PARCEL 61-7

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. 61-7 NOTICE OF APPRAISEMENT OF DAMAGES AND TIME FOR APPEAL

TO: **Charles L. Blair and Margaret Blair**
Lee W. Blair and Alice Blair

OWNERS: Charles L. Blair and Margaret Blair
Lorimor, Iowa 50149

Lee W. Blair and Alice Blair
Lorimor, Iowa 50149

FILED NO. 1213
BOOK 113 PAGE 769
1983 FEB 24 AM 10:43
MARY E. WELTY
RECORDER
MADISON COUNTY, IOWA
Fee $72.00 paid

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.

Rex Rouse
Sheriff of MADISON
County, Iowa

Date Mailed: June 5, 1979

FOR FRANCHISE SEE DEED REC. 113, Page 41.

"FOR GENERAL PROCEEDINGS AND SERVICE PERTAINING TO SELECTION, APPOINTMENT & SERVICE OF COMMISSIONERS SEE BOOK 113, Page 372-421, AS SHOWN IN PROCEEDINGS OF ARTHUR KNUTSON, et al."

770

PARCEL C1-7

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. 61-7 NOTICE OF HEARING BEFORE COMMISSIONERS

TO:

OWNER: Charles L. Blair and Margaret Blair
Lorimor, Iowa 50149

Lee W. Blair and Alice Blair
Lorimor, Iowa 50149

MAY 2 1 1979

HOLDERS OF LIENS OR ENCUMBRANCES

MORTGAGE HOLDER:
Federal Land Bank of Omaha
206 S. 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.

3

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 June 5 1979, 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

4

772

PARCEL No. 61-7

EXHIBIT "A"

DESCRIPTION OF PROPERTY TO BE AFFECTED

The Northeast Quarter (NE¼) of the Southeast Quarter (SE¼) and the Southeast Quarter (SE¼) of the Southeast Quarter (SE¼) of Section 21; the South Half (S½) of the Southwest Quarter (SW¼) of the Northwest Quarter (NW¼) of Section 27; the Northwest Quarter (NW¼) of the Northwest Quarter (NW¼), the Northeast Quarter (NE¼) of the Northwest Quarter (NW¼), the Northwest Quarter (NW¼) of the Northeast Quarter (NE¼), the Southwest Quarter (SW¼) of the Northeast Quarter (NE¼), the Southeast Quarter (SE¼) of the Northeast Quarter (NE¼) and the Northeast Quarter (NE¼) of the Northeast Quarter (NE¼) of Section 28; all in Township 74 North, Range 29 West of the 5th P.M., Madison County, Iowa.

