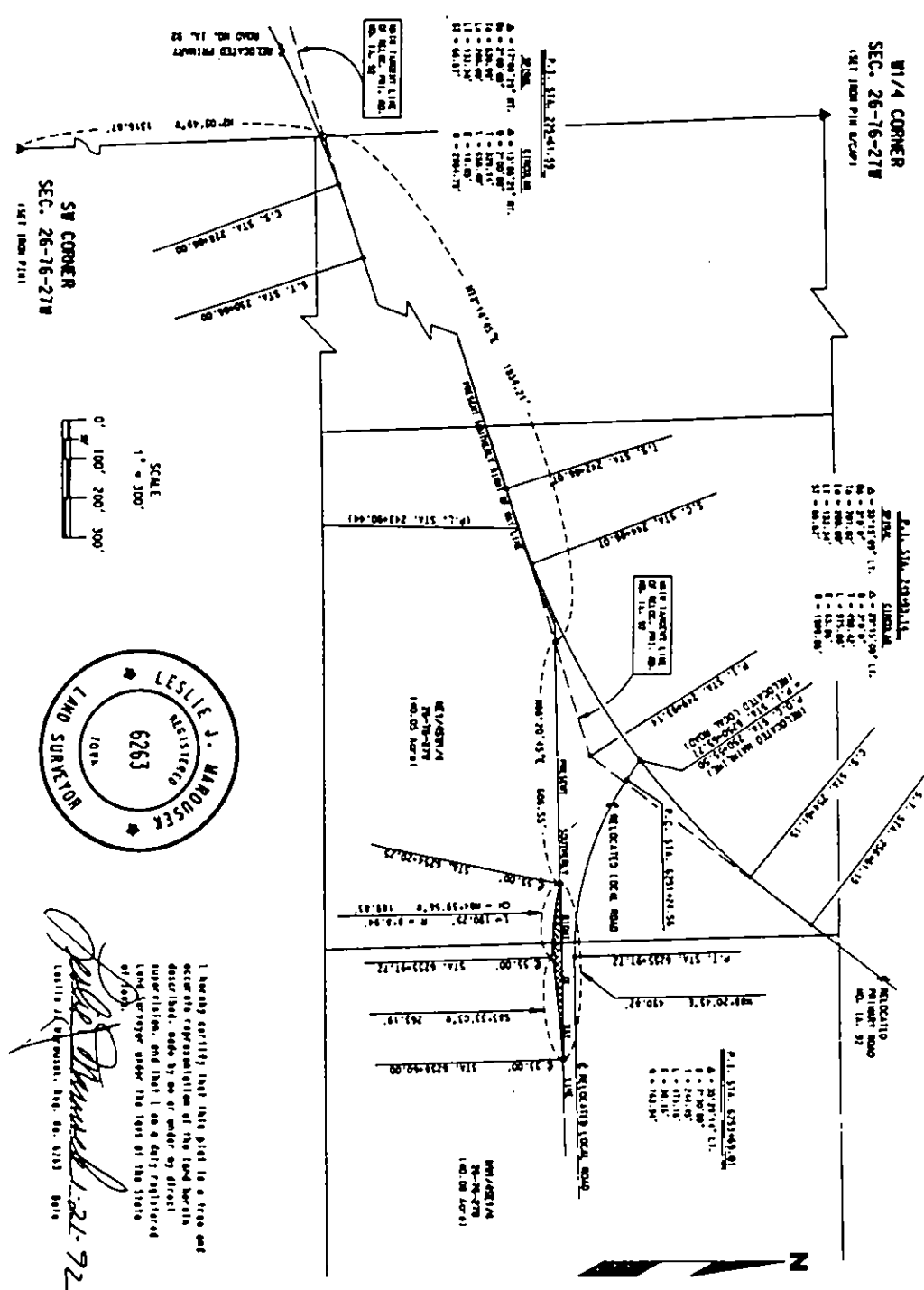


IOWA DEPARTMENT OF TRANSPORTATION

ACQUISITION PLAT
EXHIBIT 'A'(IOF2)

COUNTY MADISON STATE CONTROL NO. 60-0600
 PROJECT NO. FH-92-4(15)-21-61 PARCEL NO. 35
 SECTION 26 TOWNSHIP 76N RANGE 27W
 ROW-FEE _____ AC. EASE 0.68 AC. EXCESS - FEE _____ AC
 ACQUIRED FROM LETA M. HOLLINGSWORTH, ET AL





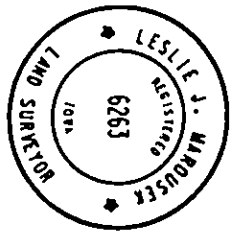
COUNTY MADISON
 PROJECT NO. FN-92-4(15)-21-61
 SECTION 26 TOWNSHIP 76N RANGE 27W
 ACQUIRED FROM LEITA M. HOLLINGSWORTH, ET AL
 STATE CONTROL NO. 60-0600
 PARCEL NO. 35
 AC. EXCESS - FEE
 RANGE 27W
 TOWNSHIP 76N
 SECTION 26
 AC

IOVA DEPARTMENT OF TRANSPORTATION

ACQUISITION PLAN
EXHIBIT 'A' (2 OF 2)



I hereby certify that this plan is a true and
 correct 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. Marousek
 Leslie J. Marousek, No. 00-0181 0016



