BEFORE THE CHIEF JUDGE OF THE FIFTH JUDICIAL DISTRICT

OF THE STATE OF IOWA

IN THE MATTER OF THE APPLICATION OF IOWA POWER AND LIGHT COMPANY FOR CONDEMNATION OF RIGHT OF WAY FOR TRANSMISSION LINE IN MADISON COUNTY, IOWA	* * * * * * * *	NO. APPLICATION FOR CONDEMNATION AND APPOINTMENT OF COMMISSION TO APPRAISE DAMAGES

TO: The Chief Judge of the Fifth Judicial District of the State of Iowa

The Applicant, Iowa Power and Light Company, pursuant to Section 472.3 of the Code of Iowa, hereby applies to Gibson C. Holliday Chief Judge of the Fifth Judicial District of Iowa, for the appointment of a Commission to appraise the damages to real estate hereinafter described, and in connection therewith Applicant states as follows:

1. That Applicant, Iowa Power and Light Company, is a corporation organized under the laws of the State of Iowa, with its principal place of business and its general offices in the City of Des Moines, Polk County, Iowa, and is engaged in the business of generating, transmitting and distributing electricity at various points and places within the State of Iowa.

2. That by Order dated December 30, 1977, the Iowa State Commerce Commission granted Applicant a franchise (Iowa State Commerce Commission Frachise No. 14897) authorizing the construction and operation of a nominal 345,000 volt (maximum 400,000 volt) electric transmission line extending through and across the property hereinafter described and other property in Madison County, Iowa together with the right of eminent domain to condemn for transmission line purposes the land hereinafter described which the Iowa State Commerce Commission has found to be necessary for the use of the Applicant for construction, operation and maintenance of said transmission line in Madison County. That a copy of said Order and Franchise is attached as Exhibit "A" and made a part of this application.

FILED NO. 816
BOOK 113 PAGE 372
1981 DEC -3 PM 1:59
MARY E. WELTY
RECORDER
MADISON COUNTY, IOWA
Fee $150.00

IND. ✓
REC. ✓
PAGE ✓

RECEIVED
MADISON COUNTY SHERIFF
WINTERSET, IOWA
RRR
FEB 20 1979

372

3. Applicant seeks to condemn and acquire by the process of eminent domain a right of way and easement one hundred fifty feet (150') in width over, along and across the land hereinafter described to construct, operate and maintain a nominal 345,000 volt (maximum 400,000 volt) electric transmission line and all necessary wires and equipment incident thereto for the purpose of constructing, operating and maintaining said transmission line.

4. The description of the property to be effected or sought to be condemned by its congressional numbers in tracts not exceeding one-sixteenth (1/16) of a section; a description of the specific property sought to be condemned from each of said parcels to be condemned with reference to such description; the names of all record owners and parties in possession of the parcels of property sought to be condemned, or otherwise affected by such proceedings; the holders of liens or encumbrances upon such lands, and the places of residence of all such persons, so far as is known to Applicant, or as shown of record, are as follows, to wit:

PARCEL NO. 61-19

DESCRIPTION OF PROPERTY TO BE AFFECTED

The Northwest Quarter (NW¼) of the Northwest Quarter (NW¼), the Southwest Quarter (SW¼) of the Northwest Quarter (NW¼), the Southeast Quarter (SE¼) of the Northwest Quarter (NW¼), the Northeast Quarter (NE¼) of the Northwest Quarter (NW¼), the Northwest Quarter (NW¼) of the Northeast Quarter (NE¼), and the Northeast Quarter (NE¼) of the Northeast Quarter (NE¼) of Section 30; and the Southwest Quarter (SW¼) of the Southwest Quarter of Section 20; all in Township 74 North, Range 28 West of the 5th P.M., Madison County, Iowa.

DESCRIPTION OF SPECIFIC PROPERTY SOUGHT TO BE CONDEMNED

That part of a strip of land 150 feet in width which falls across the Northwest Quarter (NW¼) of Section 30, Township 74 North, Range 28 West of the 5th P.M., Madison County, Iowa, the centerline of said 150 foot wide strip being described as follows:

Beginning at a point approximately 2,611 feet South of the Northwest corner of said Section 30, thence East to a point on the East property line 2,600 feet South of the Northeast corner of the Northwest Quarter (NW¼) of said Section 30.

This easement is limited to construction of one 345,000 volt electric transmission line across the above described property consisting of two 2-pole structures and associated conductors. (Maximum 400,000 volt).

NAMES OF ALL RECORD OWNERS AND PARTIES IN POSSESSION

OWNER: Arthur Knutson
RR 2
Lorimor, Iowa 50149

Karen V. Knutson
RR 2
Lorimor, Iowa 50149

HOLDERS OF LIENS OR ENCUMBRANCES

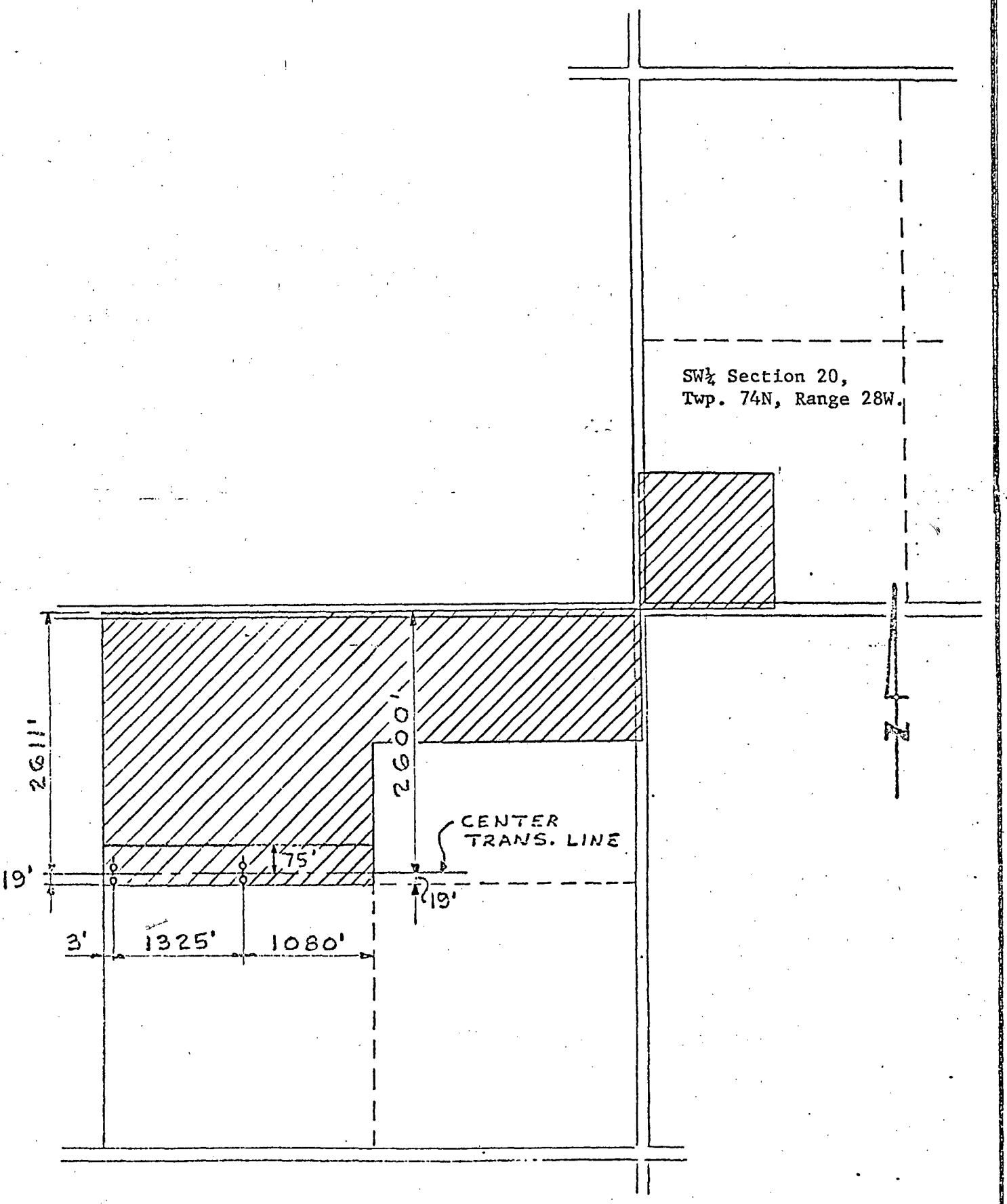
MORTGAGE HOLDER:

Federal Land Bank of Omaha
206 So. 19th Street
Omaha, Nebraska 68102

LIEN HOLDER:

Madison County

(A Plat showing the location of the property to be affected and the location of the specific property sought to be condemned is attached hereto, marked Parcel 61-19 and by this reference made a part hereof.)



Section 30, Township 74N, Range 28W

IOWA POWER AND LIGHT COMPANY
345KV TRANSMISSION LINE

FLUOR PIONEER INC.	REVISION	PROPERTY PLAT MADISON COUNTY	
DWN. BY G.L. 4-21-76			
CHECKED			PARCEL NO. 61-19
APP'D			

5.

Applicant requests that the Chief Judge of this Judicial District appoint a Commission to appraise the damages to said lands in accordance with the terms and provisions of Chapter 472 of the Code of Iowa.