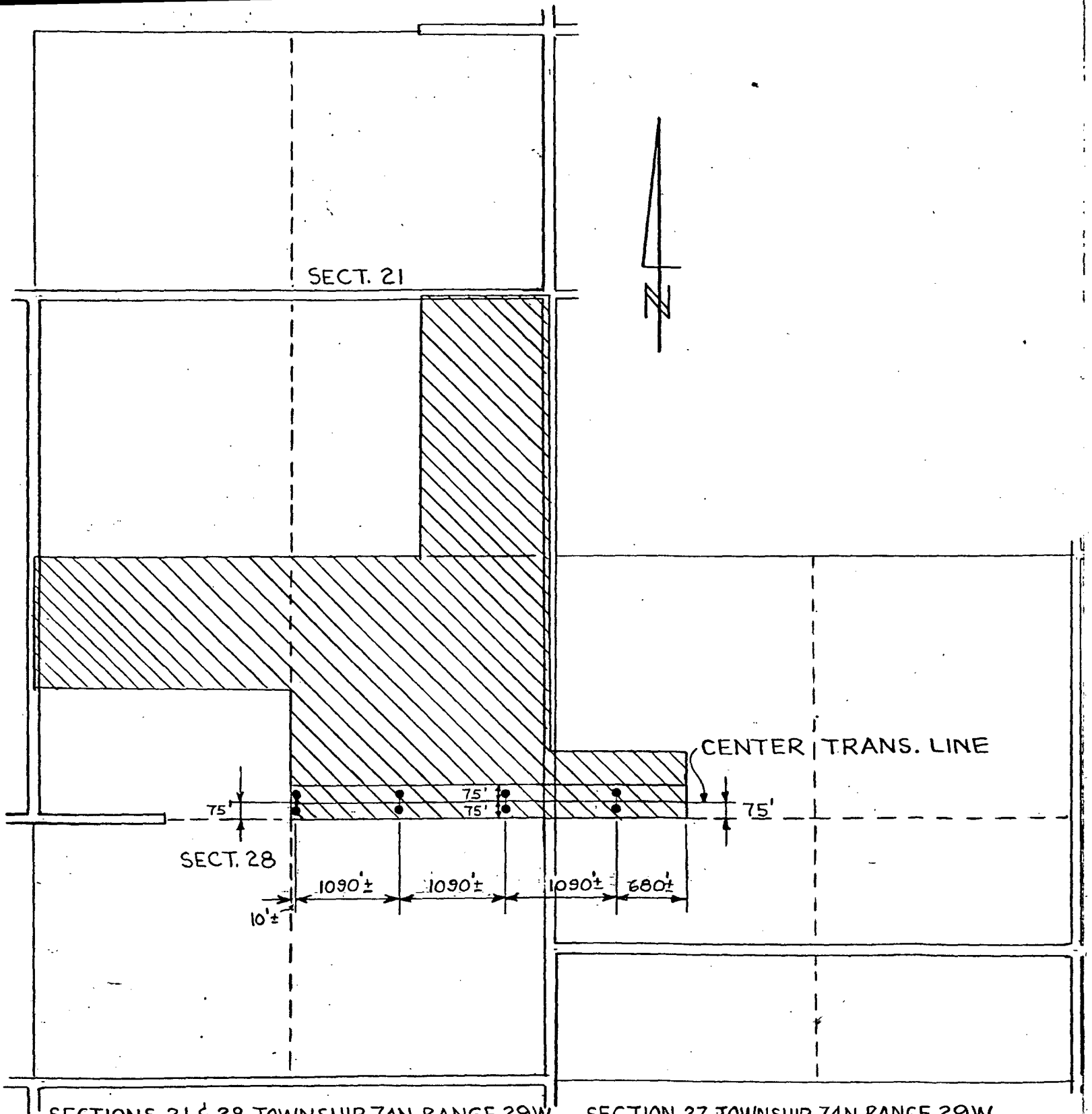
EXHIBIT B

DESCRIPTION OF SPECIFIC PROPERTY SOUGHT TO BE CONDEMNED

A strip of land 150 feet in width across the Southwest Quarter (SW¼) of the Northeast Quarter (NE¼) and the Southeast Quarter (SE¼) of the Northeast Quarter (NE¼) of Section 28, and across the South Half (S½) of the Southwest Quarter (SW¼) of the Northwest Quarter (NW¼) of Section 27, all in Township 74 North, Range 29 West of the 5th P.M., Madison County, Iowa, the centerline of the transmission line being described as follows:

Beginning at a point approximately 75 feet North of the Southwest corner of the Northeast Quarter (NE¼) of said Section 28, thence Easterly to a point approximately 75 feet North of the Southeast corner of the Southwest Quarter (SW¼) of the Northwest Quarter (NW¼) of said Section 27.

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


SECT. 21
N
CENTER TRANS. LINE
75'
75'
75'
75'
SECT. 28
1090'±
1090'±
1090'±
680'±
10'±
SECTIONS 21 & 28, TOWNSHIP 74N, RANGE 29W
SECTION 27, TOWNSHIP 74N, RANGE 29W

12-18-75

6

774

OFFICERS RETURN OF SERVICE

BBB

STATE OF IOWA, MADISON County, ss.

The attached notice with copy of Petition attached received this 21st day of May, 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
Charles L. Blair	May	21	1979	Grand River	Madison	Iowa
Margaret Blair	May	21	1979	Grand River	Madison	Iowa
Lee W. Blair	May	21	1979	Grand River	Madison	Iowa

Rex Rouse Sheriff

Rex Rouse

Madison County, Iowa

By _____, Deputy Sheriff

RETURN OF ORIGINAL NOTICE

STATE OF IOWA, MADISON County, ss.

The within notice came into my hands on the 21st day of May 1979, and on the 21st day of May, 1979, I served the same on Alice Blair, by leaving a true copy thereof at the house of Lee and Alice Blair, situated in the Township of Grand River Madison County, Iowa, the same being the usual place of residence of said defendent with Lee W. Blair, a member of said defendant's family, with whom he resides, and over 18 years of age, the said defendant not being found within the County.