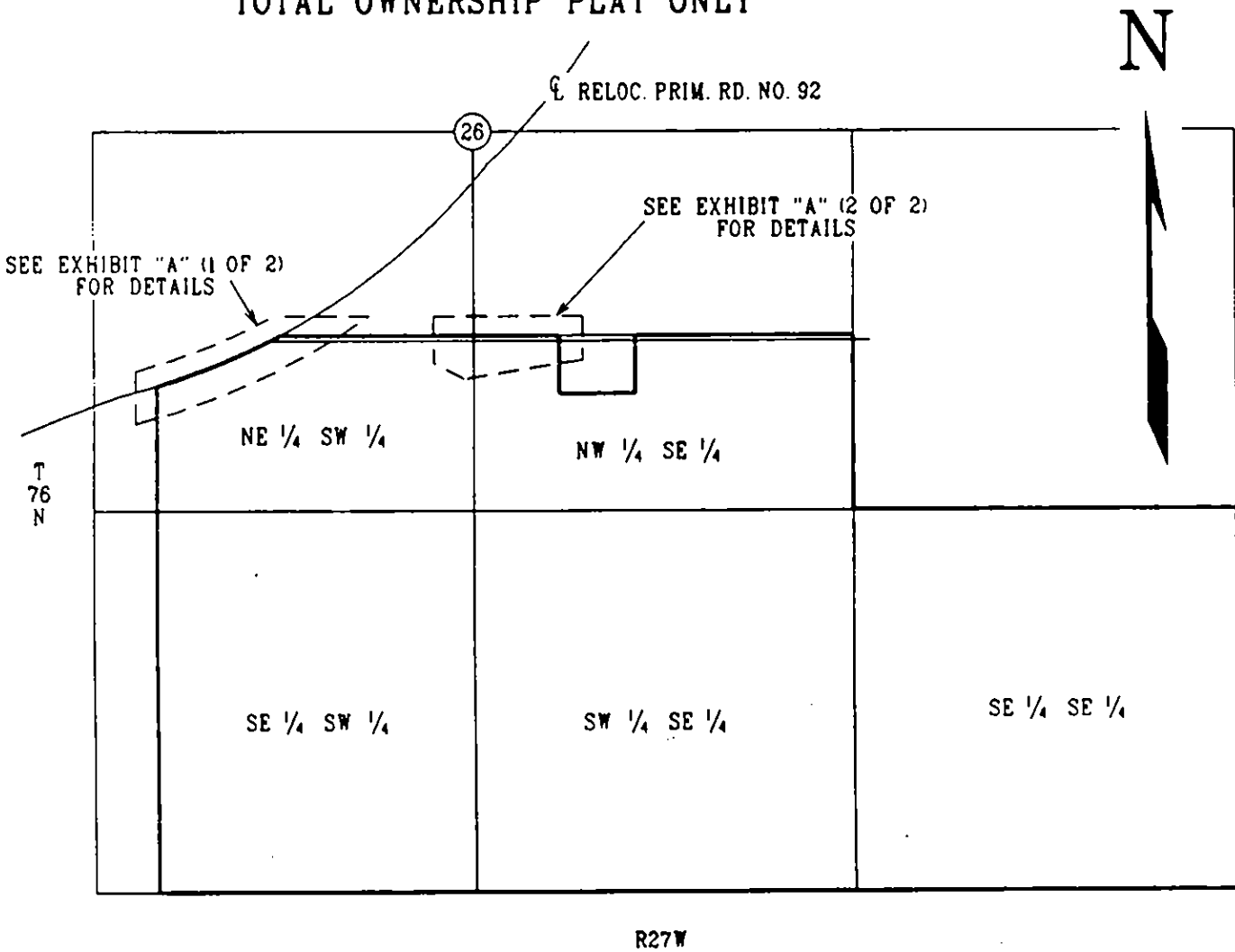
SCALE
 1" = 200'
 0' 100' 200' 300'

IOWA DEPARTMENT OF TRANSPORTATION
ACQUISITION PLAT
EXHIBIT "B"



COUNTY MADISON
PROJECT NO. FN-92-4(15)--21-61 PARCEL NO. 35
SECTION 26 TOWNSHIP 76N RANGE 27W
BORROW AC
ACQUIRED FROM LETA M. HOLLINGSWORTH, ET AL

TOTAL OWNERSHIP PLAT ONLY



3d.

That such condemnation is sought for the improvement and/or the maintenance of roads and streets in the State of Iowa in the matter prescribed in Chapters 28E, 306, 306A, 306B, 306C, 313, 6A, and 6B of the Code of Iowa and all amendments thereto.

That a commission for the purpose of appraising and awarding damages which will be caused by said appropriation and condemnation has been selected and appointed.

You are further notified that the Commissioners will report to the Sheriff's Office in Winterset, Iowa, at 9:30 o'clock a.m., on the 5th day of December, 1995 and will view your property at approximately 10:20 o'clock a.m. on the same day. They will then return to the Sheriff's Office and proceed to appraise said damages. You may participate in these proceedings if you care to do so.

IOWA DEPARTMENT OF TRANSPORTATION
Special Assistant Attorney General and Counsel

Robert L. North
Right of Way Director

By Bernie Jorgensen
Bernie Jorgensen
Condemnation Unit Coordinator
Iowa Department of Transportation
Ames, Iowa 50010

ACCEPTANCE OF SERVICE

I accept service of the above notice, I acknowledge receipt of a copy, and I waive time of service and any requirements that such notice be published in a newspaper.

Dated at _____, this _____ day of _____, 19__.

STATE OF IOWA }
COUNTY OF _____ } ss:

Received the within notice the _____ day of _____, 19__, and I hereby certify that I have served to each person named below by delivering a true copy of the same to each person at the time and place set opposite their respective names:

NAME	DATE	CITY OR TOWN	COUNTY	STATE
Trust Created under the Will of N. Bernard Hollingsworth, deceased				
by serving Paul Hollingsworth 102395		Scott Township	Madison	Iowa
Paul Hollingsworth	102395	Scott Township	Madison	Iowa
Trust Created under the Will of N. Bernard Hollingsworth, deceased				
by serving Mark Hollingsworth 102395		Scott Township	Madison	Iowa
Ralph Allen, aka Mike Allen		Union Township	Madison	Iowa

Fees:
Service \$ 35.00
Mileage \$ 8.37
Total \$ 43.37

Paul D. Welch
Sheriff of Madison County, Iowa
by Craig Busch
Craig Busch, Deputy

RETURN OF SERVICE

FORM 141-Q June 1989

IN THE IOWA DISTRICT COURT FOR MADISON COUNTY

Case Name IA DOT VS HOLLINGSWORTH

Case No. FN-92-4(15)--21-61 "A"

Notice Rec'd this date October 17, 1995

STATE OF IOWA

MADISON County

ss.

RETURN OF SERVICE:

- Personal
Dwelling/Substitute
Hotel, Boarding/Rooming House
Corporation/Association
Official (State, County, City)
Spouse away from residence
Other

Type of Service Code
1
2
3
4
5
6
7

I certify that I served a copy of:

- Petition and Original Notice
Modification/Application and Notice
Order to Show Cause
Order Filed
Writ
Other Notice of Condemnation

Served:

Leta Hollingsworth at 612 N 8th Avenue Winterset, Iowa on October 24, 1995
Bernard Hollingsworth, deceased by serving Leta Hollingsworth its Trustee on October 24, 1995 at 612 N 8th Avenue Winterset, Iowa

NOTE: (Diligent Search, etc.)

Paul D. Welch, Sheriff
Madison County, Iowa
Official Title

FEES:

Processing \$ 15.00
Mileage \$ 2.70
Copy \$
Notary \$
TOTAL \$ 17.70

Fees charged to/paid by Party:

IOWA DEPARTMENT OF TRANSPORTATION

NOTE: Copy of Original Notice, if served, must be attached to this form.

40

RETURN OF SERVICE

FORM 141-Q June 1989

IN THE IOWA DISTRICT COURT FOR MADISON COUNTY

Case Name IA DOT VS HOLLINGSWORTH

Case No. FN-92-4(15)--21-61 "A"

Notice Rec'd this date October 17, 1995

STATE OF IOWA

MADISON County } ss.