Dated this 16 day of February, 1979.

Keith D. Hartje
666 Grand Avenue, P.O. Box 657
Des Moines, Iowa 50309

GAMBLE, RIEPE, BURT, WEBSTER & FLETCHER
2600 Ruan Center
Des Moines, Iowa 50309

By B. A. Webster
B. A. Webster

Attorneys for Applicant
IOWA POWER AND LIGHT COMPANY

State of Iowa)
)
County of Polk)

I, E. L. Birdsall, being first duly sworn, on oath depose and state that I am Vice-President of Iowa Power and Light Company, Applicant named in the foregoing Application; that I have read the above and foregoing Application; that I know the facts therein set forth, and that the same are true and correct as I verily believe.

E. L. Birdsall

Subscribed and sworn to before me by said E. L. Birdsall this 16 day of February, 1979.

LLOYD C. McLAUGHLIN
MY COMMISSION EXPIRES
September 30, 1979

Lloyd C. McLaughlin
Notary Public in and for the State of Iowa

Filed in duplicate in my office at Des Moines Iowa, this 16 day of February, 1979.

Chief Judge of the Fifth Judicial District of Iowa including Madison County.

RECEIVED
MADISON COUNTY SHERIFF
WINTERSET, IOWA

FEB. 20 19[illegible]

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IN THE MATTER OF THE APPLICATION OF IOWA POWER AND LIGHT COMPANY FOR CONDEMNATION OF RIGHT OF WAY FOR TRANSMISSION LINE IN MADISON COUNTY, IOWA

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

An Application for Condemnation having been filed with me by the Iowa Power and Light Company 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 its application 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	QUALIFICATION
Ole Olson	Winterset	Licensed Real Estate Salesman or Broker
William Hunter	Earlham	
Jack Foster	Winterset	Knowledgeable of Property Values by Virtue of Occupation
Gail Leeper	Winterset	
Irvin Martens	Winterset - Alternate	
Darrell Daggett	Earlham	Agricultural
Raymond Clark	Booneville	

I further designate, select and appoint the above named _____ to act as Chairman of said commission.

TO THE SHERIFF OF MADISON COUNTY, IOWA: Attached hereto please find a duplicate of the Application for Condemnation in the above matter.

Dated at Des Moines, Iowa, this 26 day of February, 1979.

Gibson O. Kelleday

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

Filed in my office at Winterset, Iowa this 26 day of Feb, 1979.

Rep Ranse

Sheriff of Madison County, Iowa

377 Suit Proof 22

IN THE MATTER OF THE APPLICATION OF IOWA POWER AND LIGHT COMPANY FOR CONDEMNATION OF RIGHT OF WAY FOR TRANSMISSION LINE IN MADISON COUNTY, IOWA

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

An Application for Condemnation having been filed with me by the Iowa Power and Light Company 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 its application 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	QUALIFICATION
Ole Olson	Winterset	Licensed Real Estate Salesman or Broker
William Hunter	Earlham	
Kenneth Ritter	Winterset	Knowledgeable of Property Values by Virtue of Occupation
Ernest Stowell	Winterset	
Don Beeler	Peru	Agricultural
Darrell Daggett	Earlham	

I further designate, select and appoint the above named Ole Olson to act as Chairman of said commission.

TO THE SHERIFF OF MADISON COUNTY, IOWA: Attached hereto please find a duplicate of the Application for Condemnation in the above matter.

Dated at Des Moines, Iowa, this 16 day of February, 19 79.

Chief Judge of the Fifth Judicial District, including Madison County

Filed in my office at Winterset, Iowa this 20th day of Feb, 1979.

Sheriff of Madison County, Iowa

IN THE MATTER OF THE APPLICATION OF IOWA POWER AND LIGHT COMPANY FOR CONDEMNATION OF RIGHT OF WAY FOR TRANSMISSION LINE IN MADISON COUNTY, IOWA

SUPPLEMENTARY ORDER APPOINTING ALTERNATE COMPENSATION COMMISSIONERS

An Application for Condemnation having been filed with me by the Iowa Power and Light Company 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
Earl Whitworth	Mackburg	Licensed Real Estate Salesman or Broker
John Foster	Winterset	Knowledgeable of Property Values by Virtue of Occupation
Raymond Clark	Booneville	Agricultural

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

Dated Des Moines, Iowa, this 16 day of February, 1979.

Gibson C Holliday

JUDGE OF THE FIFTH JUDICIAL DISTRICT
Including Madison County, Iowa

Filed in my office at Winterset, Iowa this 20th day of Feb, 1979.

Rex Rouse

SHERIFF OF Madison COUNTY, IOWA

IN THE MATTER OF THE CONDEMNATION OF CERTAIN RIGHTS IN LAND BY THE IOWA POWER AND LIGHT COMPANY FOR RIGHT OF WAY FOR TRANSMISSION LINE LOCATED IN MADISON COUNTY, IOWA

SUMMONS TO COMMISSIONERS

TO: Ole Olson; William Hunter; ~~Kenneth Ritter~~; John Foster; ~~Bruce Stewart~~; Gail Leeper; Raymond Clark; ~~Don Beeler~~; Darrell Daggett

The Iowa Power and Light Company has filed with the Chief Judge of the Fifth Judicial District including Madison County, Iowa, an Application for the selection of a compensation commission to assess the damages which owners, lienholders, encumbrancers, 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 for Condemnation of Transmission Line Right of Way in Madison County, and

WHEREAS, pursuant to Iowa law, you have been selected and appointed by the Chief Judge of the 5th 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 further, that Ole Olson 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 Madison County, State of Iowa, on the 7th day of March, 1979, at 8:30 o'clock a.m. ( ) for the purpose of qualifying as such commission, and proceed to view said premises and make an award of damages as by law provided.

Rex Rouse

Rex Rouse
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.

PLEASE SIGN ORIGINAL SUMMONS AND RETURN PROMPTLY TO THE SHERIFF OF THE ABOVE NAMED COUNTY.

_____

Filed in my office at _____, Iowa, this _____ day of _____ 19____.

_____

Sheriff of _____ 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

_____

IN THE MATTER OF THE CONDEMNATION OF CERTAIN RIGHTS IN LAND BY THE IOWA POWER AND LIGHT COMPANY FOR RIGHT OF WAY FOR TRANSMISSION LINE LOCATED IN MADISON COUNTY, IOWA

SUMMONS TO COMMISSIONERS

TO: Ole Olson; William Hunter; Kenneth Ritter; Ernest Stowell; Don Beeler; Darrell Daggett

The Iowa Power and Light Company has filed with the Chief Judge of the Fifth Judicial District including Madison County, Iowa, an Application for the selection of a compensation commission to assess the damages which owners, lienholders, encumbrancers, 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 for Condemnation of Transmission Line Right of Way in Madison County, and

WHEREAS, pursuant to Iowa law, you have been selected and appointed by the Chief Judge of the 5th 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 further, that Ole Olson 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 Madison County, State of Iowa, on the 7th day of March, 1979, at 8:30 o'clock a.m. ( ) for the purpose of qualifying as such commission, and proceed to view said premises and make an award of damages as by law provided.

Rex Rouse

Rex Rouse
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 27 day of Feb, 1979. I further certify that I do not possess any interest in the above proceedings which would cause me to render a biased decision therein.

PLEASE SIGN ORIGINAL SUMMONS AND RETURN PROMPTLY TO THE SHERIFF OF THE ABOVE NAMED COUNTY.

Darrell D. Olson

Filed in my office at Winterset, Iowa, this 27 day of Feb 1979.

Rex Rouse

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

_____

IN THE MATTER OF THE CONDEMNATION OF CERTAIN RIGHTS IN LAND BY THE IOWA POWER AND LIGHT COMPANY FOR RIGHT OF WAY FOR TRANSMISSION LINE LOCATED IN MADISON COUNTY, IOWA

SUMMONS TO COMMISSIONERS

TO: Ole Olson; William Hunter; Kenneth Ritter; Ernest Stowell; Don Beeler; Darrell Daggett

The Iowa Power and Light Company has filed with the Chief Judge of the Fifth Judicial District including Madison County, Iowa, an Application for the selection of a compensation commission to assess the damages which owners, lienholders, encumbrancers, 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 for Condemnation of Transmission Line Right of Way in Madison County, and

WHEREAS, pursuant to Iowa law, you have been selected and appointed by the Chief Judge of the 5th 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 further, that Ole Olson 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 Madison County, State of Iowa, on the 7th day of March, 1979, at 8:30 o'clock a.m. ( ) for the purpose of qualifying as such commission, and proceed to view said premises and make an award of damages as by law provided.

Rex Rouse

Rex Rouse
Sheriff of Madison County, Iowa

ACCEPTANCE OF SERVICE

Due and legal service of foregoing Summons accepted and receipt of copy acknowledged at Earlham, Iowa, this 22 day of Feb, 1979. I further certify that I do not possess any interest in the above proceedings which would cause me to render a biased decision therein.

PLEASE SIGN ORIGINAL SUMMONS AND RETURN PROMPTLY TO THE SHERIFF OF THE ABOVE NAMED COUNTY.

William W. Hunter

Filed in my office at Winterset, Iowa, this 27 day of Feb 1979.