FEES

Service, $_____

Copies, $_____

Mileage, $_____

Total, $ _____

Rex Rouse

Rex Rouse

Sherriff of Madison County

By _____, Deputy

BBB

RETURN OF SERVICE — GOVERNMENTAL BODY

STATE OF IOWA, Madison County, ss.

The within Notice came into my hands on the 21st day of May, 1979 and on the 22nd day of May, 1979, I served the same upon the Madison County

by offering to read the same to George Abrahams, he being the Madison County Auditor

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	$7.00
Copies	$
Mileage	$5.70
Total	$12.70

Rex Rouse

Rex Rouse, Sheriff

of Madison County

By _____ Deputy.

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

775

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

RECEIVED
MADISON COUNTY AUDITOR
WINTERSET, IOWA
8:30AM
JUN 1979

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 May, 1979, as agent and representative of Iowa Power and Light Company, I delivered to the following named persons, ~~to wit~~: by regular mail, to wit:

Charles L. Blair and Margaret Blair
Lorimor, Iowa 50149

Lee W. Blair and Alice Blair
Lorimor, Iowa 50149

Federal Land Bank of Omaha
206 S. 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 24th day of May, 1979.

E. L. Birdsall
Vice-President

Subscribed and sworn to before me by E.L.Birdsall this 24th day of May, 1979.

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

Lloyd C. McLaughlin

Notary Public in and for IOWA

9. . .

EXHIBIT "A"

IOWA POWER
666 Grand Avenue / P.O. Box 657
Des Moines, Iowa 50303

FINAL OFFER TO ACQUIRE EASEMENT

May 23, 1979

Charles L. Blair and Margaret Blair
Lorimor, Iowa 50149

Lee W. Blair and Alice Blair
Lorimor, Iowa 50149

Informational Copy to Mortgagee

Federal Land Bank of Omaha
206 S. 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 $ 13,792.00 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

777

16

Parcel No. 61-7

Job No. _____

Draft No. _____

EXHIBIT "A"

County Madison

Township 74 North

Range 29 West of the 5th P.M.

Section 28 & 27

778

TRANSMISSION LINE EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

The undersigned Owners, Charles L. Blair and Margaret Blair, husband and wife; Lee W. Blair and Alice Blair, husband and wife

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:

A strip of land 150 feet in width across the Southwest Quarter (SW¼) of the Northeast Quarter (NE¼) and the Southeast Quarter (SE¼) of the Northeast Quarter (NE¼) of Section 28, and across the South Half (S½) of the Southwest Quarter (SW¼) of the Northwest Quarter (NW¼) of Section 27, all in Township 74 North, Range 29 West of the 5th P.M., Madison County, Iowa, the centerline of the transmission line being described as follows:

Beginning at a point approximately 75 feet North of the Southwest corner of the Northeast Quarter (NE¼) of said Section 28, thence Easterly to a point approximately 75 feet North of the Southeast corner of the Southwest Quarter (SW¼) of the Northwest Quarter (NW¼) of said Section 27.

This easement is limited to construction of one 345,000 volt electric transmission line across the above described property consisting of four 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.

