RECEIVED
1-26-74
930
MADISON COUNTY
SHERIFF
WINTERSET, IOWA

JUL 23 74

Form 490

In the Matter of the Condemnation of Certain Rights in Land by the Iowa State Highway Commission for the Use and Benefit of the State of Iowa in the Improvement of Relocated Primary Road No. U.S. 169 in and west of Winterset located in Madison County, Iowa

Project No. FN-169-3(3)--21-61

Group "A"

APPLICATION TO THE CHIEF JUDGE OF THE 5th JUDICIAL DISTRICT FOR THE APPOINTMENT OF A COMMISSION TO APPRAISE DAMAGES

TO: Gibson C. Holliday, Chief Judge of the 5th Judicial District, including Madison County, Iowa

Comes now the Iowa State Highway Commission and states that the public interest requires that the State of Iowa acquire certain rights in *agricultural ~~*other than agricultural~~ land hereinafter described, by condemnation proceedings, as authorized and provided by law.

The lands and/or property rights affected and the record owners, lienholders, encumbrancers, and other persons interested therein, are as listed on the sheets hereto attached and made a part hereof, and are shown with reference to their location as to lands affected on the plat hereto attached, marked Exhibit "A" and made a part hereof.

The State of Iowa desires certain specific rights in the land herein sought to be condemned for Primary Road right of way and/or access control and/or for highway drainage and/or for the purpose of obtaining and removing therefrom material suitable for the improvement and/or maintenance of the Primary Roads of the State of Iowa.

The State of Iowa and the Iowa State Highway Commission as the agency used by the State of Iowa for the improvement of its Primary Roads has been unable to secure the described rights in lands by purchase and conveyance.

NOW, THEREFORE, the Iowa State Highway Commission hereby requests the appointment of a compensation commission of six persons qualified as prescribed in Sec. 306.19, Code of Iowa, 1971, not interested in the same or a like question, to view the real estate involved and appraise the damages which the owners thereof, lienholders, encumbrancers, or other persons interested therein will sustain by reason of the appropriation herein sought to be condemned, for the purpose herein stated, and make their report in writing to the Sheriff as provided by law.

Dated at Ames, Iowa, this 19th day of July, 1974.

IOWA STATE HIGHWAY COMMISSION

BY RICHARD C. TURNER
Attorney General of Iowa

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

Filed in duplicate in my office at Des Moines, Iowa, this 22 day of July, 1974.

Gibson C. Holliday
Chief Judge of the 5th Judicial District including Madison County, Iowa

ENTERED FOR TAXATION
THIS 8 DAY OF Oct 1974
AUDITORS FEE $ 2.00
George E Abrahamson
AUDITOR
Jean Allen
DEPUTY AUDITOR

FILED NO. 1602
BOOK 110 PAGE 607
1974 OCT -1 PM 4:10
MARY E. WELTY
RECORDER
MADISON COUNTY, IOWA
Fee $8.50

located in Madison County, Iowa

Project No. FN-169-3(3)--21-61

Group "A"

TO:

Aura C. Bass, R.R. #1, Winterset, Iowa
George V. Bass, R.R.#1, Winterset, Iowa
The Prudential Life Insurance Company, c/o Insurance Commissioner of the State of Iowa, Lucas State Office Bldg., Des Moines, Iowa
Madison County, Iowa, c/o County Auditor, Winterset, Iowa

and to all other persons, companies or corporations having any interest in or owning any of the following described real estate:

NE¼SW¼, NW¼SE¼ and part of the NE¼SE¼ of Sec. 2, T75N, R28W of the 5th P.M., Madison County, Iowa.

You, and each of you, are hereby notified that the State of Iowa desires certain rights in land more specifically described as follows and shown with reference to their location as to lands affected on the plat Exhibit "A" attached hereto and to the Application filed with the Chief Judge of the Judicial District containing Madison County, Iowa and in the Office of the Sheriff of Madison County, Iowa, to which you are referred:

The title in fee simple sought to be appropriated is in land described as follows:

A parcel of land located in the NE¼SW¼ and NW¼SE¼ of Sec. 2, T75N, R28W of the 5th P.M., Madison County, Iowa, lying on both sides of part of the following described centerline of Relocated Primary Road No. U.S. 169, as shown on the plat Exhibit "A" attached hereto and by reference made a part hereof.