Rex Rouse

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

_____

IN THE MATTER OF THE CONDEMNATION OF CERTAIN RIGHTS IN LAND BY THE IOWA POWER AND LIGHT COMPANY FOR RIGHT OF WAY FOR TRANSMISSION LINE LOCATED IN MADISON COUNTY, IOWA

SUMMONS TO COMMISSIONERS

TO: Ole Olson; William Hunter; John Foster; Ernest Stowell; Raymond Clark; Darrell Daggett

The Iowa Power and Light Company has filed with the Chief Judge of the Fifth Judicial District including Madison County, Iowa, an Application for the selection of a compensation commission to assess the damages which owners, lienholders, encumbrancers, 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 for Condemnation of Transmission Line Right of Way in Madison County, and

WHEREAS, pursuant to Iowa law, you have been selected and appointed by the Chief Judge of the 5th 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 further, that Ole Olson 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 Madison County, State of Iowa, on the 7th day of March, 1979, at 8:30 o'clock a.m. ( ) for the purpose of qualifying as such commission, and proceed to view said premises and make an award of damages as by law provided.

Rex Rouse

Rex Rouse
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 22 day of Feb, 1979. I further certify that I do not possess any interest in the above proceedings which would cause me to render a biased decision therein.

PLEASE SIGN ORIGINAL SUMMONS AND RETURN PROMPTLY TO THE SHERIFF OF THE ABOVE NAMED COUNTY.

John Foster

Filed in my office at Winterset, Iowa, this 22 day of Feb 1979.

Rex Rouse

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

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IN THE MATTER OF THE CONDEMNATION OF CERTAIN RIGHTS IN LAND BY THE IOWA POWER AND LIGHT COMPANY FOR RIGHT OF WAY FOR TRANSMISSION LINE LOCATED IN MADISON COUNTY, IOWA

SUMMONS TO COMMISSIONERS

TO: Ole Olson; William Hunter; ~~Kenneth Ahrens~~; ~~Ernest Brewer~~; ~~Don Beeber~~; Darrell Daggett; John Foster; Gail Leeper; Raymond Clark

The Iowa Power and Light Company has filed with the Chief Judge of the Fifth Judicial District including Madison County, Iowa, an Application for the selection of a compensation commission to assess the damages which owners, lienholders, encumbrancers, 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 for Condemnation of Transmission Line Right of Way in Madison County, and

WHEREAS, pursuant to Iowa law, you have been selected and appointed by the Chief Judge of the 5th 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 further, that Ole Olson 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 Madison County, State of Iowa, on the 7th day of March, 1979, at 8:30 o'clock a.m. ( ) for the purpose of qualifying as such commission, and proceed to view said premises and make an award of damages as by law provided.

Rex Rouse

Rex Rouse
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 28 day of February, 1979. I further certify that I do not possess any interest in the above proceedings which would cause me to render a biased decision therein.

PLEASE SIGN ORIGINAL SUMMONS AND RETURN PROMPTLY TO THE SHERIFF OF THE ABOVE NAMED COUNTY.

Gail Leeper

Filed in my office at Winterset, Iowa, this 28th day of Feb. 1979.

Rex Rouse

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

_____

IN THE MATTER OF THE CONDEMNATION OF CERTAIN RIGHTS IN LAND BY THE IOWA POWER AND LIGHT COMPANY FOR RIGHT OF WAY FOR TRANSMISSION LINE LOCATED IN MADISON COUNTY, IOWA

SUMMONS TO COMMISSIONERS

John Foster RAYMOND CLARK

TO: Ole Olson; William Hunter; ~~Kenneth Hutton~~; Ernest Stowell; ~~Don Booker~~; Darrell Daggett

The Iowa Power and Light Company has filed with the Chief Judge of the Fifth Judicial District including Madison County, Iowa, an Application for the selection of a compensation commission to assess the damages which owners, lienholders, encumbrancers, 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 for Condemnation of Transmission Line Right of Way in Madison County, and

WHEREAS, pursuant to Iowa law, you have been selected and appointed by the Chief Judge of the 5th 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 further, that Ole Olson 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 Madison County, State of Iowa, on the 7th day of March, 1979, at 8:30 o'clock a.m. ( ) for the purpose of qualifying as such commission, and proceed to view said premises and make an award of damages as by law provided.

Rex Rouse

Rex Rouse
Sheriff of Madison County, Iowa

ACCEPTANCE OF SERVICE

Due and legal service of foregoing Summons accepted and receipt of copy acknowledged at Boonville, Iowa, this 22nd day of February, 1979. I further certify that I do not possess any interest in the above proceedings which would cause me to render a biased decision therein.

PLEASE SIGN ORIGINAL SUMMONS AND RETURN PROMPTLY TO THE SHERIFF OF THE ABOVE NAMED COUNTY.

Raymond Clark

Filed in my office at Winterset, Iowa, this 26 day of Feb 1979.

Rex Rouse

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

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IN THE MATTER OF THE CONDEMNATION OF CERTAIN RIGHTS IN LAND BY THE IOWA POWER AND LIGHT COMPANY FOR RIGHT OF WAY FOR TRANSMISSION LINE LOCATED IN MADISON COUNTY, IOWA

SUMMONS TO COMMISSIONERS

TO: Ole Olson; William Hunter; Kenneth Ritter; Ernest Stowell; Don Beeler; Darrell Daggett

The Iowa Power and Light Company has filed with the Chief Judge of the Fifth Judicial District including Madison County, Iowa, an Application for the selection of a compensation commission to assess the damages which owners, lienholders, encumbrancers, 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 for Condemnation of Transmission Line Right of Way in Madison County, and

WHEREAS, pursuant to Iowa law, you have been selected and appointed by the Chief Judge of the 5th 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 further, that Ole Olson 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 Madison County, State of Iowa, on the 7th day of March, 1979, at 8:30 o'clock a.m. ( ) for the purpose of qualifying as such commission, and proceed to view said premises and make an award of damages as by law provided.

Rex Rouse

Rex Rouse
Sheriff of Madison County, Iowa

ACCEPTANCE OF SERVICE

Due and legal service of foregoing Summons accepted and receipt of copy acknowledged at Earlham, Iowa, this 22 day of Feb., 1979. I further certify that I do not possess any interest in the above proceedings which would cause me to render a biased decision therein.

PLEASE SIGN ORIGINAL SUMMONS AND RETURN PROMPTLY TO THE SHERIFF OF THE ABOVE NAMED COUNTY.

J. D. Daggett

Filed in my office at Winterset, Iowa, this 23 day of Feb 1979.

Rex Rouse

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

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IN THE MATTER OF THE CONDEMNATION OF CERTAIN RIGHTS IN LAND BY THE IOWA POWER AND LIGHT COMPANY FOR RIGHT OF WAY FOR TRANSMISSION LINE LOCATED IN MADISON COUNTY, IOWA

SUMMONS TO COMMISSIONERS

TO: Ole Olson; William Hunter; Kenneth Ritter; Ernest Stowell; Don Beeler; Darrell Daggett

The Iowa Power and Light Company has filed with the Chief Judge of the Fifth Judicial District including Madison County, Iowa, an Application for the selection of a compensation commission to assess the damages which owners, lienholders, encumbrancers, 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 for Condemnation of Transmission Line Right of Way in Madison County, and

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Rex Rouse

Rex Rouse
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.

PLEASE SIGN ORIGINAL SUMMONS AND RETURN PROMPTLY TO THE SHERIFF OF THE ABOVE NAMED COUNTY.

_____

Filed in my office at Winterset, Iowa, this 22 day of Feb 1979.

Rex Rouse

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

_____

IN THE MATTER OF THE CONDEMNATION OF CERTAIN RIGHTS IN LAND BY THE IOWA POWER AND LIGHT COMPANY FOR RIGHT OF WAY FOR TRANSMISSION LINE LOCATED IN MADISON COUNTY, IOWA

SUMMONS TO COMMISSIONERS

TO: Ole Olson; William Hunter; Kenneth Ritter; Ernest Stowell; Don Beeler; Darrell Daggett

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WHEREAS, pursuant to Iowa law, you have been selected and appointed by the Chief Judge of the 5th 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 further, that Ole Olson has been designated as Chairman of the commission.

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Rex Rouse

Rex Rouse
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.

PLEASE SIGN ORIGINAL SUMMONS AND RETURN PROMPTLY TO THE SHERIFF OF THE ABOVE NAMED COUNTY.

_____

Filed in my office at Winterset, Iowa, this 23 day of Feb 1979.

Rex Rouse

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

Ernest Stowell

IN THE MATTER OF THE CONDEMNATION OF CERTAIN RIGHTS IN LAND BY THE IOWA POWER AND LIGHT COMPANY FOR RIGHT OF WAY FOR TRANSMISSION LINE LOCATED IN MADISON COUNTY, IOWA

SUMMONS TO COMMISSIONERS

TO: Ole Olson; William Hunter; Kenneth Ritter; Ernest Stowell; Don Beeler; Darrell Daggett

The Iowa Power and Light Company has filed with the Chief Judge of the Fifth Judicial District including Madison County, Iowa, an Application for the selection of a compensation commission to assess the damages which owners, lienholders, encumbrancers, 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 for Condemnation of Transmission Line Right of Way in Madison County, and

WHEREAS, pursuant to Iowa law, you have been selected and appointed by the Chief Judge of the 5th 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 further, that Ole Olson 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 Madison County, State of Iowa, on the 7th day of March, 1979, at 8:30 o'clock a.m. ( ) for the purpose of qualifying as such commission, and proceed to view said premises and make an award of damages as by law provided.