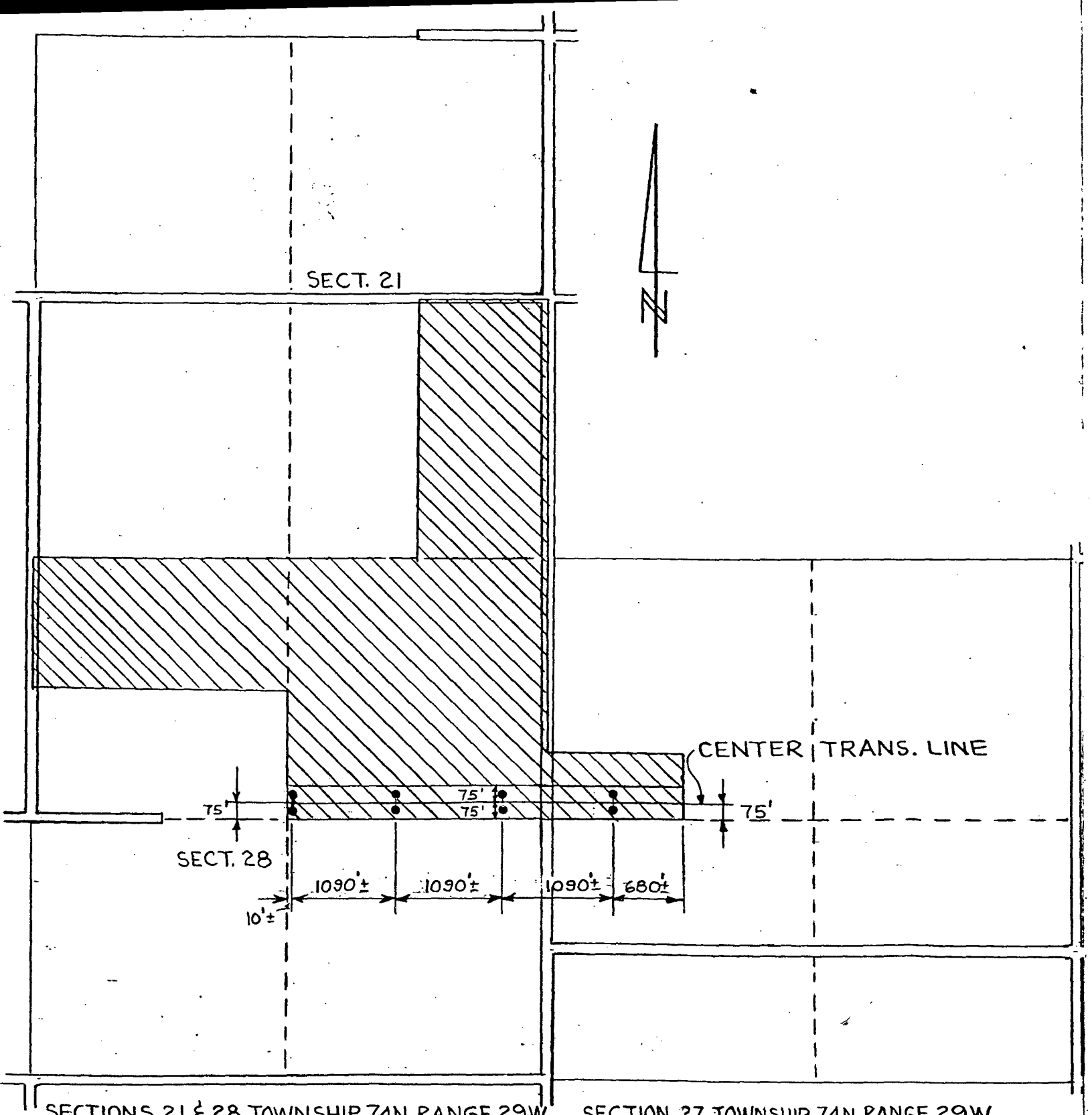
Dated this _____ day of _____, 19 _____.

_____ _____

_____ _____

_____ _____

_____ _____


SECT. 21
N
CENTER TRANS. LINE
75'
75'
75'
75'
SECT. 28
1090'±
1090'±
1090'±
680'±
10'±
SECTIONS 21 & 28, TOWNSHIP 74N, RANGE 29W
SECTION 27, TOWNSHIP 74N, RANGE 29W

779

12-18-75

12

780

OFFICERS RETURN OF SERVICE

BBB

STATE OF IOWA, MADISON County, ss.

FILED
1979 JUL 27 PM 3:30
CAROLYN ELLIOTT
CLERK OF DISTRICT COURT
MADISON COUNTY, IOWA

The attached notice with copy of Petition attached received this 3rd day of July, 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
Margaret Blair	July	3rd	1979	Grand River	Madison	Iowa
Alice Blair	July	3rd	1979	Grand River	Madison	Iowa
Lee W. Blair	July	3rd	1979	Grand River	Madison	Iowa
Rex Rouse, Sheriff of	July	3rd	1979	Grand River	Madison	Iowa
Madison County, Iowa						

Rex Rouse Sheriff

Madison County, Iowa

By Jerry Harman, Deputy Sheriff
Jerry Harman

RETURN OF ORIGINAL NOTICE

STATE OF IOWA, MADISON County, ss.

The within notice came into my hands on the 3rd day of July 1979, and on the 3rd day of July, 19 79, I served the same on Charles L. Blair, by leaving a true copy thereof at the house of Charles L. Blair, situated in the Township of Grand River, Madison County, Iowa, the same being the usual place of residence of said defendent with Margaret Blair, a member of said defendant's family, with whom he resides, and over 18 years of age, the said defendant not being found within the County.

