

COMPARED

STATE OF IOWA, ss.
MADISON COUNTY,

Inst. No. 1628 Filed for Record this 15 day of February 19 91 at 2:00 PM
Book 127 Page 444 Recording Fee \$15.00 Michelle Utisler, Recorder, By Betty M. Niblo
Deputy

Form 640004
9-88



Iowa Department of Transportation

HIGHWAY DIVISION
ENTRANCE PERMIT

(Application for Permit to Construct Entrance from Private Property
to Primary Road or Primary Road Extension)

Permit Number A-1523
County Madison
Project E-169-3(27)-20-61
Highway Number U.S. 169

Applicant Byron L. Friend and June A. Friend
(Owner or Owners of Record)

Address RR 2, Winterset, Iowa 50273 19
(Date)

A permit is hereby requested to construct a Type C entrance 24 feet in width, from right of way line to primary road traveled way, including necessary drainage structure thereunder at Station 154+00 East side.

PLAT OF ENTRANCE AS PROPOSED TO BE CONSTRUCTED IS ATTACHED
TO AND IS A PART OF THIS APPLICATION. (Form 640002)

Proposed entrance is located on Primary Road No US 169 Sec. 13 T. 76 R. 28 Madison
County, 2.25 Miles North from NCL of Winterset more specifically
(Direction) (Place, Town, or Object)

described as follows:
Approximately 1300 feet south of the NE corner of Section 13-76-28.

The applicant agrees that if granted a permit to construct the above described entrance, the following stipulations shall govern.

- Written approval of the Department shall be obtained before any change is made in the entrance or its location
- That the entrance, including drainage structure, grading and surfacing, shall be constructed by the applicant at the applicant's expense, in accordance with the plat attached hereto, and in conformity with the standard specifications of the Highway Division, and shall thereafter be kept in repair and maintained by the applicant at his own expense. Nothing in this stipulation, however, shall preclude the Department from entering upon said entrance on highway right of way and performing necessary maintenance for the protection of the highway
- That the construction of the entrance shall be completed by the N/A 28th day of N/A June 19 91
(The permit is null and void if drive is not completed by the above date unless extension is granted in writing by the Department.)
- That the construction, future repair or maintenance of said entrance shall be carried on in such a way as not to interfere with, or interrupt traffic on said highway, and the applicant shall take all reasonable precautions to protect and safeguard the lives and property of any person or persons, and shall save the State and Department of Transportation harmless of any damage or losses that may be sustained by any person or persons, on account of such construction, repair, or maintenance operations
- That no filling will be permitted in the right of way of primary road No US 169 other than that necessary to construct the proposed entrance
That the culvert pipe under the entrance shall be zinc coated corrugated metal or 1500D concrete pipe. It shall be 24 inches in diameter and 60 feet in length as shown on attached sketch, and of quality complying with Sec. 4141 and Sec. 4145 of the Highway Division Standard and Specifications, Series of 1977, or subsequent revisions. The pipe shall be installed at the elevation specified by the engineer.
The finished surface elevation of the driveway over the pipe or place where the pipe would normally be shall be 4 inches lower than shoulder elevation at Station 154+00 to prevent water draining onto the pavement or travel way
Side Slope of the requested entrance shall be constructed with a minimum of 6:1 slope.
- That the applicant agrees to give the Highway Division forty-eight hours notice of his intention to start construction on the highway right of way.
- That all provisions herein relating to future repair or maintenance shall be binding on all successors or assigns of the applicants
- Stipulations and requirements contained herein are not intended to waive greater requirement of local zoning ordinances.
- Applicant's attention is directed to the fact that private property may not be used so as to obstruct or encumber the public highway right of way, or interfere with the safety, comfort, and rights of public highway users
- §319.14 Code of Iowa requires any work performed under this permit to be in conformity with the specifications of the D O T. If the applicant does not conform to these specifications the D O T. may make the necessary changes and charge the cost against the person responsible, including court action if necessary.
- A copy of the approved permit shall be available on the job site at all times for examination by the Department of Transportation officials
- Before beginning work in the highway right-of-way, it is the responsibility of the applicant to contact utility companies which may be located in the area of the proposed work

13. This entrance will replace the proposed Type "C" entrance at Station 156+52.25 provided for in right of way acquisition documents for project FN-169-3(29)-21-61. The entrance was moved at the request of the property owner. The property owner takes responsibility for maintenance of the entrance.