RETURN OF SERVICE:

- Personal 1
- Dwelling/Substitute 2
- Hotel, Boarding/Rooming House 3
- Corporation/Association 4
- Official (State, County, City) 5
- Spouse away from residence 6
- Other 7

I certify that I served a copy of:

- Petition and Original Notice
- Modification/Application and Notice
- Order to Show Cause

- Order Filed _____
- Writ _____
- Other _____

Served:

(Name)	at (Address)	on (Date)	Type Code
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

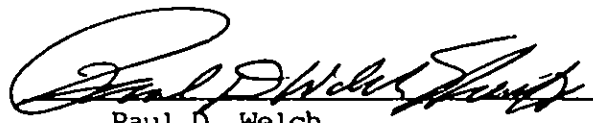
_____ by serving _____ at _____

_____ on _____, (a person residing therein who was then at least 18 years old) or (Spouse away from residence). (Strike non-applicable part.)

MADISON COUNTY, IOWA by serving Joan Welch 5

its Auditor on October 24, 1995 at Madison County Courthouse
(Title) (Date) Winterset, Iowa

NOTE: (Diligent Search, etc.)

 , Sheriff
 Paul D. Welch
 Madison County, Iowa

Official Title

FEEES:

Processing \$ 10.00
 Mileage \$ 2.70
 Copy \$
 Notary \$
 TOTAL \$ 12.70

Fees charged to/paid by ~~xxx~~ Party:

IOWA DEPARTMENT OF TRANSPORTATION

NOTE: Copy of Original Notice, if served, must be attached to this form.

41
In the Matter of the Condemnation of
Certain Rights in Land by the Iowa
Department of Transportation for the
Improvement of

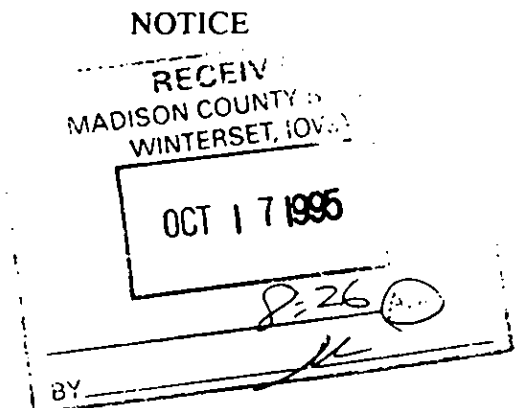
Primary Road No. 92 east

of the City of Winterset

located in Madison County, Iowa

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

Group "A"



TO:

Union State Bank, 201 W. Court Street, Winterset, Iowa

Benshoof Farms Partnership, c/o Ted Benshoof, General Partner, Rural Route #1, Winterset, Iowa

Cheryl J. Howell, Rural Route #1, Winterset, 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

Madison County, Iowa, c/o Clerk of District Court, Winterset, 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 NE ¼ NW ¼, SE ¼ NW ¼, NW ¼ NE ¼, SW ¼ NE ¼ and part of the NW ¼ NW ¼, SW ¼ NW ¼ and NW ¼ SE ¼ of Sec. 33, T76N, R27W of the 5th P.M., Madison County, Iowa.

You, and each of you, are hereby notified that the State of Iowa desires 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 2), (2 of 2) and "B" (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:

The easement for highway purposes sought to be appropriated is in land described as follows:

A parcel of land located in the NW ¼ NW ¼ and NE ¼ NW ¼ of Sec. 33, T76N, R27W of the 5th P.M., Madison County, Iowa, as shown on the plat Exhibit "A" (1 of 2) attached hereto and by reference made a part hereof.

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

Union State Bank, et al (Parcel 19)

Continued on next page.

Page 1

Madison County Project No. FN-92-4(15)--21-61
 Union State Bank, et al (Parcel 19)

Page 2

Said parcel is described as follows:

Beginning at the N $\frac{1}{4}$ Corner of said Sec. 33; thence S88°50'44"W, 2445.57 ft. along the north line of the NW $\frac{1}{4}$ of said Sec. 33; thence S2°29'16"E, 80.02 ft.; thence N88°50'44"E, 367.93 ft.; thence easterly 637.19 ft. along an 11,379.16 foot radius curve, concave southerly and having a chord bearing S89°33'01"E, 637.10 ft.; thence S87°56'46"E, 288.67 ft.; thence easterly 1152.83 ft. along an 11,539.16 foot radius curve, concave northerly and having a chord bearing N89°11'30"E, 1152.35 ft. to a point on the east line of the NW $\frac{1}{4}$ of said Sec. 33; thence N1°55'25"W, 120.97 ft. along said east line to the N $\frac{1}{4}$ Corner of said Sec. 33, the Point of Beginning, excepting therefrom present easements of record.

Said parcel contains 3.19 acres, exclusive of said exceptions.

Also, a parcel of land located in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 33, T76N, R27W of the 5th P.M., Madison County, Iowa, as shown on the plat Exhibit "A" (2 of 2) attached hereto and by reference made a part hereof.

Said parcel is described as follows:

Beginning at the N $\frac{1}{4}$ Corner of said Sec. 33; thence N88°29'29"E, 1314.74 ft. along the north line of the NE $\frac{1}{4}$ of said Sec. 33 to a point on the east line of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ thereof; thence S2°10'22"E, 80.00 ft. along said east line; thence S88°29'29"W, 192.69 ft.; thence westerly 566.85 ft. along an 11,379.16 foot radius curve, concave southerly, and having a chord bearing S87°03'52"W, 566.79 ft.; thence S85°38'14"W, 416.67 ft.; thence westerly 139.47 ft. along an 11,539.16 foot radius curve, concave northerly, and having a chord bearing S85°59'00"W, 139.46 ft. to a point on the west line of the NE $\frac{1}{4}$ of said Sec. 33; thence N1°55'25"W, 120.97 ft. along said west line to the N $\frac{1}{4}$ Corner of said Sec. 33, the Point of Beginning, excepting therefrom present easements of record.

Said parcel contains 1.32 acres, exclusive of said exceptions.

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. 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.