FEES

Service, $ 8.00

Copies, $

Mileage, $ 8.84

Total, $ 16 84

7-26-79
Fees 8.00 Leg
Humble Riepe Burt webster
& Davis attys.
Jrm.

Rex Rouse, Sheriff

Sherriff of Madison County

By Jerry Harman, Deputy
Jerry Harman

13

BBB

RETURN OF SERVICE — GOVERNMENTAL BODY

1979 JUL 27 PM 8:02
CLERK OF DISTRICT COURT
MADISON COUNTY, IOWA

STATE OF IOWA, Madison County, ss.

The within Notice & Request for Jury Trial Petition on Appeal from Compensation Award, Notice of Appeal came into my hands on the 3rd day of July, 1979

and on the 5th day of July, 1979, I served the same upon the

Madison County, Iowa

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.

Rex Rouse, Sheriff

of Madison County

By _____
Deputy.

FEES

Service - - - $ see other return for fees

Copies - - - $

Mileage - - - $

Total - - - $

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

14

Volume of Deeds 782

IN THE IOWA DISTRICT COURT FOR MADISON COUNTY

IOWA POWER AND LIGHT COMPANY, Plaintiff, vs. CHARLES L. BLAIR AND MARGARET BLAIR; LEE W. BLAIR AND ALICE BLAIR; REX ROUSE, Sheriff of MADISON COUNTY, IOWA; and MADISON COUNTY, IOWA, Defendants.	LAW NO. 21807 ORIGINAL NOTICE

FILED 1979 JUL 27 AM 8:02 CLERK DISTRICT COURT MADISON COUNTY, IOWA

4:50 PM

JUL 3 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 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.

15

ACCEPTANCE OF SERVICE

Service of the foregoing Notice of Appeal, Original Notice and Petition is hereby acknowledged, and receipt of a copy acknowledged this 3rd day of ~~June~~ July, 1979, at Winterset, Iowa.

Sheriff of Madison County, Iowa

ACCEPTANCE OF SERVICE

Service of the foregoing Notice of Appeal, Original Notice and Petition is hereby acknowledged, and receipt of a copy acknowledged this 5th day of ~~June~~ July, 1979, at Winterset, Iowa.

MADISON COUNTY, IOWA

BY Louise M. Abrahamson

MADISON COUNTY AUDITOR

16

784

IN THE IOWA DISTRICT COURT FOR MADISON COUNTY

1979 JUL -3 PM 2:05

MARGARET WHEELER
CLERK OF DISTRICT COURT
MADISON COUNTY, IOWA

IOWA POWER AND LIGHT COMPANY, Plaintiff, vs. CHARLES L. BLAIR AND MARGARET BLAIR; LEE W. BLAIR AND ALICE BLAIR; REX ROUSE, Sheriff of Madison County, Iowa; and MADISON COUNTY, IOWA, Defendants.	)	LAW NO. 21807 PETITION ON APPEAL FROM COMPENSATION 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-kv 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 150 feet in width, 3960 feet in length, contains 13.6 acres and four structures. It is solely for the purpose 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 or about June 5, 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 $13,700.00.

6. That pursuant to law all construction damage, crop damage and 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.

B. A. Webster
GAMBLE, RIEPE, BURT, WEBSTER & FLETCHER
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

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

Attorneys for Plaintiff-Condemnor,
IOWA POWER AND LIGHT COMPANY

PARCEL No. 61-7

EXHIBIT "A"

DESCRIPTION OF PROPERTY TO BE AFFECTED

The Northeast Quarter (NE¼) of the Southeast Quarter (SE¼) and the Southeast Quarter (SE¼) of the Southeast Quarter (SE¼) of Section 21; the South Half (S½) of the Southwest Quarter (SW¼) of the Northwest Quarter (NW¼) of Section 27; the Northwest Quarter (NW¼) of the Northwest Quarter (NW¼), the Northeast Quarter (NE¼) of the Northwest Quarter (NW¼), the Northwest Quarter (NW¼) of the Northeast Quarter (NE¼), the Southwest Quarter (SW¼) of the Northeast Quarter (NE¼), the Southeast Quarter (SE¼) of the Northeast Quarter (NE¼) and the Northeast Quarter (NE¼) of the Northeast Quarter (NE¼) of Section 28; all in Township 74 North, Range 29 West of the 5th P.M., Madison County, Iowa.