Rex Rouse

Rex Rouse
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.

PLEASE SIGN ORIGINAL SUMMONS AND RETURN PROMPTLY TO THE SHERIFF OF THE ABOVE NAMED COUNTY.

_____

Filed in my office at Winterset, Iowa, this 23 day of Feb 1979.

Rex Rouse

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

Don Beeler

IN THE MATTER OF THE CONDEMNATION OF CERTAIN RIGHTS IN LAND BY THE IOWA POWER AND LIGHT COMPANY FOR RIGHT OF WAY FOR TRANSMISSION LINE LOCATED IN MADISON COUNTY, IOWA

OATH OF COMMISSIONERS

STATE OF IOWA)
) SS
MADISON County)

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, encumbrancers 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 as set forth and described in the Application in the Office of the Sheriff for Condemnation of Transmission Line Right of Way and make a written report to the Sheriff as authorized and prescribed in Chapters 471, 472 and 489, Code of Iowa, and any amendments thereto, and will well and 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.

Farrell A. Olson
NAME:
Licensed Real Estate Salesman or Broker

William A. Smith
NAME:
Licensed Real Estate Salesman or Broker

John Foster
NAME:
Knowledgeable of Property Values by Virtue of Occupation

Gail L. Jefferson
NAME:
Knowledgeable of Property Values by Virtue of Occupation

Darrell Daggett
NAME:
Agricultural

Raymond Clark
NAME:
Agricultural

Subscribed and sworn to before me this 7th day of March, 1979.

SEAL OF THE DISTRICT COURT MADISON COUNTY IOWA

Ila L. Silverthorn, Deputy
~~(Notary Public)~~
(Clerk of Court) in and for said County and State

Filed in my office at Winterset, Iowa, this 7th day of March, 1979.

Rex Rouse
Rex Rouse
Sheriff of Madison County, Iowa

COMPENSATION COMMISSIONERS

STATEMENT

TO: The Sheriff of Madison County

This is to certify that my fee and expense as a member of the commission in the matter of the condemnation of real estate in the matter of the application of Iowa Power and Light Company for transmission line right of way in Madison County, Iowa, hearing having been held on the 7 day of Mar., is as follows:

4	day service at $50.00	$ 200.00
4	miles at 15¢	$ ~~.60~~ 4.00
4	meals	$ 10.62

Given under my hand this 12 day of March, 1979.

Lowell A Olson Chairman

Commissioner

COMPENSATION COMMISSIONERS

STATEMENT

TO: The Sheriff of Madison County

This is to certify that my fee and expense as a member of the commission in the matter of the condemnation of real estate in the matter of the application of Iowa Power and Light Company for transmission line right of way in Madison County, Iowa, hearing having been held on the 7 day of March, is as follows:

4	day service at $50.00	$ 200.00
155	miles at 15¢	$ 23.25
4	meals	$ 12.65

Given under my hand this 12 day of March, 1979

Commissioner

COMPENSATION COMMISSIONERS

STATEMENT

TO: The Sheriff of Madison County

This is to certify that my fee and expense as a member of the commission in the matter of the condemnation of real estate in the matter of the application of Iowa Power and Light Company for transmission line right of way in Madison County, Iowa, hearing having been held on the 7 day of March, is as follows:

4	day service at $50.00	$ 200.00
260	miles at 15¢	$ 39.00
4	meals	$ 12.50

Given under my hand this 12 day of March, 1979.

Raymond Clark

Commissioner

COMPENSATION COMMISSIONERS

STATEMENT

TO: The Sheriff of Madison County

This is to certify that my fee and expense as a member of the commission in the matter of the condemnation of real estate in the matter of the application of Iowa Power and Light Company for transmission line right of way in Madison County, Iowa, hearing having been held on the 7 day of March, is as follows:

4	day service at $50.00	$ 200.00
199	miles at 15¢	$ 29.85
4	meals	$ 13.25

Given under my hand this 12 day of March, 1979.

William Hunter

Commissioner

COMPENSATION COMMISSIONERS

STATEMENT

TO: The Sheriff of Madison County

This is to certify that my fee and expense as a member of the commission in the matter of the condemnation of real estate in the matter of the application of Iowa Power and Light Company for transmission line right of way in Madison County, Iowa, hearing having been held on the 7 day of March, is as follows:

4	day service at $50.00	$ 200.00
	miles at 15¢	$ 4.00
4	meals	$ 12.58

Given under my hand this 12 day of March, 1919.

Hal L Rogers

Commissioner

COMPENSATION COMMISSIONERS

STATEMENT

TO: The Sheriff of Madison County

This is to certify that my fee and expense as a member of the commission in the matter of the condemnation of real estate in the matter of the application of Iowa Power and Light Company for transmission line right of way in Madison County, Iowa, hearing having been held on the 7 day of March, is as follows:

4	day service at $50.00	$ 200.00
	miles at 15¢	$ 4.00
4	meals	$ 12.50

Given under my hand this 12 day of March, 1979.

John Foster

Commissioner

PARCEL 61-19

BEFORE THE SHERIFF OF MADISON COUNTY, IOWA

IN THE MATTER OF THE APPLICATION OF IOWA POWER AND LIGHT COMPANY FOR CONDEMNATION OF RIGHT OF WAY FOR TRANSMISSION LINE IN MADISON COUNTY, IOWA	)	NO. _____
	)	NOTICE OF HEARING BEFORE COMMISSIONERS

TO:

OWNER: Arthur Knutson
RR 2
Lorimor, Iowa 50149

Karen V. Knutson
RR 2
Lorimor, Iowa 50149

HOLDERS OF LIENS OR ENCUMBRANCES

MORTGAGE HOLDER:

Federal Land Bank of Omaha
206 So. 19th Street
Omaha, Nebraska 68102

FEB 20 1979

LIEN HOLDER:

Madison County

and all other persons, companies, or corporations having any interest in or owning any of the following described real estate: See "Exhibit A" attached.

You are hereby notified that Iowa Power and Light Company, a corporation organized under the laws of the State of Iowa, with its principal place of business in the City of Des Moines, Polk County, Iowa, desires the condemnation of the following described easement in land: See "Exhibit B" attached.

That such condemnation is sought for the construction, operation and maintenance of a 345,000 volt electric transmission line and all necessary wires and equipment incident thereto, together with the permanent and perpetual right of ingress and egress on said easement to and from said property for the purpose of constructing, operating and maintaining said transmission line and associated wires and equipment incident to the operation and maintenance of said transmission line.

That a Commission has been appointed as provided by law for the purpose of appraising the damages which will be caused by said condemnation. That said Commissioners will, on March 7 1978 at 10:00 o'clock A.M., view said premises and proceed to appraise said damages, at which time you may appear before the Commissioners if you care to do so.

Keith D Hartje

Keith D. Hartje
P.O. Box 657, 666 Grand Avenue
Des Moines, Iowa 50303

B. A. Webster

B. A. Webster
GRAMBLE, RIEPE, BURT, WEBSTER & FLETCHER
2600 Ruan Center
Des Moines, Iowa 50309

ATTORNEYS FOR APPLICANT,
IOWA POWER AND LIGHT COMPANY

PARCEL No. 61-19

EXHIBIT "A"

DESCRIPTION OF PROPERTY TO BE AFFECTED

The Northwest Quarter (NW¼) of the Northwest Quarter (NW¼), the Southwest Quarter (SW¼) of the Northwest Quarter (NW¼), the Southeast Quarter (SE¼) of the Northwest Quarter (NW¼), the Northeast Quarter (NE¼) of the Northwest Quarter (NW¼), the Northwest Quarter (NW¼) of the Northeast Quarter (NE¼), and the Northeast Quarter (NE¼) of the Northeast Quarter (NE¼) of Section 30; and the Southwest Quarter (SW¼) of the Southwest Quarter of Section 20; all in Township 74 North, Range 28 West of the 5th P.M., Madison County, Iowa.