Madison County Project No. FN-92-4(15)--21-61
 Union State Bank, et al (Parcel 19)

Page 2

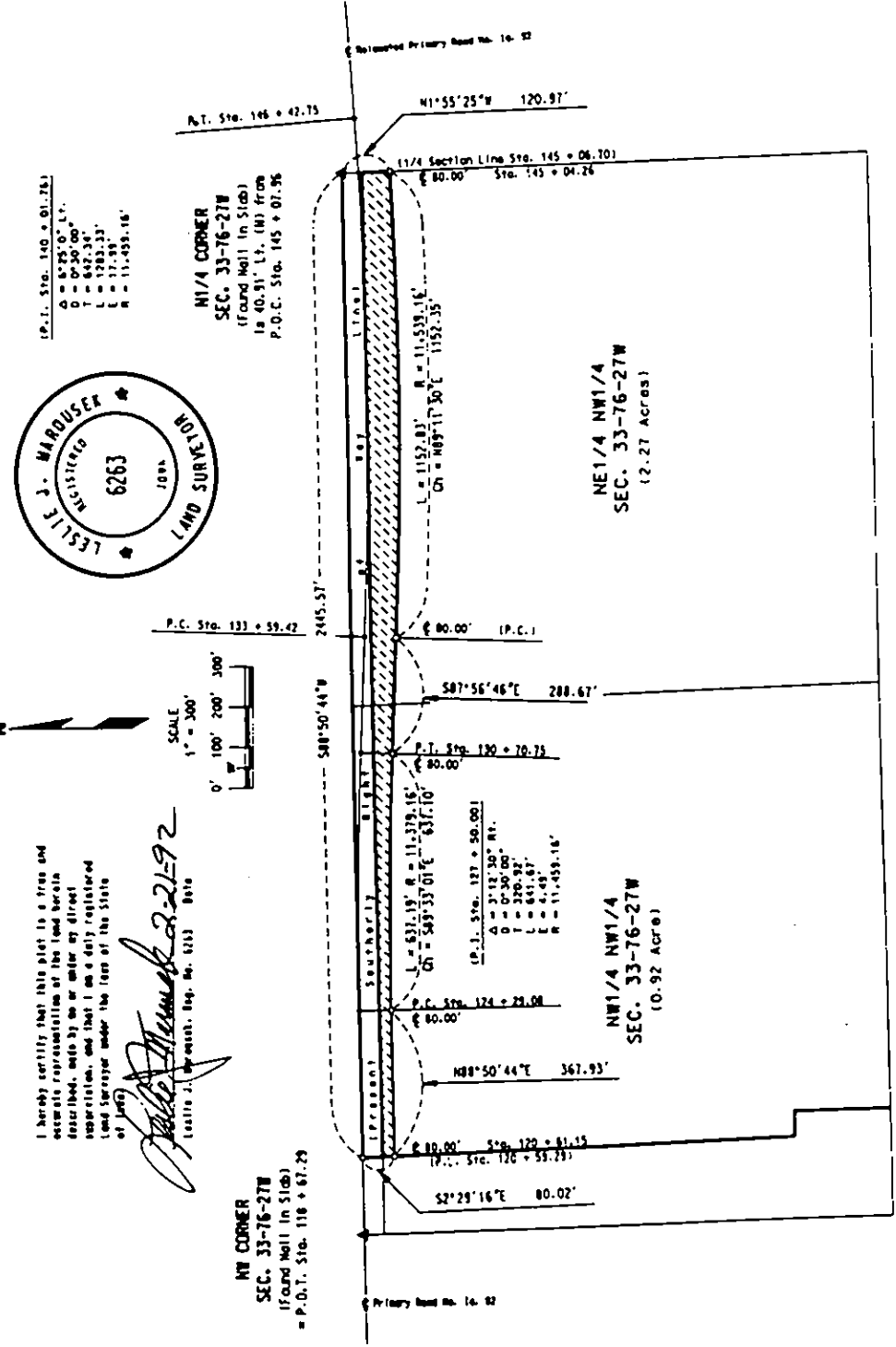
13

618 Printed
February 1982



IOWA DEPARTMENT OF TRANSPORTATION
ACQUISITION PLAT (1 OF 2)
EXHIBIT 'A'

COUNTY MADISON STATE CONTROL NO. 61-0800
PROJECT NO. FN-92-4(15)--21-61 PARCEL NO. 19
SECTION 33 TOWNSHIP 76 N RANGE 27 W
ROW-FEE _____ AC. EASE 3.19 AC. EXCESS - FEE _____ AC
ACQUIRED FROM UNION STATE BANK, ET AL



44

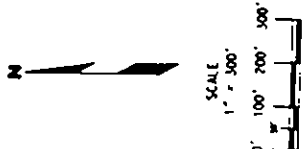
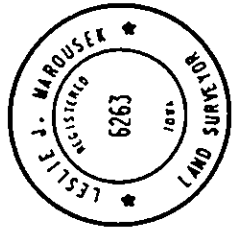
Land Plat
Form 100



IOWA DEPARTMENT OF TRANSPORTATION

ACQUISITION PLAT (2 OF 2)
EXHIBIT "A"

COUNTY MADISON STATE CONTROL NO. 61-0800
 PROJECT NO. FN-92-4(15)--21-61 PARCEL NO. 19
 SECTION 33 TOWNSHIP 78 N RANGE 27 W
 ROW-FEE AC. EASE 1.92 AC. EXCESS - FEE AC
 ACQUIRED FROM UNION STATE BANK, ET AL

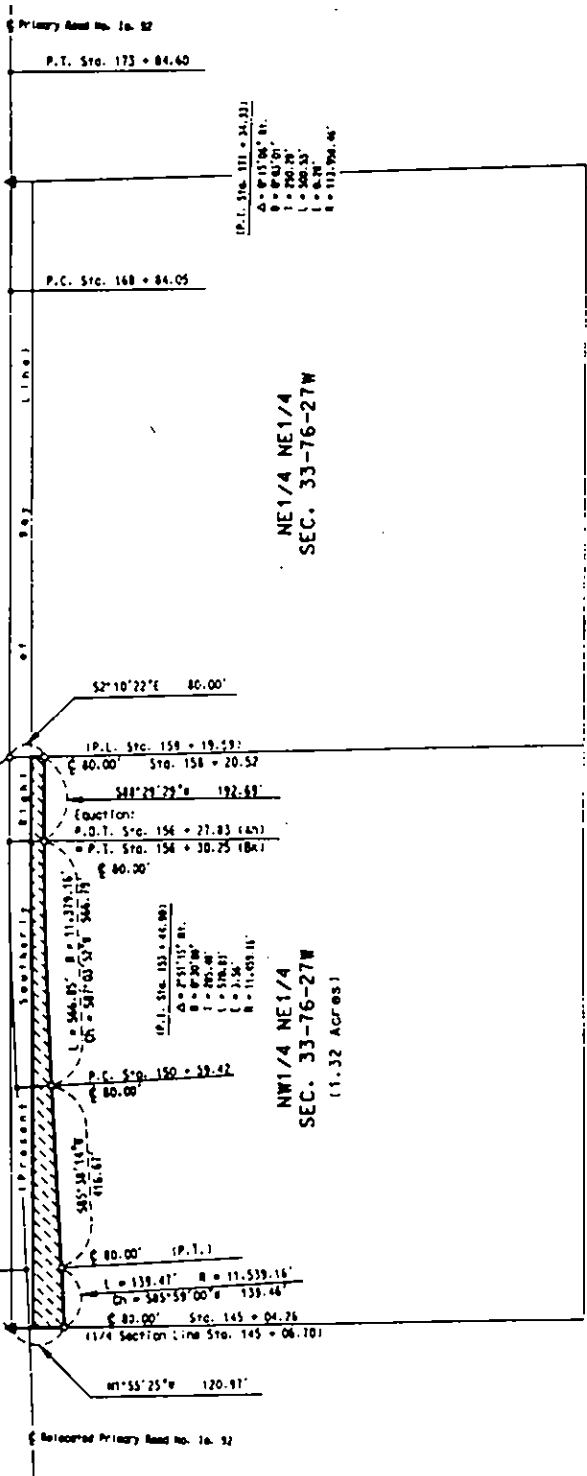


I hereby certify that this plat is a true and accurate representation of the land herein described, made by me or under my direct supervision, and that I am a duly registered Land Surveyor under the laws of the State of Iowa.

