C2692

IN THE DISTRICT COURT OF IOWA

IN AND FOR MADISON COUNTY

CITY OF WINTERSET,	: EQUITY NO. 20930
Plaintiff,	:
vs.	:
VIRGINIA BUSCH HAMPTON, Et al,	:
Defendants.	: DECREE

At Winterset, Iowa, on this 17 day of April, 1972, the above entitled matter comes before the court and the court being well and fully advised finds that the court has jurisdiction over this subject matter of this action and over the defendants to this action and that the defendants Virginia Busch Hampton, Kenneth Wayne Busch, Carrol William Busch, Chicago, Rock Island and Pacific Railroad Company, John K. Alles, Irma Jean Alles, Gordon K. Darling, Marcella D. Darling, Wilda Lucas, John R. Wilson, Jno. N. Hartley, Lois M. Hartley, Lawrence V. Russell, Lucille Russell, Madison Developments Inc., Don L. Hoxie aka Eldon L. Hoxie, Thelma Jackson, Joseph S. Bown, Alice Bown, W. D. Hill, Dennis R. Bedford, Luann M. Bedford, Clara E. Garland, Patrick F. Corkrean and Beulah H. Jordan, have entered no appearances in this action or filed answers nor has anyone appeared for them. Default is accordingly entered against all of said defendants.

The court further finds that the defendants, Kenneth W. Eyerly and Flora E. Quick are deceased and that at the time of the filing of this action the said Kenneth W. Eyerly and Flora E. Quick were the owners of real estate lying in the area proposed to be annexed to the City of Winterset and were listed as property owners in said area as shown by the plat book of the office of the Madison County Auditor.

The court further finds that the defendant, State of Iowa, has consented that a decree be entered as prayed in plaintiff's petition.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the court that the real estate which is described in the attachment to this decree, labeled Exhibit "A", is hereby decreed to be annexed to the City of Winterset, Iowa.

/s/ Robert O. Fredericks

Judge of the Fifth Judicial District

APPROVED AS TO FORM:

Asher E. Schroeder

Asher E. Schroeder
Special Assistant Attorney General
and Counsel to the Iowa State
Highway Commission
Ames, Iowa 50010

EXHIBIT "A"

An area described as beginning at a point on the North line of Section 36, Township 76 North, Range 28 West of the 5th P.M., 627 feet West of the N.E. corner of the N.W.¼ of said Section 36, thence West along said north line to the N.W. corner of said Section 36, thence South along the West line of said Section 36 to the N.W. corner of Honor's Acres 2nd Addition to Winterset, Iowa, thence East along the North line of said Honor's Acres 2nd Addition to the Southwest corner of West Court, 2nd Addition to Winterset, Iowa, thence North along the West line of said West Court, 2nd Addition to a point 130 feet South of the Northwest corner of said West Court, 2nd Addition, thence West parallel to public road 120 feet, thence North 130 feet to the South line of public road, thence East 120 feet to the Northwest corner of said West Court, 2nd Addition, thence continuing East along the North line of said West Court, 2nd Addition to a point 627 feet West of the East line of the W½ of said Section 36, thence North along a line parallel to and 627 feet West of the East line of said W½ to the point of beginning.

Also an area described as beginning at a point on the South line Section 36, Township 76 North, Range 28 West of the 5th P.M., 627 feet West of the S.E. corner of the S.W.¼ of said Section 36, Thence West along said South line to the S.W. corner of said Section 36, thence North along the west line of said Section 36 to a point 152 feet South of the Southwest corner of Honor's Acres, 2nd Addition to Winterset, Iowa, thence East 255 feet to a point 154 feet South of the South line of Honor's Acres 2nd Addition, thence South 176 feet, parallel to the West line of said Section 36, thence East to a point on the South line of Honor's Acres, 1st Addition, to Winterset, Iowa, 459.65 feet West of the Southeast corner of said Honor's Acres, 1st Addition, thence South parallel to the East line of the S.W.¼ of S.E.¼ of the S.W.¼ of said Section 36, 600.99 feet, to the North right-of-way line of Iowa Highway 92, thence East along said right-of-way line 327.65 feet thence North parallel to the East line of said S.W.¼ of the S.E.¼, 106.08 feet, thence East 132 feet to a point on the East line of said S.W.¼ of the S.E.¼ to a point 165 feet North of the South line of said Section 36, thence North along said East line of said S.W.¼ S.E.¼ to the Southwest corner of the Adkison Addition to Winterset, Iowa, thence East along the South side of said Adkison Addition to a point 627 feet West of the East line of the Southwest ¼ said Section 36, thence South along a line parallel to and 627 feet West of the last said east line to the point of beginning.

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FILED
APR 17 '72
Joyce T. Mahan
COUNTY AUDITOR

C2692

Annexation
Court Decree
To The City of
Winterset

C2692

Filed for record Jan 29, 1973

EXHIBIT "A"

Annexed to City of Winterset Election held 11-2-71

An area described as beginning at a point on the North line of Section 36, Township 76 North, Range 28 West of the 5th P.M., 627 feet West of the N.E. corner of the N.W.¼ of said Section 36, thence West along said north line to the N.W. corner of said Section 36, thence South along the West line of said Section 36 to the N.W. corner of Honor's Acres 2nd Addition to Winterset, Iowa, thence East along the North line of said Honor's Acres 2nd Addition to the Southwest corner of West Court, 2nd Addition to Winterset, Iowa, thence North along the West line of said West Court, 2nd Addition to a point 130 feet South of the Northwest corner of said West Court, 2nd Addition, thence West parallel to public road 120 feet, thence North 130 feet to the South line of public road, thence East 120 feet to the Northwest corner of said West Court, 2nd Addition, thence continuing East along the North line of said West Court, 2nd Addition to a point 627 feet West of the East line of the W½ of said Section 36, thence North along a line parallel to and 627 feet West of the East line of said W½ to the point of beginning.

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JAN 23 '73
COUNTY AUDITOR

Annex to Wintersett
Court Decree
4-17-1972

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