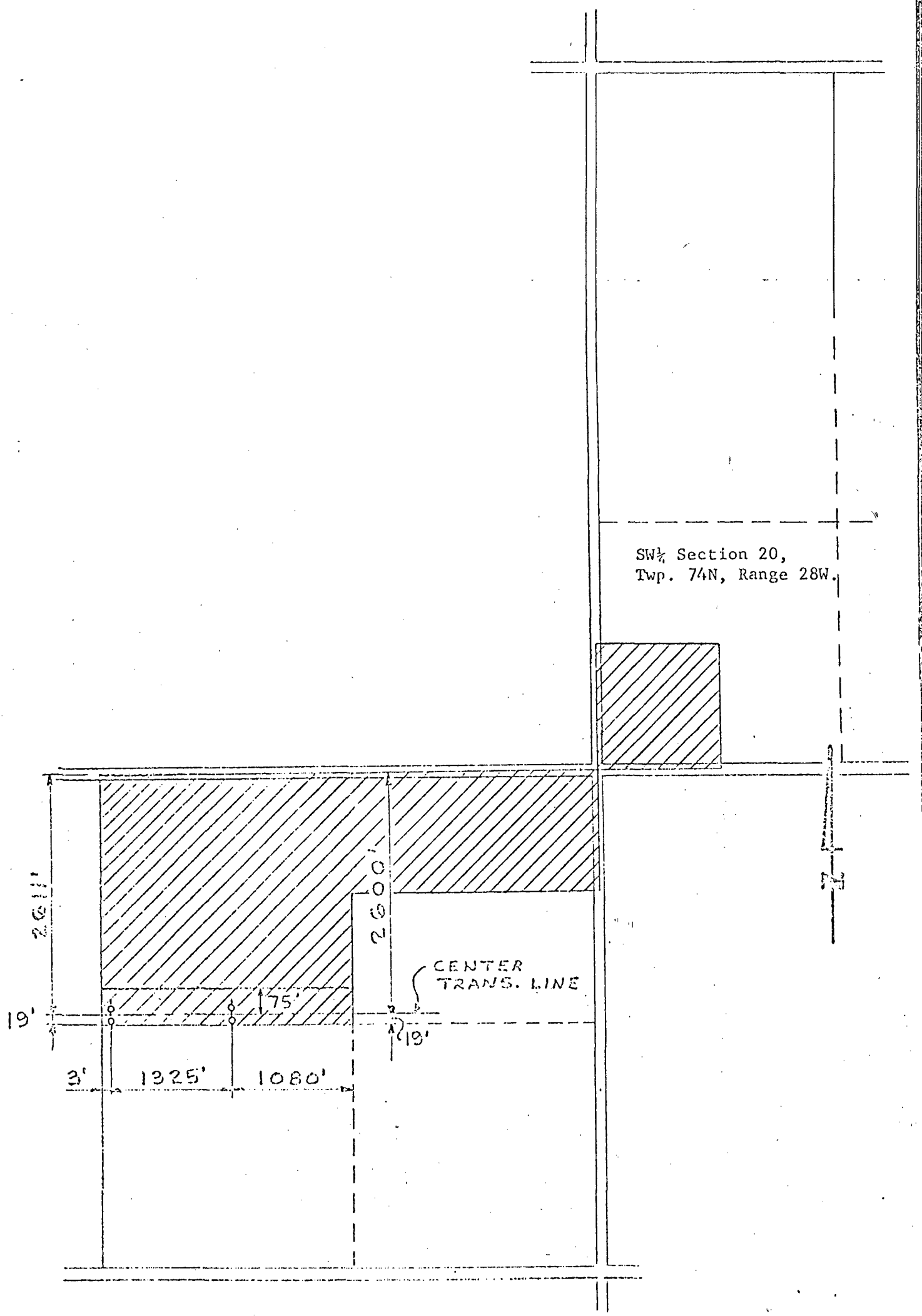
EXHIBIT B

DESCRIPTION OF SPECIFIC PROPERTY SOUGHT TO BE CONDEMNED

That part of a strip of land 150 feet in width which falls across the Northwest Quarter (NW¼) of Section 30, Township 74 North, Range 28 West of the 5th P.M., Madison County, Iowa, the centerline of said 150 foot wide strip being described as follows:

Beginning at a point approximately 2,611 feet South of the Northwest corner of said Section 30, thence East to a point on the East property line 2,600 feet South of the Northeast corner of the Northwest Quarter (NW¼) of said Section 30.

This easement is limited to construction of one 345,000 volt electric transmission line across the above described property consisting of two 2-pole structures and associated conductors. (Maximum 400,000 volt).



Section 30, Township 74N, Range 28W

IOWA POWER AND LIGHT COMPANY
345KV TRANSMISSION LINE

[illegible] PIONEER INC.	REVISION	PROPERTY PLAT
DWN. BY G [illegible] 6-21-76		MADISON CO. [illegible]

OFFICERS RETURN OF SERVICE

STATE OF IOWA, Madison County, ss.

The attached notice with copy of Petition attached received this 20th day of February, 19 79, and I certify that I served the same on the defendants named below by delivering a copy thereof to each of said defendants personally at the time and place set opposite their respective name.

Name of Defendants	Month	Day	Year	Township	County	State
Arthur Knutson	February	20th	1979	Monroe	Madison	Iowa
Karen V. Knutson	February	20th	1979	Monroe	Madison	Iowa

Rex Rouse Sheriff

Madison County, Iowa

By _____, Deputy Sheriff

FEES

Service $5.00

Copies $_____

Notary $_____

Mileage $_____

Total $_____

RETURN OF SERVICE — GOVERNMENTAL BODY

STATE OF IOWA, Madison County, ss.

The within Notice came into my hands on the 20th day of February, 19 79 and on the 21st day of February, 19 79, I served the same upon the Madison County by offering to read the same to George Abrahams, he being the Auditor of Madison County, Iowa of said Governmental Body, which he waived, and by giving him a true copy thereof, all done in Center Township, Madison County, Iowa.

FEES

Service - - - $_____

Copies - - - $_____

Mileage - - - $_____

Total - - - $_____

Rex Rouse

Rex Rouse, Sheriff

of Madison County

By _____

Deputy.

BOONE BLANK BOOK CO., BOONE, IOWA 1081-72

401

61-19 402

RETURN BY AFFIDAVIT

STATE OF NEBRASKA)
)SS.
COUNTY OF DOUGLAS)

F. Kroll being first duly sworn deposes and says that he is a Deputy Sheriff of Douglas County, State of Nebraska, and that he served the attached Writ on the within named:

Federal Land Bank of Omaha

on the 22nd day of Feb. 19, 79 by Personally handing to Arlene Johnson Administrative Assistant and Managing Agent For The Federal Land Bank of Omaha

in Douglas County, State of Nebraska.
10:40 AM 2-22-79

Frank Kroll

Subscribed and sworn to before me this 23rd day of Feb, 19 79.

GENERAL NOTARY-State of Nebraska
LOIS C. THOMPSON
My Comm. Exp. Feb. 28, 1982

Lois C Thompson
NOTARY PUBLIC

PARCEL 61-19

BEFORE THE SHERIFF OF MADISON COUNTY, IOWA

IN THE MATTER OF THE APPLICATION OF IOWA POWER AND LIGHT COMPANY FOR CONDEMNATION OF RIGHT OF WAY FOR TRANSMISSION LINE IN MADISON COUNTY, IOWA	))))	NO. _____ NOTICE OF HEARING BEFORE COMMISSIONERS

TO:

OWNER: Arthur Knutson
RR 2
Lorimor, Iowa 50149

Karen V. Knutson
RR 2
Lorimor, Iowa 50149

HOLDERS OF LIENS OR ENCUMBRANCES

MORTGAGE HOLDER:

Federal Land Bank of Omaha
206 So. 19th Street
Omaha, Nebraska 68102

LIEN HOLDER:

Madison County

and all other persons, companies, or corporations having any interest in or owning any of the following described real estate: See "Exhibit A" attached.

You are hereby notified that Iowa Power and Light Company, a corporation organized under the laws of the State of Iowa, with its principal place of business in the City of Des Moines, Polk County, Iowa, desires the condemnation of the following described easement in land: See "Exhibit B" attached.

That such condemnation is sought for the construction, operation and maintenance of a 345,000 volt electric transmission line and all necessary wires and equipment incident thereto, together with the permanent and perpetual right of ingress and egress on said easement to and from said property for the purpose of constructing, operating and maintaining said transmission line and associated wires and equipment incident to the operation and maintenance of said transmission line.

That a Commission has been appointed as provided by law for the purpose of appraising the damages which will be caused by said condemnation. That said Commissioners will, on March 7 1978, at 10:00 o'clock A.M., view said premises and proceed to appraise said damages, at which time you may appear before the Commissioners if you care to do so.

Keith D Hartje

Keith D. Hartje
P.O. Box 657, 666 Grand Avenue
Des Moines, Iowa 50303

B. A. Webster

B. A. Webster
GRAMBLE, RIEPE, BURT, WEBSTER & FLETCHER
2600 Ruan Center
Des Moines, Iowa 50309

ATTORNEYS FOR APPLICANT,
IOWA POWER AND LIGHT COMPANY

PARCEL No. 61-19

EXHIBIT "A"

DESCRIPTION OF PROPERTY TO BE AFFECTED

The Northwest Quarter (NW¼) of the Northwest Quarter (NW¼), the Southwest Quarter (SW¼) of the Northwest Quarter (NW¼), the Southeast Quarter (SE¼) of the Northwest Quarter (NW¼), the Northeast Quarter (NE¼) of the Northwest Quarter (NW¼), the Northwest Quarter (NW¼) of the Northeast Quarter (NE¼), and the Northeast Quarter (NE¼) of the Northeast Quarter (NE¼) of Section 30; and the Southwest Quarter (SW¼) of the Southwest Quarter of Section 20; all in Township 74 North, Range 28 West of the 5th P.M., Madison County, Iowa.