Leslie J. Maroušek
 Leslie J. Maroušek, Reg. No. 6263, Date 2-21-92

IP.L. Sta. 146 + 01.25
 Δ = 87°29'11"
 B = 82.30'
 L = 154.37'
 E = 12.29'
 R = 11.458.16'

NW 1/4 CORNER
 SEC. 33-76-27W
 (Found Nail in S100)
 16 40.91' Lt. (N) from
 P.O.C. Sta. 145 + 07.98



45

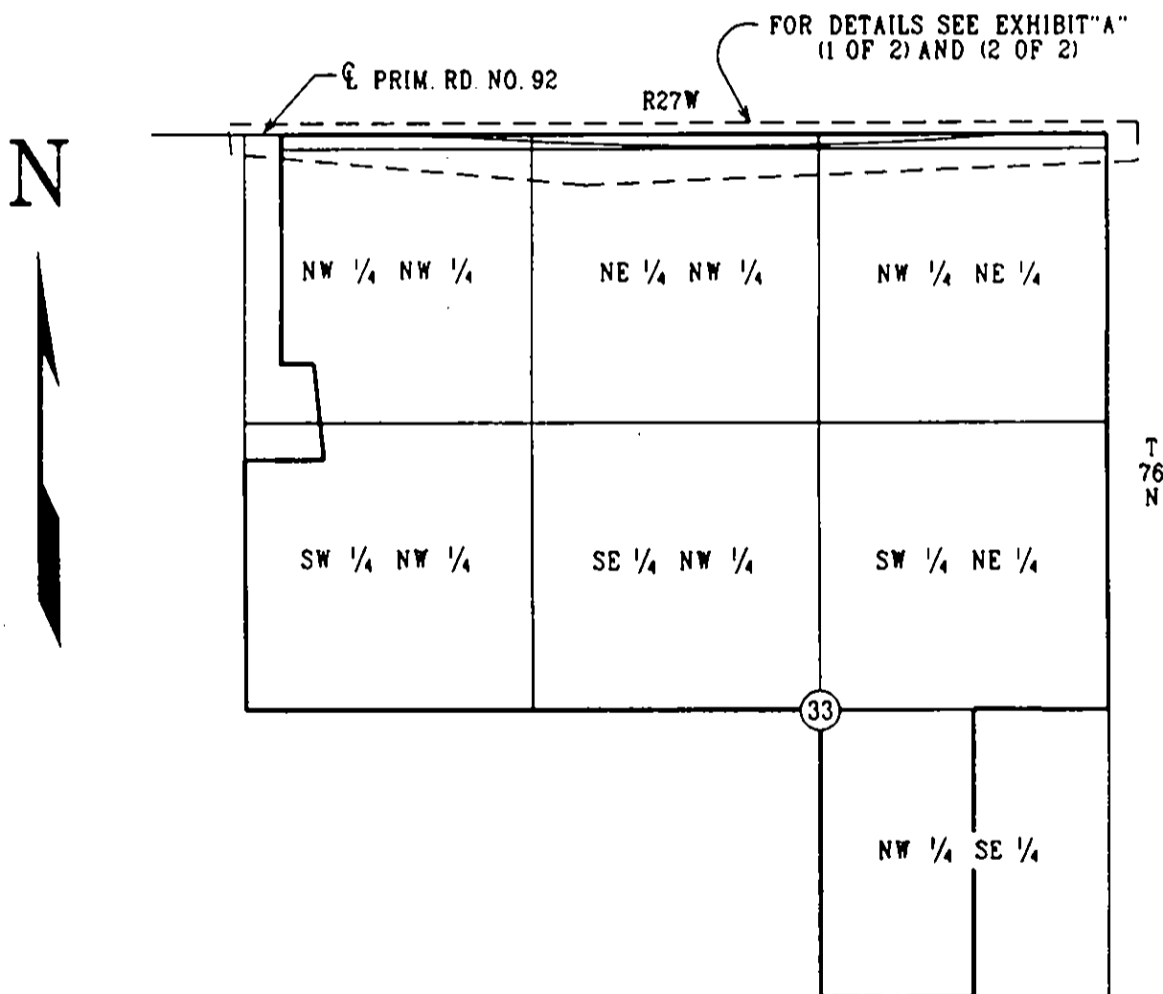
FORM 654-077
1-83

IOWA DEPARTMENT OF TRANSPORTATION
ACQUISITION PLAT
EXHIBIT "B"



COUNTY MADISON
PROJECT NO. FN-92-4(15)--21-61 PARCEL NO. 19
SECTION 33 TOWNSHIP 76N RANGE 27W
BORROW AC
ACQUIRED FROM UNION STATE BANK, ET AL

TOTAL OWNERSHIP PLAT ONLY



44


That such condemnation is sought for the improvement and/or the maintenance of roads and streets in the State of Iowa in the matter prescribed in Chapters 28E, 306, 306A, 306B, 306C, 313, 6A, and 6B of the Code of Iowa and all amendments thereto.

That a commission for the purpose of appraising and awarding damages which will be caused by said appropriation and condemnation has been selected and appointed.

You are further notified that the Commissioners will report to the Sheriff's Office in Winterset, Iowa, at 9:30 o'clock a.m., on the 5th day of December, 1995, and will view your property at approximately 10:00 o'clock a.m. on the same day. They will then return to the Sheriff's Office and proceed to appraise said damages. You may participate in these proceedings if you care to do so.

IOWA DEPARTMENT OF TRANSPORTATION
Special Assistant Attorney General and Counsel

Robert L. North
Right of Way Director

By 
Bernie Jorgensen
Condemnation Unit Coordinator
Iowa Department of Transportation
Ames, Iowa 50010

ACCEPTANCE OF SERVICE

I accept service of the above notice, I acknowledge receipt of a copy, and I waive time of service and any requirements that such notice be published in a newspaper.

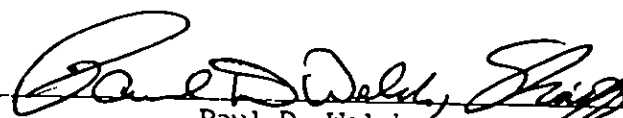
Dated at _____, this _____ day of _____, 19____.