The centerline of Relocated Primary Road No. U.S. 169, designated by station points 100 feet apart, numbered consecutively from south to north, is described as follows: Beginning at Sta. 582+19.5, a point 114.6 ft. East of the S¼ Corner of said Sec. 2 on the south line of the SE¼ thereof, thence N0°43'W 2780.5 ft. to Sta. 610+00.

Said parcel is described as follows: Beginning at the Center of said Sec. 2, thence easterly along the north line of the NW¼SE¼ thereof to a point 200 ft. normally distant easterly of centerline, thence to a point 80 ft. normally distant easterly from Sta. 607+35, thence to a point 100 ft. normally distant easterly of centerline on the south line of said NW¼SE¼, thence westerly along said south line to a point 95 ft. normally distant westerly of centerline, thence to a point 80 ft. normally distant westerly from Sta. 607+40, thence to a point 200 ft. normally distant westerly of centerline on the north line of the NE¼SW¼ of said Sec. 2, thence easterly along said north line to the Center of said Sec. 2, the Point of Beginning.

Said parcel contains 5.4 acres, more or less, exclusive of the present established road.

Note: The south line of the SE¼ of said Sec. 2 is assumed to bear East and West.

The easement for highway purposes sought to be appropriated is in land described as follows:

Two parcels of land located in the NE¼SW¼ and NW¼SE¼ of said Sec. 2, lying on the south side of part of the following described centerline of Side Road, as shown on said plat Exhibit "A".

The centerline of Side Road, designated by station points 100 feet apart, numbered consecutively from west to east, is described as follows: Beginning at Sta. 1608+66, a point

Continued on next sheet

on the centerline of Relocated Primary Road No. U.S. 169 located at Sta. 608+66, thence N89°00'W 666 ft. to Sta. 1602+00. Also, beginning at said Sta. 1608+66, thence S89°00'E 325 ft. to Sta. 1611+91, thence southeasterly 225.0 ft. along a 143.2 ft. radius curve, concave southwesterly and tangent to the preceding course, to Sta. 1614+16.

Said parcels are described as follows:

Beginning at a point normally distant southerly from Sta. 1602+00 on the present southerly right of way line of Side Road, thence easterly along said present southerly right of way line to the westerly line of the land sought in fee simple title, thence southeasterly along said westerly line to a point 60 ft. normally distant southerly of centerline of Side Road, thence to a point 60 ft. normally distant southerly from Sta. 1604+75, thence to a point normally distant southerly from Sta. 1602+00 on the present southerly right of way line of Side Road, the Point of Beginning.

Also, beginning at a point radially distant southerly from Sta. 1612+00 on the present southerly right of way line of Side Road, thence to a point 60 ft. normally distant southerly of centerline on the easterly line of the land sought in fee simple title, thence northeasterly along said easterly line to the present southerly right of way line of Side Road, thence easterly along said present southerly right of way line to a point radially distant southerly from Sta. 1612+00, the Point of Beginning.

Said parcels contain 0.2 acre, more or less.

In connection with this condemnation proceeding it is specifically provided as follows:

1. Any and all improvements, including fences, located wholly within the land sought in fee simple title and by permanent easement are condemned in their entirety.

2. Any field tile lines, or outlets, which are located within the land being acquired under this proceeding, in any estate, and are damaged or destroyed by highway construction, shall be relocated, replaced or restored by the condemnor outside of said land being acquired under this proceeding, and at no expense to the condemnees, and the State of Iowa shall have a right of temporary easement as necessary over condemnees' remaining property for the specific purpose of effecting such relocation, replacement or restoration. The temporary easement rights, if any so acquired, shall terminate immediately upon completion of said restoration and in no event later than December 31, 1979.

