

FILED NO. 292 *Compar*  
 BOOK 121 PAGE 244  
 1988 AUG -4 AM 8:05  
 MARY E. WELTY  
 RECORDER  
 MADISON COUNTY, IOWA  
 No Fee - County

BEFORE THE CHIEF JUDGE OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IOWA

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IN THE MATTER OF THE CONDEMNATION OF CERTAIN RIGHTS IN LAND BY MADISON COUNTY, IOWA \* APPLICATION FOR CONDEMNATION \*

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TO: The Honorable Richard D. Morr, Chief Judge of the Fifth Judicial District of Iowa:

1. The Applicant, Madison County, Iowa, does hereby make application to condemn for road purposes, in fee simple title, together with the necessary appurtenances, easement and improvement thereto, over, across and under, the following-described real estate situated in Madison County, Iowa, to-wit:

Beginning at the southeast corner of the Southwest Quarter of Section 28, Township 74 North, Range 27 West of the 5th P.M., Madison County, Iowa; thence on an assumed bearing of North 00 degrees 01 minutes 43 seconds East along the east line of said Southwest Quarter 392.48 feet; thence South 52 degrees 27 minutes 54 seconds West 78.23 feet; thence South 02 degrees 50 minutes 04 seconds West 342.23 feet; thence South 55 degrees 47 minutes 47 seconds West 5.35 feet to the south line of said Southwest Quarter; thence North 90 degrees 00 minutes 00 seconds East along said south line 83.19 feet to the point of beginning and containing 0.59 acres more or less including the present highway and subject to encumbrances of record.

also:

Beginning at the northeast corner of the Northwest Quarter of Section 33, Township 74 North, Range 27 West of the 5th P.M., Madison County, Iowa, thence on an assumed bearing of South 00 degrees 55 minutes 17 seconds West along the east line of said Northwest Quarter 1324.49 feet; thence North 90 degrees 00 minutes 00 seconds West 60.00 feet; thence North 00 degrees 38 minutes 29 seconds East 718.05 feet; thence North 00 degrees 31 minutes 03 seconds West 359.35 feet; thence North 72 degrees 04 minutes 57 seconds West 94.87 feet; thence North 00 degrees 31 minutes 03 seconds West 160.00 feet; thence North 55 degrees 47 minutes 38 seconds East 102.81 feet to the north line of said Northwest Quarter, thence North 90 degrees 00 minutes 00 seconds East along said north line 83.19 feet to the point of beginning and containing 2.43 acres more or less including the present highway and subject to encumbrances of record.

According to the public records on file in Madison County, Iowa, the parties listed below possess an interest in real estate described above:

OWNERS: T. J. Hamilton and M. A. Hamilton ADDRESS: R. R. 1 Peru, Iowa 50222

TENANTS: None.

ADDRESS:

LIENHOLDERS:

United Federal Savings  
Bank of Iowa

First & Court  
Winterset, Iowa 50273

C. R. Walk Implement

1001 South Jefferson  
Indianola, Iowa 50125

Ford Motor Credit Co.

P. O. Box 3598  
Des Moines, Iowa 50322

2. Attached hereto and marked Exhibit "A" is a plat showing the location of the real estate sought to be condemned.

3. The name of the record owners of said tract of land sought to be condemned in fee is set out above with the description of the land, and their residence is in Madison County, Iowa.

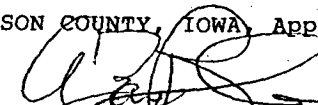
4. The purpose for which the condemnation is sought is fee title for road purposes over and across the above described real estate.

5. The property to be condemned is agricultural property with damages to be paid by the State of Iowa. The land is classified as Class I and II under the United States Department of Agriculture soil conservation service land capability classification system and is reasonably necessary for the work of internal improvement for which condemnation is sought.


6. You are requested to appoint a Commission in compliance with Chapter 472 of the Code of Iowa (1987) to appraise the damages, said commissioners shall be six in number and shall be residence of Madison County, Iowa.

MADISON COUNTY, IOWA, Applicant

By:

  
A. Zane Blessum  
Madison County Attorney  
113 North John Wayne Drive  
Post Office Box 309  
Winterset, Iowa 50273  
Telephone: (515) 462-1666

Filed in duplicate in my office at Des Moines, Iowa this 27  
day of July, 1988.

  
RICHARD D. MORR, CHIEF JUDGE OF THE  
FIFTH JUDICIAL DISTRICT OF IOWA

Form 489-A  
4M-3-67-14593  
PB-14375

### Plat of Property

Parcel No. 1

Of Hamilton, T.J. & M.A.

Area of Farm 530.05 Acres.

Sta 8 + 82 to Sta 25 + 60.92

Section 28, 33 T 74 N-R 27 W.

Right of Way	1.60	Ac.
Area Remaining	---	Ac. (Rt)
Area Remaining	528.45	Ac. (Lt)
Borrow	---	Ac.
Right of Entry	---	Ac.
Move Fence	---	Rods
New Fence	108	Rods
• R. O. W. (Lt. Side)	1.60	Ac.
R. O. W. (Rt. Side)	---	Ac.

CENTER SECTION 28  
T74N, R27W