We, the undersigned, are the owner, or owners, of record, or the legal and duly authorized representative of the owner, of the property abutting Primary Road U.S. 169 between Station 153+27 and Station 186+64 on the East side and agree that we shall save the State and Iowa Department of Transportation harmless of any damage or losses that may be sustained by any person, or persons, on account of the conditions and requirements of this agreement. Failure to comply with conditions and requirements of this agreement shall render this agreement and request null and void.

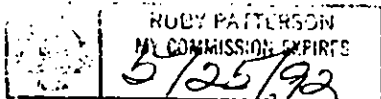
Byron L. Friend
Signature
Byron L. Friend
Type or Print Name

June A. Friend
Signature
June A. Friend
Type or Print Name

ACKNOWLEDGEMENT

STATE OF IOWA

On this 21 day of January, A.D. 1991, before me Ruby Patterson, a Notary Public in and for said State of Iowa, personally appeared Byron L. Friend and June A. Friend to me known to be the person(s), named in and who execute the foregoing instrument, and acknowledged, that they executed the same as voluntary act and deed.



Ruby Patterson
Notary Public in and for said state

Recommended for approval by Thomas [unclear] Recommended for approval for Madison County, Ia.
city of town

Resident Maintenance Engineer, on 2/1 1991, on January 30, 1991 by
Access hereby requested is approved and granted by the Department of Transportation, Highway Division James K. Jewell, Zoning Admin.
Authorized City Official Title

by Donald R. Shaw
Authorized Dist. Agent

on 2/8 1991

Notice of date construction is to start shall be sent by applicant to:

Name Address

NOTATION OF RECORD

Filed for Record on the _____ day of _____, 19____ at _____ o'clock _____ M., and Recorded in Book _____ of _____, on Page _____

Recorder
By _____ Deputy

To be recorded by State for applications on all Primary Highways except the Arterial Connector System. On the Arterial Connector System, the applicant may record the approved application, if desired.

Disclosure Statement:

The information furnished on this form will be used by the Department of Transportation to determine approval or denial of the application. Failure to provide all information will result in denial of the application. Information furnished is public information and copies may be provided to the public upon request.

Form 640002
4-89



Iowa Department of Transportation
Highway Division
ACCESS PLAT

No. 2-1523
County Madison
Proj. No. E169-3(22)-20-61

SPECIAL ACCESS CONNECTION
Access Rights Acquired
Attach to Form 640008

Check
XXXX

PRIVATE PROPERTY ENTRANCE
Access Rights Not Acquired
Attach to Form 640004

Location Description: Primary Road No. U.S. 169 Sec. 13 T. 76 R. 28 County, Madison
Being 2.25 Miles North From N.E.L. Winthorst, IA. More Specifically described as:

Approximately 1300 Feet of the NE Corner of Section 13-76-28

Geary W. & Barbara A. Cavstens

151

150



151 ROW

ROW

169

Sta 148+68.05

7.5

169

+55 Prop Type 'C'

+60 Proposed Type 'C'

ROW

Rose E Morehead

Byron L. Friend

CERTIFICATION

I hereby certify that this sketch was prepared by me or under my direct personal supervision and that I am a duly registered professional engineer under the laws of the State of Iowa.

Date 2/4/91 Iowa Reg. No. 7324

Signature Thomas J. Densby

Applicant Byron L. Friend & June A. Friend

Address RR 2 Winthorst, IA, 50273

Date Jan. 21 1991

Over