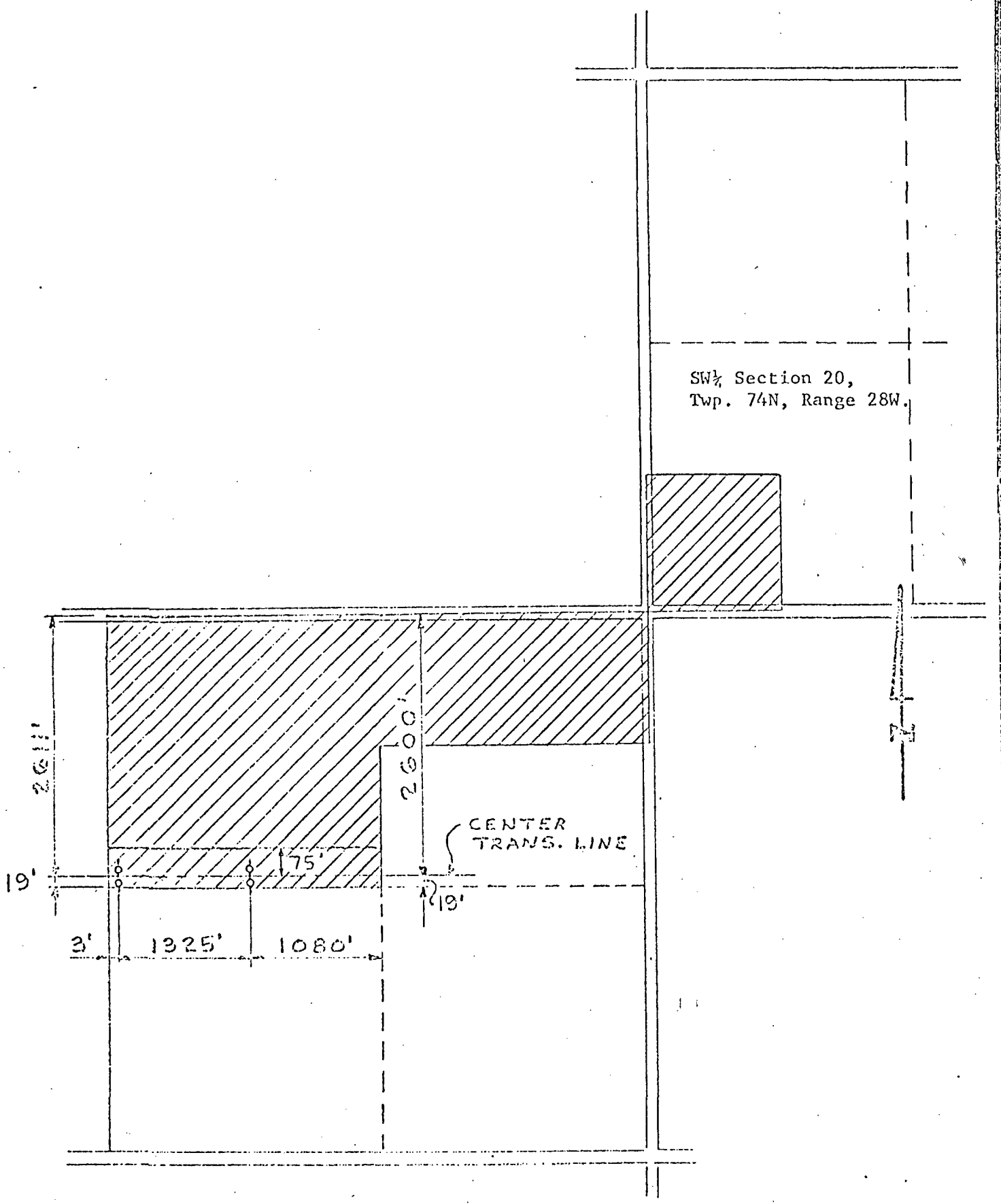
EXHIBIT B

DESCRIPTION OF SPECIFIC PROPERTY SOUGHT TO BE CONDEMNED

That part of a strip of land 150 feet in width which falls across the Northwest Quarter (NW¼) of Section 30, Township 74 North, Range 28 West of the 5th P.M., Madison County, Iowa, the centerline of said 150 foot wide strip being described as follows:

Beginning at a point approximately 2,611 feet South of the Northwest corner of said Section 30, thence East to a point on the East property line 2,600 feet South of the Northeast corner of the Northwest Quarter (NW¼) of said Section 30.

This easement is limited to construction of one 345,000 volt electric transmission line across the above described property consisting of two 2-pole structures and associated conductors. (Maximum 400,000 volt).



Section 30, Township 74N, Range 28W

IOWA POWER AND LIGHT COMPANY
345KV TRANSMISSION LINE

FLUOR PIONEER INC.	REVISION	PROPERTY PLAT MADISON COUNTY	
DWN. BY G.L. 4-21-76			
CHECKED			PARCEL NO. 61-19
APP'D			

61-19

DIRECTIONS FOR SERVICE OF ORIGINAL NOTICE

COMPLETE ONE OF THESE DIRECTIONS FOR EACH INDIVIDUAL, COMPANY, CORPORATION ETC. TO BE SERVED.

DIRECTIONS FOR SERVICE OF ORIGINAL NOTICE

TO: Sheriff Douglas County OR, TO: _____

_____

_____

Serve: Federal Land Bank of Omaha

At: Address shown on attached Notice

ON COMPLETION OF SERVICE NOTIFY: Iowa Power and Light Company

Special Instructions or Information Relating to Service: _____

Return of Service of Notice to be sent to Lloyd C. McLaughlin, Iowa Power and Light Company, P.O. Box 657, Des Moines, Iowa 50303.

NAME AND SIGNATURE OF ATTORNEY OR OTHER ORIGINATOR: Iowa Power and Light Company

By Lloyd C. McLaughlin

DATE: 2-20-79 TELEPHONE NO. (515) 281-2713

DEPOSIT FOR COST OF SERVICE

Check enclosed for $10.00.

P- Arlene Johnson 10:40 Am 2-22-79

Ck

Pd Ck 10.00

#9513-A

408

61-19

IN THE DISTRICT COURT OF THE STATE OF IOWA IN AND FOR MADISON COUNTY

IN THE MATTER OF THE APPLICATION OF IOWA POWER AND LIGHT COMPANY FOR CONDEMNATION OF RIGHT OF WAY FOR TRANSMISSION LINE IN MADISON COUNTY, IOWA

AFFIDAVIT OF FINAL OFFER

STATE OF IOWA)
) SS.
COUNTY OF POLK)

I, E. L. Birdsall, being first duly sworn, on oath depose and state that on the 23rd day of February, 19 79, as agent and representative of Iowa Power and Light Company, I delivered to the following named persons, ~~to wit:~~ by regular mail, to wit:

Arthur Knutson
RR 2
Lorimor, Iowa 50149

Karen V. Knutson
RR 2
Lorimor, Iowa 50149

Federal Land Bank of Omaha
206 So. 19th Street
Omaha, Nebraska 68102

a duplicate original of the "Final Offer to Acquire Easement", a true copy of which is attached hereto, marked Exhibit A, and by this reference made a part hereof.

Dated this 23rd day of February, 19 79.

E. L. Birdsall

Subscribed and sworn to before me by E. L. Birdsall this 23rd day of February, 19 79.

NOTARIAL SEAL IOWA
LLOYD C. McLAUGHLIN
MY COMMISSION EXPIRES
September 30, 1979

Lloyd C. McLaughlin

Notary Public in and for IOWA

IOWA POWER
823 Walnut Street
Des Moines, Iowa 50303

February 23, 1979

FINAL OFFER TO ACQUIRE EASEMENT

Arthur Knutson
RR 2
Lorimor, Iowa 50149

Karen V. Knutson
RR 2
Lorimor, Iowa 50149

Informational Copy to Mortgagee:

Federal Land Bank of Omaha
206 So. 19th Street
Omaha, Nebraska 68102

Pursuant to Chapter 472, entitled Procedures Under Power of Eminent Domain, Code of Iowa, Iowa Power and Light Company hereby makes its final offer to pay you the total lump sum of $ 5,768.00 in consideration of your execution, acknowledgement and delivery of a 345,000 volt electric transmission line easement in substance and form as, and across real estate described in, the "Transmission Line Easement" attached hereto, marked Exhibit "A", and made a part hereof. Such offer does not include construction damage to crops, tile or similar property which will be paid after construction when such damage can be ascertained.

If you wish to accept this offer, please call Iowa Power and Light Company collect at the following telephone number: 1-515-281-2713. If a voluntary easement is not acquired by the Company for this parcel, condemnation proceedings will be initiated.

A plat showing the proposed transmission line easement on your property is enclosed for your information.

Yours very truly,

E. L. Birdsall
Vice President

Enclosure

Parcel 61-19

409

Parcel No. 61-19

Job No.

Draft No.

EXHIBIT "A"

County Madison

Township 74 North

Range 28 West of the 5th P.M.

Section 30

410

TRANSMISSION LINE EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

The undersigned Owners, Arthur Knutson and Karen V. Knutson

and the undersigned Tenant,

(hereinafter called the Grantor(s), in consideration of the sum of One Dollar and other valuable considerations in hand paid, do hereby grant to Iowa Power and Light Company, an Iowa Corporation, (hereinafter called the Grantee,) the perpetual right and easement to construct, reconstruct, repair, maintain, operate, inspect, patrol and remove a line of towers or poles for the transmission and supply of electric current, with wires and cables upon and from the same and all necessary foundations, anchors, guys, braces, fittings, equipment and apurtenances including a buried ground wire, and such culverts, bridges, and ways of access as may be reasonably necessary for the convienent construction, reconstruction, repair, maintenance, operation, inspection, patrolling and removal of said line over, along, across and under the following described property situated in Madison County, Iowa, to-wit:

That part of a strip of land 150 feet in width which falls across the Northwest Quarter (NW¼) of Section 30, Township 74 North, Range 28 West of the 5th P.M., Madison County, Iowa, the centerline of said 150 foot wide strip being described as follows:

Beginning at a point approximately 2,611 feet South of the Northwest corner of said Section 30, thence East to a point on the East property line 2,600 feet South of the Northeast corner of the Northwest Quarter (NW¼) of said Section 30.

