RWG:jsh 3-3-75

IN THE DISTRICT COURT OF THE STATE OF IOWA

IN AND FOR MADISON COUNTY

FILED
1975 MAR 10 PM 2:51
HANS J. LOCHER
CLERK OF DISTRICT COURT
MADISON COUNTY, IOWA

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| DWIGHT CASPER, ROBERT E. CASPER, MARGARET M. CASPER, ROBERT M. CASPER, and GRETCHEN CASPER. | LAW NO. 21270 |
| Plaintiffs, | IND. REC. PAGE |
| v. | |
| IOWA STATE HIGHWAY COMMISSION, for the use and benefit of the STATE OF IOWA, | STIPULATION OF SETTLEMENT |
| Defendants. | FILED NO. 551 BOOK 111 PAGE 351 1975 MAY -2 PM 2:59 MARY E. WELTY RECORDER MADISON COUNTY, IOWA |

IT IS HEREBY STIPULATED BY AND BETWEEN THE PARTIES HERETO AS FOLLOWS:

1. On the 11th day of September, 1974, the Defendant, on behalf of the State of Iowa, appropriated by condemnation proceedings a portion of a parcel of land owned by the above-captioned Plaintiffs. This parcel of land, as well as the portion condemned, are fully described in the condemnation proceedings from which this appeal was taken. Said parcel has been designated parcel 26 on Project Number FN-169-3(3)--21-61 by the Defendant.

2. The Defendant has caused to be deposit in the office of the Clerk of Court of Madison County, Iowa State Comptroller Warrant Number 03158495 in the amount of $18,500.00, which is the amount of damages determined by the compensation commission. Pursuant to court order dated October 14, 1974, said $18,500.00 warrant was withdrawn by the Plaintiffs and receipt of said warrant is hereby acknowledged by the Plaintiffs. The defendant will cause to be issued an additional warrant in the amount of $1,500.00

3. Plaintiffs hereby agree to accept both warrants totaling the sum of $20,000.00 as full and complete compensation for said appropriation and any and all damages arising out of or resulting therefrom, and do hereby waive any and all claims for interest or attorney fees, and the within appeal will be dismissed by order of court confirming this Stipulation of Settlement with court

costs to be taxed against the Defendants.

IOWA STATE HIGHWAY COMMISSION

RICHARD C. TURNER
Attorney General of Iowa

ASHER E. SCHROEDER
Special Assistant Attorney
General and Counsel to the
Iowa State Highway Commission

By Robert W. Goodwin
ROBERT W. GOODWIN
Assistant Attorney General
Iowa State Highway Commission
Ames, Iowa 50010

ATTORNEYS FOR DEFENDANT.

Jerrold B. Oliver
Farmers & Merchants State Bank Bldg.
Winterset, Iowa 50273

ATTORNEY FOR PLAINTIFF.

RWG:jsh 3-3-75

WW-516

IN THE DISTRICT COURT OF THE STATE OF IOWA

IN AND FOR MADISON COUNTY

FILED
1975 MAR 10 PM 3:28
MARGARET MILLER
CLERK OF DISTRICT COURT
MADISON COUNTY, IOWA

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| DWIGHT CASPER, ROBERT E. CASPER, MARGARET M. CASPER, ROBERT M. CASPER, and GRETCHEN CASPER. | ) | |
| Plaintiffs, | ) | LAW NO. 21270 |
| v. | ) | |
| IOWA STATE HIGHWAY COMMISSION, for the use and benefit of the STATE OF IOWA, | ) | ORDER CONFIRMING STIPULATION OF SETTLEMENT |
| Defendants. | ) | |

NOW ON THIS 10 DAY of March, 1975, a Stipulation of Settlement dated the 3rd day of March, 1975, in the above-captioned case, having been presented to the Court, and the Court being fully advised in the premises, confirms the settlement of this case in the total amount of Twenty thousand dollars (20,000.00). Receipt of said monies shall be made on the Clerk of the District Court's Docket of the above-entitled case. Court costs in the amount of 10.05 shall be taxed to the Defendants.

IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED that the Stipulation of Settlement filed herein is hereby confirmed and Plaintiffs' cause of action dismissed with prejudice.

Robert O. Fredericks
JUDGE OF THE 5th JUDICIAL DISTRICT
OF THE STATE OF IOWA

Approved as to form:

Jerrold B. Oliver
Jerrold B. Oliver
Attorney for Plaintiffs

Robert W. Goodwin
Robert W. Goodwin
Attorney for Defendant

FILED NO. 551
BOOK 111 PAGE 351
1975 MAY -2 PM 2:59
MARY E. WELTY
RECORDER
MADISON COUNTY, IOWA