EXHIBIT B

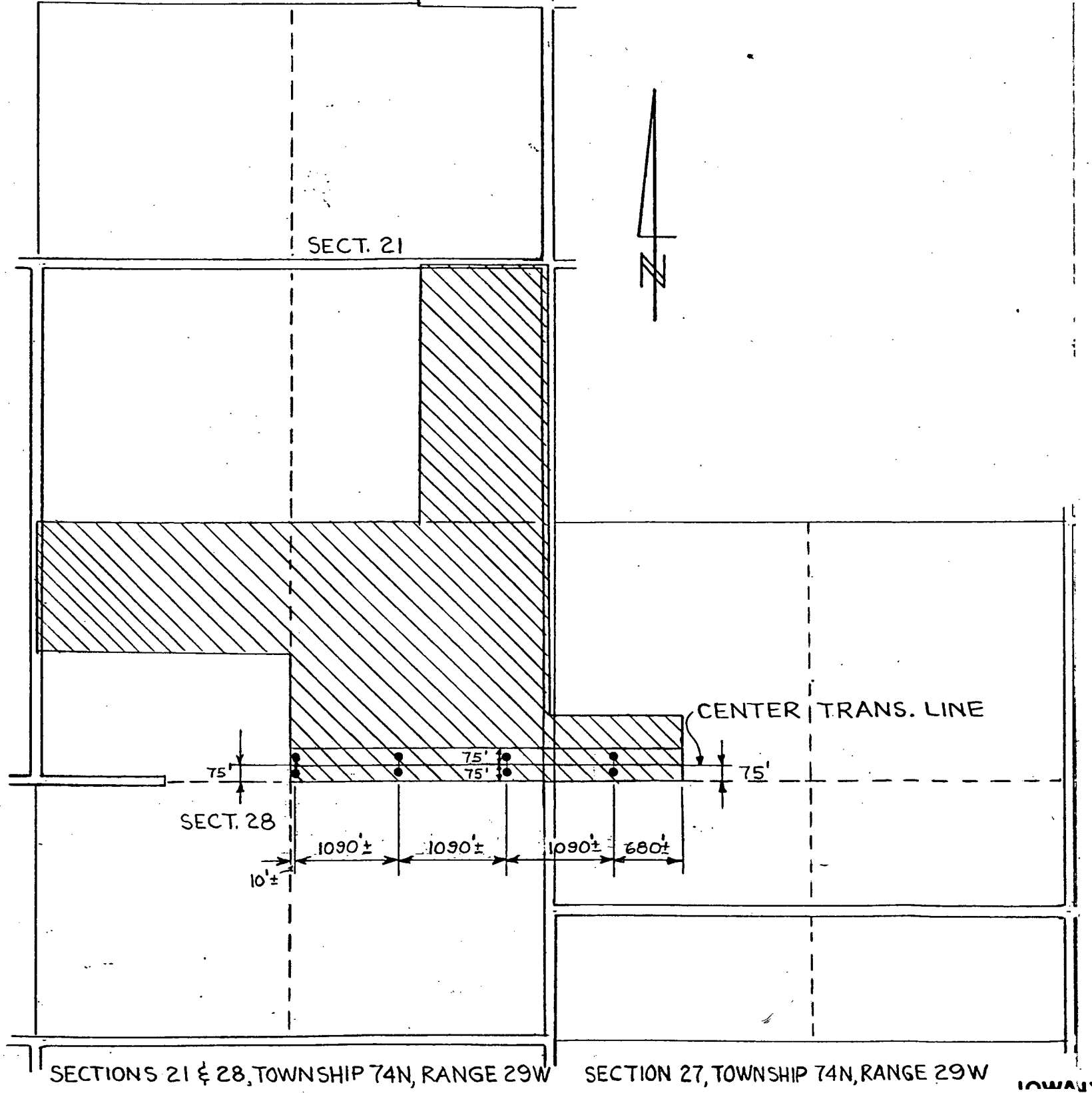
DESCRIPTION OF SPECIFIC PROPERTY SOUGHT TO BE CONDEMNED

A strip of land 150 feet in width across the Southwest Quarter (SW¼) of the Northeast Quarter (NE¼) and the Southeast Quarter (SE¼) of the Northeast Quarter (NE¼) of Section 28, and across the South Half (S½) of the Southwest Quarter (SW¼) of the Northwest Quarter (NW¼) of Section 27, all in Township 74 North, Range 29 West of the 5th P.M., Madison County, Iowa, the centerline of the transmission line being described as follows:

Beginning at a point approximately 75 feet North of the Southwest corner of the Northeast Quarter (NE¼) of said Section 28, thence Easterly to a point approximately 75 feet North of the Southeast corner of the Southwest Quarter (SW¼) of the Northwest Quarter (NW¼) of said Section 27.