3. Any 1974 crops growing on the land sought to be appropriated are reserved to the condemnees until January 15, 1975. Any crops not removed by said date shall become the property of the State of Iowa to dispose of as is deemed fitting.

Form 137
11-71

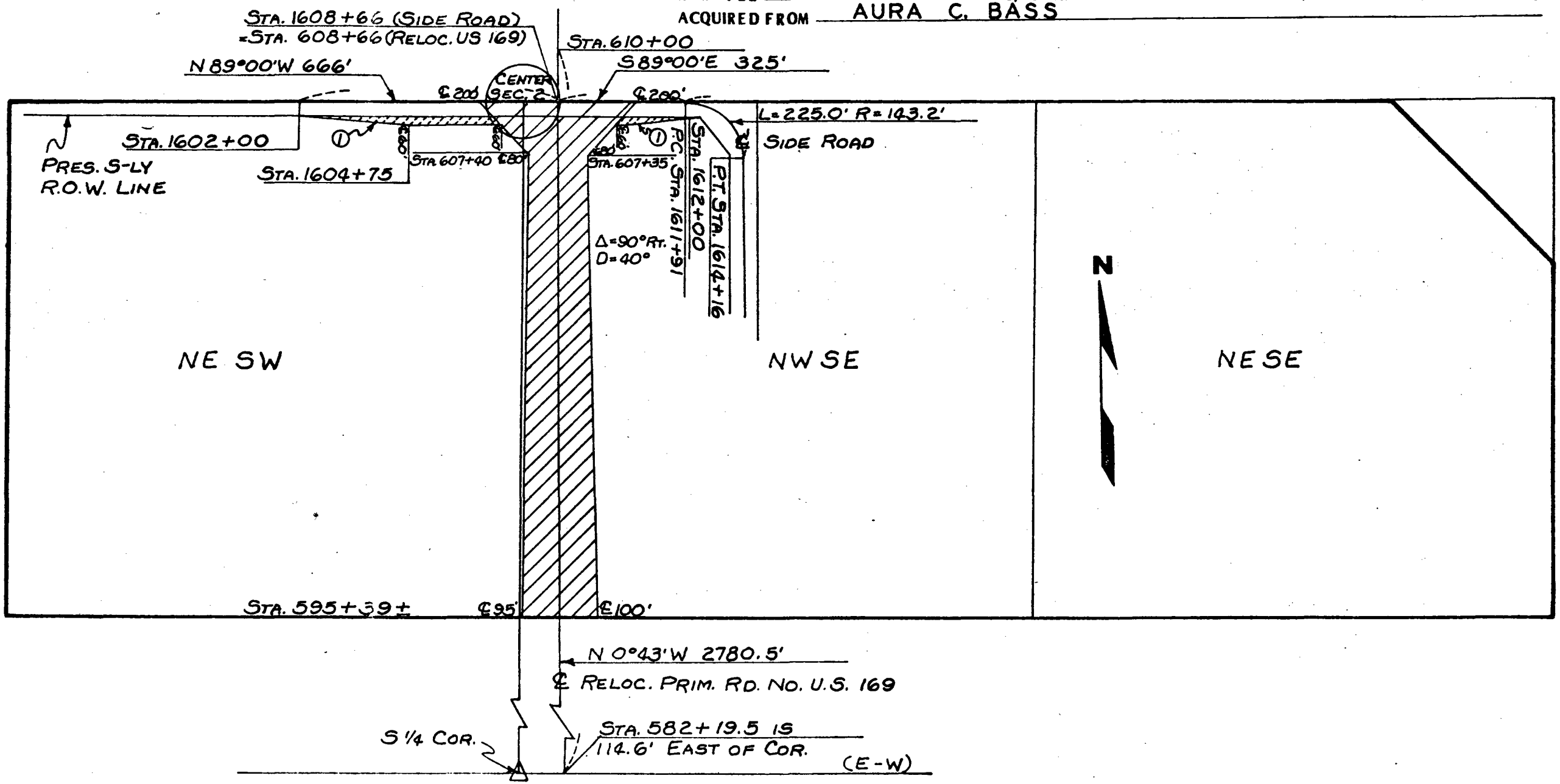
IOWA STATE HIGHWAY COMMISSION

RIGHT OF WAY PLAT
EXHIBIT "A"

610

① EASE. FOR HIGHWAY PURPOSES.