This easement is limited to construction of one 345,000 volt electric transmission line across the above described property consisting of two 2-pole structures and associated conductors. (Maximum 400,000 volt).

The Grantor(s) warrants and covenants unto Grantee that, subject to liens and encumbrances of record at the date of this easement, it is the owner of the above described land and has full right and authority to validly grant this easement, and that Grantee may quietly enjoy the premises.

Grantee is given the right to trim, cut and clear away any trees, limbs and brush, whether located on the above described easement property or adjacent to and overhanging the same, and the right to remove from the above described easement property any obstruction, including buildings, inflammable materials, brush, structures of any kind or other obstructions wherever in its judgment such will interfere with or endanger the construction, operation or maintenance of said line, and to renew, replace, and to otherwise change the lines and any part thereof and all appurtenances thereto and the location thereof within the easement property; and to pass along the easement property to and from adjoining lands and to have reasonable access to said property from Grantor's adjoining lands. The Grantee may erect and use gates in all fences which cross or which shall hereafter cross the route of said line.

In consideration of such grant, Grantee agrees that it will repair or pay for any damage which may be caused to crops, fences or other property of the undersigned by the construction, operation, maintenance, inspection, patrolling or removal of said line. Grantor(s) covenants that no act will be permitted within the easement property which is inconsistent with the rights hereby granted; that no building or structures will be erected upon said property and that the present grade or ground level thereof will not be changed by excavation or filling.

Grantee, its contractor or agents, may enter said premises for the purpose of making surveys and preliminary estimates immediately upon the execution of this easement but the easement shall not otherwise be operative nor shall construction begin until a franchise for the line is issued by the Iowa State Commerce Commission and until the full consideration is paid as hereinafter provided.

The Grantor(s) acknowledges payment of $ _____ hereunder and it is agreed that if the additional sum of $ _____ is paid the undersigned Grantor(s) within one year from the date hereof, or the release of this easement from any liens or encumbrances of record, whichever date is later, this agreement shall become binding upon all parties hereto but shall terminate upon the permanent removal or abandonment of all lines and appurtenances of Grantee upon the easement property. If the additional amount of consideration is not paid within the time stated above, then the initial payment shall be forfeited to the Grantor(s) and both parties shall be released from all further obligation hereunder. The parties hereto agree that all payment made by virtue of this agreement shall be paid to _____ of _____ as agent for the Grantor(s).

This agreement shall run with the land and bind and inure to the benefit of the heirs, successors and assigns of the parties.

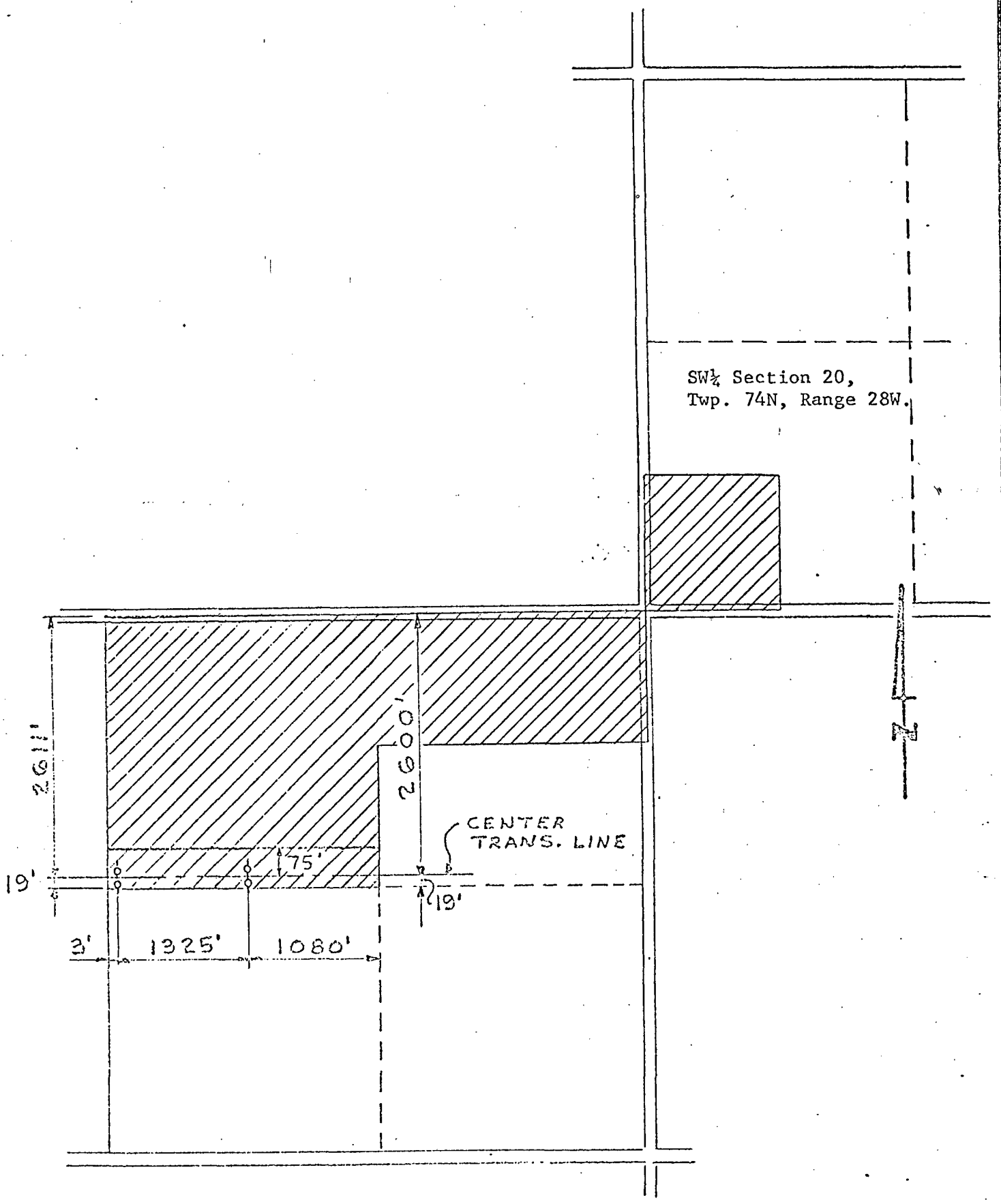
Dated this _____ day of _____, 19 _____.

_____ _____

_____ _____

_____ _____

_____ _____



Section 30, Township 74N, Range 28W

IOWA POWER AND LIGHT COMPANY
345KV TRANSMISSION LINE

FLUOR PIONEER INC.	REVISION	PROPERTY PLAT MADISON COUNTY
DWN. BY G.L. 4-21-76		
CHECKED		PARCEL NO. 61-19
APP'D		

4/2

IN THE IOWA DISTRICT COURT FOR MADISON COUNTY

IOWA POWER AND LIGHT COMPANY, Plaintiff, vs. ARTHUR KNUTSON, KAREN V. KNUTSON, FEDERAL LAND BANK OF OMAHA, MADISON COUNTY, IOWA and REX ROUSE, Sheriff of Madison County, Iowa, Defendants.	)	LAW NO. 21763 ORIGINAL NOTICE 4:45 PM MAR 20 1979

TO THE ABOVE-NAMED DEFENDANTS:

You are hereby notified that there is now on file in the Office of the Clerk of the above-named Court, a Petition in the above-entitled action, a copy of which Petition is attached hereto. The plaintiff's attorney is Gordon K. Darling, whose address is 53 Jefferson Street, Winterset, Iowa 50273.

You are further notified that unless you appear thereto and defend in the Iowa District Court for Madison County at the County Courthouse in Winterset, Iowa within twenty (20) days after the service of this Original Notice upon you, judgment by default will be rendered against you for the relief demanded in the Petition.

SEAL OF THE DISTRICT COURT MADISON COUNTY IOWA

Margaret Wheeler

Margaret Wheeler,
Clerk of the Above Court
Madison County Courthouse
Winterset, Iowa 50273

NOTE:

Persons named as defendants are told to "appear thereto and defend." These words are not always understood. The required appearance may be made either by the defendant or by defendant's attorney. IT IS NECESSARY TO SERVE AND FILE A SPECIAL APPEARANCE, MOTION OR PLEADING TO PREVENT A DEFAULT (RULE 87). The attorney who is expected to appear for the defendant should be promptly advised by the defendant of the service of this Original Notice.

ACCEPTANCE OF SERVICE

Service of the foregoing Notice of Appeal, Original Notice and Petition is hereby acknowledged, and receipt of a copy acknowledged this 20th day of March, 1979 at Winterset, Iowa.