STATE OF IOWA }
COUNTY OF MADISON } ss:

Received the within notice the 17th day of October, 1995, and I hereby certify that I have served to each person named below by delivering a true copy of the same to each person at the time and place set opposite their respective names:

NAME	DATE	CITY OR TOWN	COUNTY	STATE
MADISON COUNTY, IOWA by serving Joan Welch, Auditor	102495	Winterset	Madison	Iowa
MADISON COUNTY, IOWA by serving Jan Weeks, Clerk of District Court	102495	Winterset	Madison	Iowa
Union State Bank by serving Duane Gordon, Vice President	102495	Winterset	Madison	Iowa

Fees:
Service \$ 30.00
Mileage \$ 5.40
Total \$ 35.40


Sheriff of Paul D. Welch
Madison County, Iowa

RETURN OF SERVICE

FORM 141-Q June 1989

IN THE IOWA DISTRICT COURT FOR MADISON COUNTY

Case Name IA DOT VS BENSHOOF ETAL

Case No. FN-91=4(15)--21-61 "A"

Notice Rec'd this date October 17, 1995

STATE OF IOWA

MADISON County

ss.

RETURN OF SERVICE:

- Personal
Dwelling/Substitute
Hotel, Boarding/Rooming House
Corporation/Association
Official (State, County, City)
Spouse away from residence
Other

Type of Service Code
1
2
3
4
5
6
7

I certify that I served a copy of:

- Petition and Original Notice
Modification/Application and Notice
Order to Show Cause

- Order Filed
Writ
Other Notice of Condemnation

Served:

Cheryl J. Howell of RR 1 Winterset, Iowa on October 23, 1995
Benshoof Farms Partnership by serving Ted Benshoof

NOTE: (Diligent Search, etc.)

Paul D. Welch, Sheriff

Madison County, Iowa

Craig Busch, Deputy Official Title

FEES:

Processing \$ 20.00
Mileage \$ 5.40
Copy \$
Notary \$
TOTAL \$ 25.40

Fees charged to/paid by Party:

IOWA DEPARTMENT OF TRANSPORTATION

NOTE: Copy of Original Notice, if served, must be attached to this form.

48

AFFIDAVIT OF PUBLICATION

STATE OF IOWA
SS.
Madison County

TED GORMAN BEING DULY SWORN
SAYS HE IS PUBLISHER OF THE
WINTERSET MADISONIAN, a once weekly
newspaper of general circulation,
published in Winterset, Iowa, and that
the notice, a copy which is annexed and
made part hereof, was correctly published
in said newspaper

for the period of four consecutive
weeks, the last publication thereof being
on the 8th day of November, 1995.

Ted Gorman
Subscribed and sworn to before me this

8th day of November, 1995.

Raye de Lynne Cook
NOTARY PUBLIC

In and for Madison County



Fee \$ 58.21 each

NOTICE

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
Project No. Fn-92-4(15)-21-61
Group "A"

TO:
Leta M. Hollingsworth, R.R. #1, Winterset, Iowa
Trust Created Under the Will of N. Bernard Hollingsworth, deceased, c/o Leta M.
Hollingsworth, Trustee, R.R. #1, Winterset, Iowa
Trust Created Under the Will of N. Bernard Hollingsworth, deceased, c/o Paul
Hollingsworth, Trustee, R.R. #1, Winterset, Iowa
Trust Created Under the Will of N. Bernard Hollingsworth, deceased, c/o Barbara
Weiss, Trustee, 776 Bragg Street, New Orleans, Louisiana
Trust Created Under the Will of N. Bernard Hollingsworth, deceased, c/o Mark
Hollingsworth, Trustee, R.R. #1, Winterset, Iowa
Paul Hollingsworth, R.R. #1, Winterset, Iowa
Ralph Allen, also known as Mike Allen, R.R. #1, Winterset, 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 SW1/4SE1/4, SE1/4SE1/4 and part of the NE1/4SW1/4, NW1/4SE1/4 and
SE1/4SW1/4 of Sec. 28, 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 2), (2 of 2) and "B" (Total Ownership Plat Only) attached 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:

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 NE1/4SW1/4 of Sec. 28, T76N, R27W of the 5th P.M.
Madison County, Iowa, as shown on the plat Exhibit "A" (1 of 2) and by reference
made a part hereof.

Said parcel is described as follows:

Commencing at the SW Corner of said Sec. 28; thence N2°05'49"W, 1316.87 ft.
along the west line of the SW1/4 of said Sec. 28, to a point on the main tangent line
(ahead) of Relocated Primary Road No. 92; thence N72°14'45"E, 1832.10 ft. along said
main tangent line (ahead) and centerline of Relocated Primary Road No. 92 to a point
on the main tangent line (back) of said Relocated Primary Road No. 92; thence
S1°01'18"W, 3.18 ft. to a point on the present southerly right of way line of Primary
Road No. 92, the Point of Beginning; thence continuing S1°01'18"W, 81.12 ft.; thence
N68°40'27"E, 524.70 ft. to a point on the present southerly right of way line of the
present east-west Local Road; thence S88°20'45"W, 247.13 ft. along said present
southerly right of way line of present east-west Local Road to a point on the present
southerly right of way line of said Primary Road No. 92; thence southwesterly, 243.79
ft. along a 1942.86 foot radius curve, concave northwesterly, and having a chord
bearing S68°39'04"W, 243.63 ft. along the present southerly right of way line of said
Primary Road No. 92; thence S72°14'45"W, 17.47 ft. along the present southerly right
of way line of said Primary Road No. 92 to the Point of Beginning, containing 0.68 acre,
more or less.

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 NE1/4SW1/4 and NW1/4SE1/4 of Sec. 28, T76N,
R27W of the 5th P.M., Madison County, Iowa, as shown on the plat Exhibit "A" (2 of 2)
and by reference made a part hereof.

Said parcel is described as follows:

Commencing at the SW Corner of said Sec. 28; thence N2°05'49"W, 1316.87 ft.
along the west line of the SW1/4 of said Sec. 28 to a point on the main tangent line
(ahead) of Relocated Primary Road No. 92; thence N72°14'45"E, 1834.21 ft. along said
main tangent line (ahead) and centerline of Relocated Primary Road No. 92, said point also
being the present southerly right of way line of the present east-west Local Road;
thence N88°20'45"E, 606.55 ft. along said present southerly right of way line to the
Point of Beginning; thence continuing N88°20'45"E, 450.82 ft. along said present
southerly right of way line; thence S83°33'03"W, 263.19 ft.; thence westerly 190.25 ft.
along an 818.94 foot radius curve, concave northerly, and having a chord bearing
N84°59'56"W, 189.83 ft. to a point on said present southerly right of way line, the
Point of Beginning, containing 0.13 acre, more or less.

In connection with this condemnation proceeding it is specifically provided as fol-
lows:

- 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. 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 con-
demnees, and the State of Iowa shall have a right of temporary easement as neces-
sary over condemnees' remaining property for the specific purpose of effecting such
relocation, replacement or restoration.