COUNTY MADISON STATE CONTROL NO. 10
PROJECT NO. FN-169-3(3)--21-61 PARCEL NO. 7
SECTION 2 TOWNSHIP 75N RANGE 28W
ROW - FEE 5.4 AC, EASE 0.2 AC, EXCESS - FEE ——— AC
ACQUIRED FROM AURA C. BASS



located in Madison County, Iowa

Project No. FN-169-3(3)--21-61

Group "A"

TO:

Wayne Newton, 506 W. Washington, Winterset, Iowa
G. Pauline Newton, 506 W. Washington, Winterset, Iowa
Madison County, Iowa, c/o County Auditor, Winterset, Iowa

and to all other persons, companies or corporations having any interest in or owning any of the following described real estate:

Parts of the NW¼NE¼, NE¼NE¼ and SW¼NE¼ of Sec. 2, T75N, R28W of the 5th P.M., Madison County, Iowa.

You, and each of you, are hereby notified that the State of Iowa desires certain rights in land more specifically described as follows and shown with reference to their location as to lands affected on the plat Exhibit "A" attached hereto and to the Application filed with the Chief Judge of the Judicial District containing Madison County, Iowa and in the Office of the Sheriff of Madison County, Iowa, to which you are referred:

The title in fee simple sought to be appropriated is in land described as follows:

Two parcels of land located in the NE¼ of Sec. 2, T75N, R28W of the 5th P.M., Madison County, Iowa, lying on both sides of part of the following described centerline of Relocated Primary Road No. U.S. 169, and on the south side of part of the following described centerline of Primary Road No. 92, as shown on the plat Exhibit "A" attached hereto and by reference made a part hereof.

The centerline of Reloc. Prim. Rd. No. U.S. 169, designated by station points 100 feet apart, numbered consecutively from south to north, is described as follows: Beginning at Sta.635+24.8, a point 79.0 ft. East of the N¼ Corner of said Sec. 2 on the north line of the NE¼ thereof, thence S1°52½'W 907.5 ft. to Sta. 626+17.3, thence southerly 1,022.2 ft. along an 18,093.4 ft. radius curve, concave easterly and tangent to the preceding and following courses, to Sta. 615+95.1, thence S1°11½'E 745.1 ft. to Sta. 608+50. Also, beginning at said Sta. 635+24.8, thence N1°52½'E 75.2 ft. to Sta. 636+00.

The centerline of Prim. Rd. No. 92, designated by station points 100 feet apart, numbered consecutively from west to east, is described as follows: Beginning at Sta. 2717+09.1, a point on the centerline of Reloc. Prim. Rd. No. U.S. 169 located at Sta. 635+27.7, thence S89°56½'E 1390.9 ft. to Sta. 2731+00.

Said parcels are described as follows:

Bounded on the north by the south line of the North 268.71 Feet of said NE¼; on the east by a line beginning at a point 165 ft. normally distant easterly of centerline (Reloc. U.S. 169) on said south line of the North 268.71 Feet, thence to a point 120 ft. radially distant easterly from Sta. 625+00, thence to a point 230 ft. radially distant easterly from Sta. 621+50, thence to a point 200 ft. normally distant easterly of centerline on the south line of the NE¼ of said Sec. 2; on the south by the south line of said NE¼; on the west by the west line of said NE¼.

Also, bounded on the north by the existing southerly right of way line of Prim. Rd. No. 92; on the east by the west line of the East 74 Rods of said NE¼; on the south by a line beginning at a point 85 ft. normally distant southerly of centerline (Prim. Rd. No. 92) on the west line of said East 74 Rods, thence to a point 190 ft. normally distant southerly from Sta. 2727+50, thence to a point 190 ft. normally distant southerly from Sta. 2726+44, thence to a point

115 ft. normally distant southerly from Sta. 2726+44, thence to a point 105 ft. normally distant southerly from Sta. 2725+00, thence to a point 85 ft. normally distant southerly of centerline on the east line of the West 417.42 Feet of said NE¼; on the west by the east line of said West 417.42 Feet.