Rex Rouse

Rex Rouse, Sheriff
Sheriff of Madison County, Iowa

By _____

ACCEPTANCE OF SERVICE

Service of the foregoing Notice of Appeal, Original Notice and Petition is hereby acknowledged, and receipt of a copy acknowledged this 20 day of March, 1979 at Winterset, Iowa.

MADISON COUNTY, IOWA

By Shelley Erickson

414

IN THE IOWA DISTRICT COURT FOR MADISON COUNTY

FILED
1979 MAR 20 PM 3:15
MARGARET WHEELER
CLERK OF DISTRICT COURT
MADISON COUNTY, IOWA

IOWA POWER AND LIGHT COMPANY, Plaintiff,	)	
vs.	)	LAW NO. 21763
ARTHUR KNUTSON, KAREN V. KNUTSON, FEDERAL LAND BANK OF OMAHA, MADISON COUNTY, IOWA and REX ROUSE, Sheriff of Madison County, Iowa, Defendants.	)	NOTICE OF APPEAL

COMES NOW Iowa Power and Light Company, plaintiff condemnor, and pursuant to Chapter 472, Code of Iowa (1977), hereby appeals to the District Court from the award of the Compensation Commission entered herein on March 9, 1979.

B. A. Webster
GAMBLE, RIEPE, BURT, WEBSTER & DAVIS
2600 Ruan Center
Des Moines, Iowa 50309
Telephone: (515) 243-6251

Gordon K. Darling
DARLING & CHICKERING
53 Jefferson Street
Winterset, Iowa 50273
Telephone: (515) 462-2442

Keith D. Hartje
IOWA POWER AND LIGHT COMPANY
666 Grand Avenue
P. O. Box 657
Des Moines, Iowa 50303
Telephone: (515) 281-2331

ATTORNEYS FOR IOWA POWER AND LIGHT COMPANY, Plaintiff-Condemnor

IN THE IOWA DISTRICT COURT FOR MADISON COUNTY

FILED
1979 MAR 20 PM 3:15
MARGARET WHEELER
CLERK OF DISTRICT COURT
MADISON COUNTY, IOWA

IOWA POWER AND LIGHT COMPANY, Plaintiff, vs. ARTHUR KNUTSON, KAREN V. KNUTSON, FEDERAL LAND BANK OF OMAHA, MADISON COUNTY, IOWA and REX ROUSE, Sheriff of Madison County, Iowa, Defendants.	LAW NO. 21763 PETITION ON APPEAL FROM COMPENSATION COMMISSION AWARD

COMES NOW Iowa Power and Light Company and, for its Petition on Appeal, pursuant to Chapter 472, Code of Iowa (1977) states:

1. Plaintiff, Iowa Power and Light Company, has been granted a Franchise by the Iowa State Commerce Commission, pursuant to Chapter 478, Code of Iowa (1977) for construction and maintenance of a 345-K.V. electric transmission line through Madison County, Iowa together with the right of eminent domain.

2. Said line passes across lands owned by defendants or in which they have an interest described in Exhibit A hereto attached and incorporated herein by reference.

3. The easement acquired by plaintiff is set forth in Exhibit B and shown in the plat attached, incorporated herein by reference.

4. Said easement on defendants' property is 94 feet in width, 2408 feet in length, contains 5.2 acres and two structures. It is solely for the purposes of said line and defendants retain full ownership and use of said land for all purposes not inconsistent with plaintiff's easement.

5. That on March 9, 1979 said easement was condemned by plaintiff by eminent domain proceedings. That the award returned by the Compensation Commission was excessive and unreasonable. That the difference between the fair and reasonable market value of

the property before and after the condemnation of the easement did not exceed $ 5,700.00 .

6. That pursuant to law all construction damage, crop damage or damage to personal property now or hereafter incurred will be paid in addition to the payment for said easement.

WHEREFORE, plaintiff prays that damages to said property be determined in accordance with law.

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Keith D. Hartje
IOWA POWER AND LIGHT COMPANY
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P. O. Box 657
Des Moines, Iowa 50303
Telephone (515) 281-2331

ATTORNEYS FOR IOWA POWER AND LIGHT COMPANY, Plaintiff-Condemnor

OFFICERS RETURN OF SERVICE

STATE OF IOWA, Madison County, ss.

The attached notice with copy of Petition attached received this 20th day of March, 19 79, and I certify that I served the same on the defendants named below by delivering a copy thereof to each of said defendants personally at the time and place set opposite their respective name.

Name of Defendants	Month	Day	Year	Township	County	State
~~Arthur Knutson~~	~~March~~	~~21st~~	~~1979~~	~~Monroe~~	~~Madison~~	~~Iowa~~
~~Karen V. Knutson~~	~~March~~	~~21st~~	~~1979~~	~~Monroe~~	~~Madison~~	~~Iowa~~
Rex Rouse, Sheriff of Madison County	March 21st	1979		Center	Madison	Iowa

Rex Rouse Sheriff

Madison County, Iowa

By _____, Deputy Sheriff

FEES

Service $ 5.00

Copies $ _____

Notary $ _____

Mileage $ _____

Total $ _____

418

FILED
1979 MAR 21 AM 11:15
MARGARET WHEELER
CLERK OF DISTRICT COURT
MADISON COUNTY, IOWA

BEFORE THE SHERIFF OF MADISON COUNTY, IOWA

IN THE MATTER OF THE APPLICATION OF IOWA POWER AND LIGHT COMPANY FOR CONDEMNATION OF RIGHT OF WAY FOR TRANSMISSION LINE IN MADISON COUNTY, IOWA	* * * * * * *	NO. REPORT OF COMPENSATION COMMISSION

TO: Arthur Knutson and Karen V. Knutson

We, the undersigned, being the duly appointed and qualified Commissioners appointed to inspect the agricultural land described in Iowa Power and Light Company's Application herein, and to assess the damages sustained by the respective owners, lien holders, encumbrancers, and other persons interested in the premises affected by the appropriation or condemnation of the real estate described in said Application for the construction, operation and maintenance of a 345,000 volt electric transmission line to be located on a strip of land as specifically described in said Application, do hereby make report as follows:

That we proceeeded to view the respective premises at the time fixed in the Notices to the persons interested in the parcel numbers hereinafter mentioned, which parcel numbers in this report correspond with the parcel numbers in the said Application, and do hereby assess the damages sustained by the respective persons interested in said lands as follows, all of which is respectfully submitted:

PARCEL NO. 61-19

OWNERS: Arthur Knutson
RR 2
Lorimor, Iowa 50149

Karen V. Knutson
RR 2
Lorimor, Iowa 50149

AWARD: $ 14,535.00, for damages, including consequential damages, to owners.

ATTORNEY FEES AND COSTS: $ 590.00

I hereby certify this to be a true and correct copy of the original instrument on file in my office.
REX HOUSE, SHERIFF
MADISON COUNTY, IOWA

MAR 20 1979

PARCEL 61-19

BEOFRE THE SHERIFF OF MADISON COUNTY, IOWA

IN THE MATTER OF THE APPLICATION OF IOWA POWER AND LIGHT COMPANY FOR CONDEMNATION OF RIGHT OF WAY FOR TRANSMISSION LINE IN MADISON COUNTY, IOWA	NO. 61-19 NOTICE OF APPRAISEMENT OF DAMAGES AND TIME FOR APPEAL

TO: Arthur Knutson and Karen V. Knutson

OWNERS: Arthur Knutson
RR 2
Lorimor, Iowa 50149

Karen V. Knutson
RR 2
Lorimor, Iowa 50149

1.

You and each of you are hereby notified that the duly appointed and qualified commissioners assessed and appraised the damages sustained by you by reason of the condemnation as set out upon the attached report of Compensation Commission, and that pursuant to Section 472.18 of the Code of Iowa, as amended by House File 215, Acts of the 64th General Assembly, you may within thirty (30) days from the date of mailing of this Notice, appeal to the District Court as by law provided.

Rep Rouse

Sheriff of MADISON
County, Iowa

Date Mailed: 3-10-79

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Dated March 9, 1979.

John Foster

Hal L. Keyser

Raymond Clark

William Hunt

J. D. Leggett

Truell L. Olson

I, the undersigned, Sheriff of Madison County, Iowa hereby endorse and certify to the attached Report of Compensation Commission; that I have mailed by ordinary mail on 3-10, 1979, a copy of said Report of Compensation Commission together with a Notice of Appraisement of Damages and Time for Appeal to each of the persons designated thereon.

Rop Ponse

Sheriff of Madison County, Iowa

FILED

IN THE IOWA DISTRICT COURT FOR MADISON COUNTY

1980 NOV 13 AM 9:24

MARGARET WHEELER
CLERK OF DISTRICT COURT
MADISON COUNTY, IOWA

IOWA POWER AND LIGHT COMPANY,	)	
Plaintiff,	)	
vs.	)	NO. 21763
ARTHUR KNUTSON, et al.,	)	STIPULATION FOR DISMISSAL
Defendants.	)	

IT IS HEREBY STIPULATED that the above-entitled case may be dismissed, at Plaintiff's costs, the same having been fully settled out of Court.

B. A. Webster

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Attorneys for Plaintiff

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Telephone: (515) 462-4912

Attorneys for Defendants

This is to certify that the Court Costs have been paid in the above Cause.

SEAL OF THE DISTRICT COURT MADISON COUNTY IOWA

Margaret K. Wheeler
Clerk of District Court

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