That such condemnation is sought for the improvement and/or the maintenance
of roads and streets in the State of Iowa in the matter prescribed in Chapters 28E,
306, 306A, 306B, 306C, 313, 6A, and 6B of the Code of Iowa and all amendments
thereto.

That a commission for the purpose of appraising and awarding damages which will
be caused by said appropriation and condemnation has been selected and appointed.

You are further notified that the Commissioners will report to the Sheriff's Office
in Winterset, Iowa, at 9:30 o'clock a.m., on the 5th day of December, 1995 and will
view your property at approximately 10:20 o'clock a.m. on the same day. They will
then return to the Sheriff's Office and proceed to appraise said damages. You may
participate in these proceedings if you care to do so.

IOWA DEPARTMENT OF TRANSPORTATION
Special Assistant Attorney General and Counsel
Robert L. North
Right of Way Director
By Bernie Jorgensen
Condemnation Unit Coordinator
Iowa Department of Transportation
Ames, Iowa 50010

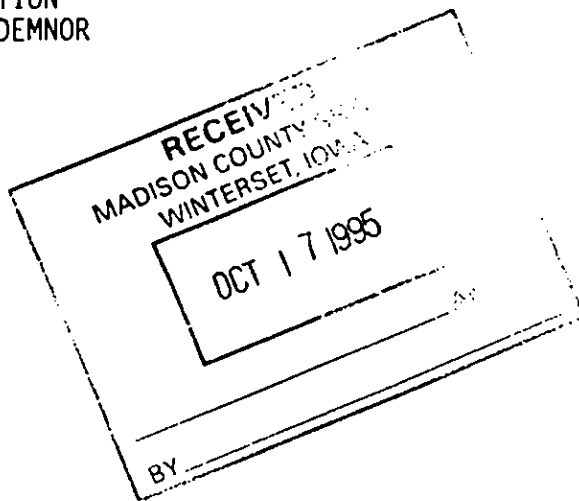
58.21

49

AFFIDAVIT OF PUBLICATION
by, STATE OF IOWA, CONDEMNOR

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
Project No. FN-92-4(15)--21-61
Group "A" Parcel 35



STATE OF IOWA)
) ss.
COUNTY OF MADISON)

I, Bernie Jorgensen, being duly sworn state that I am the Condemnation Unit Coordinator for the Iowa Department of Transportation in the above-entitled matter.

I further state that personal service cannot be made within the State of Iowa upon the condemnee named below:

Trust Created Under the Will of N. Bernard Hollingsworth, deceased, c/o Barbara Weiss, Trustee, 776 Bragg Street, New Orleans, Louisiana

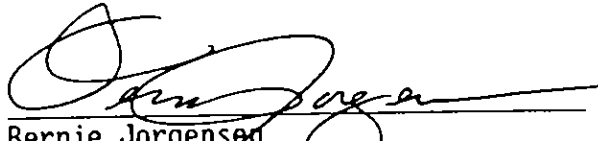
I further state that on October 16, 1995, a copy of the Notice in this matter was mailed to the above condemnee at the place set opposite their name.

I further state that an attempt of personal service will be made on the condemnees named below:


Leta M. Hollingsworth, R.R. 31, Winterset, Iowa
Trust Created Under the Will of N. Bernard Hollingsworth, deceased, c/o Leta M. Hollingsworth, Trustee, R.R. #1, Winterset, Iowa
Trust Created Under the Will of N. Bernard Hollingsworth, deceased, c/o Paul Hollingsworth, R.R. #1, Winterset, Iowa
Trust Created Under the Will of N. Bernard Hollingsworth, deceased, c/o Mark Hollingsworth, Trustee, R.R. #1, Winterset, Iowa
Paul Hollingsworth, R.R. #1, Winterset, Iowa

Ralph Allen, also known as Mike Allen, R.R. #1, Winterset, Iowa
Madison County, Iowa, c/o County Auditor, Winterset, Iowa

I further state that other persons, companies or corporations not listed may own or have an interest in the land sought to be appropriated. Therefore, to protect whatever interest, if any, they may possess, the Notice of Condemnation, when published, shall provide notification of the forthcoming condemnation proceeding.


Bernie Jorgensen
Condemnation Unit Coordinator

Subscribed and sworn to before me this 16th day of October, 19 95.


Kay R. Disbrowe
Notary Public in and for the State of Iowa



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

AFFIDAVIT OF FINAL OFFER

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

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

Parcel No. 19

On this the 5 day of December, 1995, comes the Iowa Department
of Transportation and states, as by law provided, that the most recent offers made the
owners lienholders, encumbrances and other persons interested in the appropriation of
certain specified rights in certain land as described by the Applicant in the Notice of
Condemnation filed in the above matter are as follows:

(Names as on Notice)

\$ 14,482.00

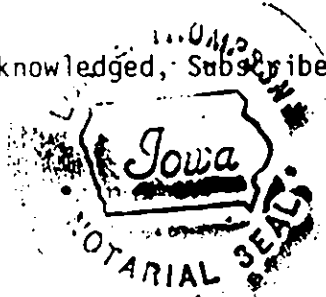
Union State Bank
Benshoof Farms Partnership
U.S. West Communications, Inc.
Cheryl J. Howell
Madison County Clerk of District Court
Madison County Treasurer

IOWA DEPARTMENT OF TRANSPORTATION

Robert L. North
Right of Way Director

By: [Signature]
Condemnation Agent

Acknowledged, Subscribed and sworn to before me this 5th day of December, 1995.



[Signature]

(Notary Public)
in and for said County and State
(Clerk of Court)

Filed in my office at Winterset, Iowa, this 5th day of December, 1995.

[Signature]
Paul Welch
Sheriff of Madison County, Iowa

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

AFFIDAVIT OF FINAL OFFER

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

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

Parcel No. 35

On this the 5 day of December, 1995, comes the Iowa Department
of Transportation and states, as by law provided, that the most recent offers made the
owners lienholders, encumbrances and other persons interested in the appropriation of
certain specified rights in certain land as described by the Applicant in the Notice of
Condemnation filed in the above matter are as follows:

(Names as on Notice)

\$ 1,700⁰⁰

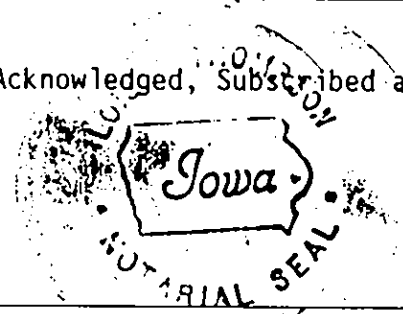
Leta M. Hollingsworth
Trust Created Under the Will of N. Bernard Hollingsworth, deceased
Paul Hollingsworth
Ralph Allen
Madison County Treasurer

IOWA DEPARTMENT OF TRANSPORTATION

Robert W. North
Right of Way Director

By: [Signature]
Condemnation Agent

Acknowledged, subscribed and sworn to before me this 5th day of December, 1995.