Said parcels contain 12.7 acres, more or less, exclusive of the present established roads.

Note: The north line of the NE¼ of said Sec. 2 is assumed to bear East and West.

In connection with this condemnation proceeding it is specifically provided that no rights of direct access to and from Reloc. Prim. Rd. No. U.S. 169 shall inure to that portion of condemnees' remaining property abutting thereon lying north of Sta. 629+00. Also, all rights of direct access between Prim. Rd. No. 92 and that portion of condemnees' remaining property abutting thereon lying west of Sta. 2723+00 are condemned.

The easement for highway purposes sought to be appropriated is in land described as follows:

Bounded on the north by the southerly line of the land sought in fee simple title; on the east by a line normal to centerline (Prim. Rd. No. 92) through Sta. 2723+50; on the south by a line 180 ft. normally distant southerly of and parallel to centerline of Prim. Rd. No. 92; on the west by the east line of the West 417.42 Feet of said NE¼; containing 0.6 acre, more or less.

In connection with this condemnation proceeding it is specifically provided as follows:

1. The State of Iowa shall have a temporary easement right, for the specific purpose of securing material, in land described as follows: Beginning at a point 230 ft. radially distant easterly from Sta. 621+50, thence to a point 475 ft. radially distant easterly from Sta. 621+50, thence to a point radially distant easterly from Sta. 617+50 on the east line of the West 50 Acres of said NE¼, thence southerly along the east line of said West 50 Acres to the north line of the South 33 1/3 Rods of said NE¼, thence westerly along the north line of said South 33 1/3 Rods to the west line of the East 24 Rods of the West 50 Acres of said NE¼, thence southerly along the west line of said East 24 Rods of the West 50 Acres to a point normally distant easterly from Sta. 612+00, thence to a point normally distant easterly from said Sta. 612+00 on the easterly line of the land sought in fee simple title, thence northerly along said easterly line to a point 230 ft. radially distant easterly from Sta. 621+50, the Point of Beginning; containing 8.5 acres, more or less.

2. Eight inches of topsoil shall be removed, stockpiled and replaced on the land sought by temporary easement to secure material.