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

Exhibit "A"


SECT. 21
N
CENTER TRANS. LINE
75'
75'
75'
75'
SECT. 28
1090'±
1090'±
1090'±
680'±
10'±
SECTIONS 21 & 28, TOWNSHIP 74N, RANGE 29W
SECTION 27, TOWNSHIP 74N, RANGE 29W

12-18-75

787

20

788

IN THE IOWA DISTRICT COURT FOR MADISON COUNTY

FILED
1979 JUL -3 PM 2:02
MARGARET [illegible]
CLERK OF DISTRICT COURT
MADISON COUNTY, IOWA

IOWA POWER AND LIGHT COMPANY, Plaintiff,	)	
vs.	)	
CHARLES L. BLAIR AND MARGARET BLAIR; LEE W. BLAIR AND ALICE BLAIR; REX ROUSE, Sheriff of MADISON COUNTY, IOWA; and MADISON COUNTY, IOWA,	)	LAW NO. _____
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 June 5, 1979.

B. A. Webster
GAMBLE, RIEPE, BURT, WEBSTER & FLETCHER
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

Jerry G. Correa
IOWA POWER AND LIGHT COMPANY
666 Grand Avenue
P. O. Box 657
Des Moines, Iowa 50303

Attorneys for Plaintiff-Condemnor,
IOWA POWER AND LIGHT COMPANY

21

FILED

1979 JUL -3 PM 2:02

MARGARET [illegible]
CLERK OF DISTRICT COURT
MADISON COUNTY, IOWA

IN THE IOWA DISTRICT COURT FOR MADISON COUNTY

IOWA POWER AND LIGHT COMPANY,	)	
Plaintiff,	)	
vs.	)	LAW NO. _____
CHARLES L. BLAIR, et al.,	)	REQUEST FOR JURY TRIAL
Defendants.	)	

COMES NOW the plaintiff, Iowa Power and Light Company, and requests trial by Jury of all issues in the above-entitled matter.

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

Attorneys for Plaintiff

790

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:

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 61-7

OWNERS: Charles L. Blair and Margaret Blair
Lorimor, Iowa 50149

Lee W. Blair and Alice Blair
Lorimor, Iowa 50149

AWARD: $ 29500.00, for damages, including consequential damages, to owners.

ATTORNEY FEES AND COSTS: $ 500.00

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Dated June 5, 1979.

John Foutes

R. L. Dowell

William Hunter

[illegible]

Duane H. Masteman

Lowell T. Cain
Chairman

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 June 5, 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.

Roy Ponse

Sheriff of Madison
County, Iowa

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IN THE IOWA DISTRICT COURT FOR MADISON COUNTY

IOWA POWER AND LIGHT COMPANY, Plaintiff,	)	
vs.	)	LAW NO. 21807
CHARLES L. BLAIR, et al., Defendants.	)	STIPULATION FOR DISMISSAL

IT IS HEREBY STIPULATED by and between counsel for the plaintiff and defendants that the above-entitled matter is dismissed, at plaintiff's costs, the same having been fully settled out of Court.

B. A. Webster

B. A. Webster

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

Attorneys for Plaintiff

Thomas E. Mullin

Thomas E. Mullin

MULLIN, MULLIN, McLAUGHLIN,
HARVEY & McCONVILLE
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P. O. Box 85
Creston, Iowa 50801
Telephone: (515) 782-7051

Attorneys for Defendants

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true copy of the foregoing instrument was served upon the attorneys of record of all parties to the cause by enclosing the same in an envelope addressed to each such attorney at his respective address disclosed by the pleadings of record herein, with postage fully paid and by depositing said envelope in a United States Post Office depository in Des Moines, Iowa, on the 29th day of NOVEMBER 82

Proceedings filed by Margaret Wheeler, Clerk of Court on Feb. 22, 1983. with County Recorder.