[Signature]

(Notary Public)
in and for said County and State
(Clerk of Court)

Filed in my office at Winterset, Iowa, this 5th day of December, 1995.

[Signature]

Paul Welch
Sheriff of Madison County, Iowa

53

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

REPORT OF COMPENSATION COMMISSION

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

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

TO: Paul Welch, Sheriff of Madison County, Iowa

We, the undersigned, being duly appointed and qualified Commissioners appointed to assess the damages sustained by the owners, lienholders, encumbrances and other persons interested in the appropriation of certain specified rights as set forth and described in the Notice of Condemnation 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:

	Land & Improvements	Consequential Damages	Total Award	Condemnees' Atty. Fees and Costs
PARCEL 35 -	\$	\$	\$4250	\$450
Leta M. Hollingsworth:	\$	\$	\$	\$
Trust Created Under the Will of N. Bernard Hollingsworth, deceased:	\$	\$	\$	\$
Paul Hollingsworth; Ralph Allen; Madison County Treasurer	\$	\$	\$	\$
	\$	\$	\$	\$
	\$	\$	\$	\$

Respectfully reported at Winterset, Iowa, this 5th day of December, 19 95.

Donald P. Hoack, Chester Raymond, George Boyer, James Gail, Bill Hennrich

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 Winterset, Iowa, this 5th day of December, 19 95.

Paul Welch, Sheriff of Madison County, Iowa

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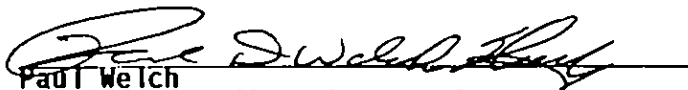
In the Matter of the Condemnation
of Certain Rights in Land by the
Iowa Department of Transportation
for the Improvement of

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

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

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

The undersigned hereby endorse and certify that a true copy of the Notice of Appraisalment of Damages and Time for Appeal was served upon each of the parties of this proceeding, as listed herein, by enclosing said Notice in an envelope addressed to each such party at their respective last known mailing address as disclosed by the record in the Application to the Chief Judge (excepting those parties, if any, listed below), with postage prepaid, and by depositing said envelope in a United States Post Office depository in Winterset, Iowa, on the 5th day of December, 19 95.


Paul Welch
Sheriff of Madison County, Iowa

55

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

REPORT OF COMPENSATION COMMISSION

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

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

TO: Paul Welch, Sheriff of Madison County, Iowa

We, the undersigned, being duly appointed and qualified Commissioners appointed to assess the damages sustained by the owners, lienholders, encumbrances and other persons interested in the appropriation of certain specified rights as set forth and described in the Notice of Condemnation 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:

	Land & Improvements	Consequential Damages	Total Award	Condemnees' Atty. Fees and Costs
PARCEL 19 -	\$	\$	\$ 19,170	\$ 300
Union State Bank; Benshoof Farms Partnership; U.S. West Communications, Inc.; Cheryl J. Howell; Madison County Clerk of District Court; Madison County Treasurer	\$	\$	\$	\$
	\$	\$	\$	\$
	\$	\$	\$	\$
	\$	\$	\$	\$
	\$	\$	\$	\$
	\$	\$	\$	\$
	\$	\$	\$	\$

Respectfully reported at Winterset, Iowa, this 5th day of December, 19 95

Donald P. Hoack
James Cant
Tom [unclear]

Cary Hinrichs
Chater Hayward
Mary Brown

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 Winterset, Iowa, this 5th day of December, 19 95.

Paul Welch
Sheriff of Madison County, Iowa

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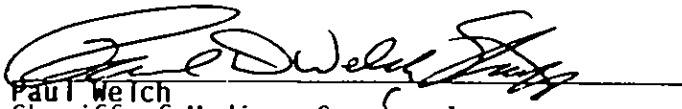
In the Matter of the Condemnation
of Certain Rights in Land by the
Iowa Department of Transportation
for the Improvement of

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

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

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

The undersigned hereby endorse and certify that a true copy of the Notice of Appraisal of Damages and Time for Appeal was served upon each of the parties of this proceeding, as listed herein, by enclosing said Notice in an envelope addressed to each such party at their respective last known mailing address as disclosed by the record in the Application to the Chief Judge (excepting those parties, if any, listed below), with postage prepaid, and by depositing said envelope in a United States Post Office depository in Winterset, Iowa, on the 5th day of December, 19 98.


Paul Welch
Sheriff of Madison County, Iowa

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

NOTICE OF APPRAISEMENT OF DAMAGES AND TIME FOR APPEAL

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

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

Parcel No. 35

TO:	Land & Improvements	Consequential Damages	Total Award	Condemnees' Atty. Fees and Costs
Leta M. Hollingsworth;	\$	\$	\$ 4,250.00	\$ 450.00
Trust Created Under the Will of N. Bernard Hollingsworth, deceased;	\$	\$	\$	\$
Paul Hollingsworth;	\$	\$	\$	\$
Ralph Allen;	\$	\$	\$	\$
Madison County Treasurer	\$	\$	\$	\$
	\$	\$	\$	\$
	\$	\$	\$	\$
	\$	\$	\$	\$
	\$	\$	\$	\$
	\$	\$	\$	\$

NOTE:

If Owner-Occupied Dwelling is acquired: Value of Condemnees' Dwelling \$ Value of Land and Improvements other than Condemnees' Dwelling \$

You and each of you are hereby notified that on the 5th day of December 19 95, the duly appointed and qualified commissioners assessed and appraised the damages sustained by reason of the condemnation as set out above, and that pursuant to the Code of Iowa, you may within (30) days from the date of mailing this Notice, appeal to the District Court as by law provided.

Signed this 5th day of December, 19 95

Paul Welch Sheriff of Madison County, Iowa

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

NOTICE OF APPRAISEMENT OF DAMAGES AND TIME FOR APPEAL

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

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

Parcel No. 19

TO:	Land & Improvements	Consequential Damages	Total Award	Condemnees' Atty. Fees and Costs
Union State Bank;	\$	\$	\$ 19,170.00	\$ 300.00
Benshoof Farms Partnership	\$	\$	\$	\$
U.S. West Communications, Inc.;	\$	\$	\$	\$
Cheryl J. Howell;	\$	\$	\$	\$
Madison County Clerk of District Court;	\$	\$	\$	\$
Madison County Treasurer	\$	\$	\$	\$
	\$	\$	\$	\$
	\$	\$	\$	\$
	\$	\$	\$	\$
	\$	\$	\$	\$

NOTE:

If Owner-Occupied Dwelling is acquired: Value of Condemnees' Dwelling \$ Value of Land and Improvements other than Condemnees' Dwelling \$

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Signed this 5th day of December, 19 95

Paul Welch Sheriff of Madison County, Iowa