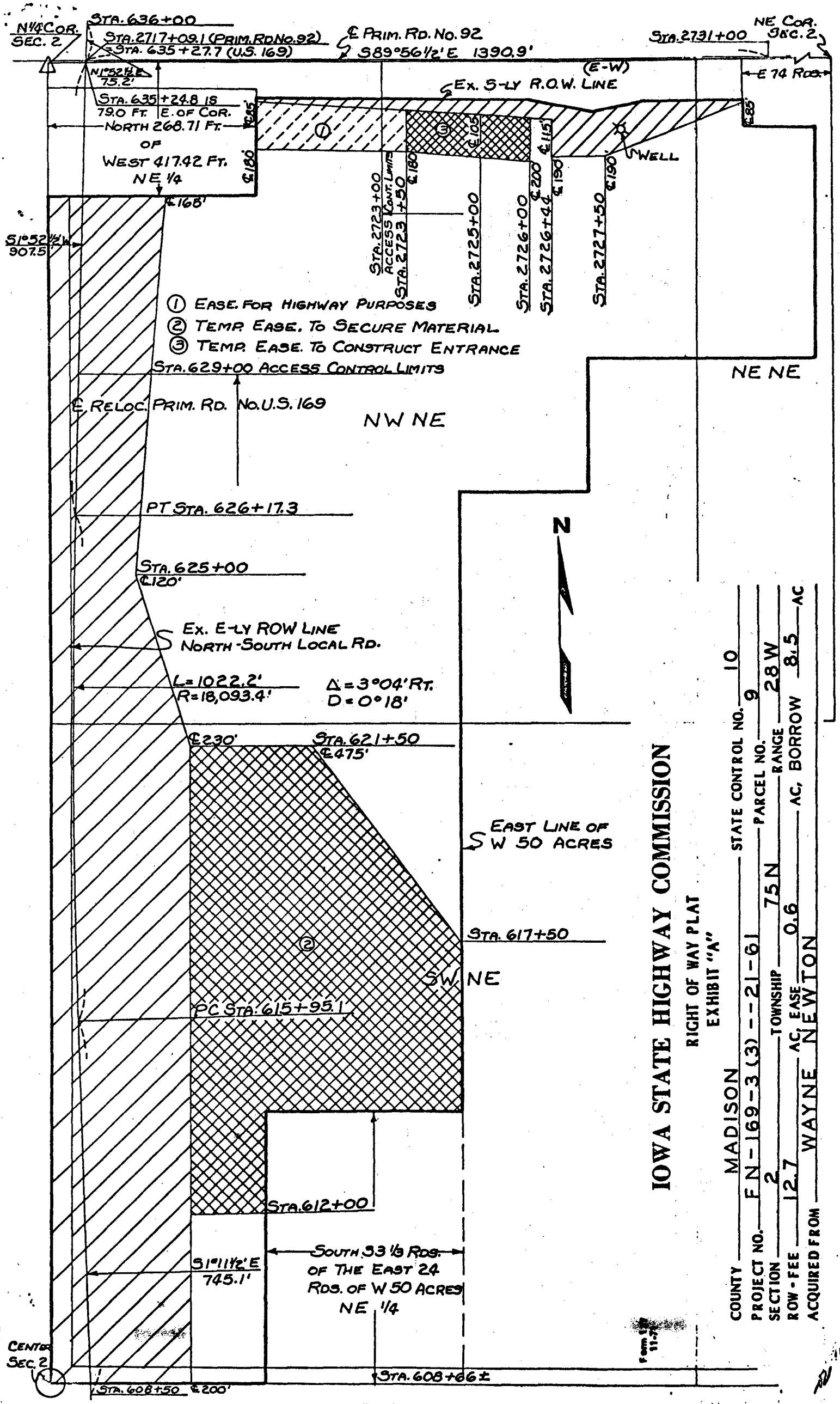
3. Any and all improvements, including fences, located wholly within the land sought in fee simple title and by permanent easement and by temporary easement to secure material are condemned in their entirety.

4. The State of Iowa shall have a temporary easement right, for the specific purpose of constructing an entrance, in land described as follows: Bounded on the north by the southerly line of the land sought in fee simple title; on the east by a line normal to centerline through Sta. 2726+00; on the south by a line beginning at a point 200 ft. normally distant southerly from Sta. 2726+00, thence to a point 180 ft. normally distant southerly from Sta. 2723+50; on the west by a line normal to centerline through Sta.2723+50.

5. Any field tile lines, or outlets, which are located in the land being acquired under this proceeding, in any estate, and are damaged or destroyed by highway construction, shall be relocated, replaced or restored by the condemnor outside of said land being acquired under this proceeding, and at no expense to the condemnees, and the State of Iowa shall have a right of temporary easement as necessary over condemnees' remaining property for the specific purpose of effecting such relocation, replacement or restoration.

6. Any 1974 crops growing on the land sought to be appropriated are reserved to the condemnees until January 15, 1975. Any crops not removed by said date shall become the property of the State of Iowa to dispose of as is deemed fitting.

7. The temporary easement rights of the State of Iowa shall terminate immediately upon completion of the operations for which said rights are sought and in no event later than December 31, 1979.



IOWA STATE HIGHWAY COMMISSION

RIGHT OF WAY PLAT

EXHIBIT "A"

COUNTY MADISON — STATE CONTROL NO. 10

PROJECT NO. FN-169-3(3)--21-61 — PARCEL NO. 9

SECTION 2 — TOWNSHIP 75N — RANGE 28W

ROW-FEE 12.7 AC, EASE 0.6 AC, BORROW 8.5 AC

ACQUIRED FROM WAYNE NEWTON

Form 11-7

6 13

6142

RECEIVED
8-22-74 9AM
RRR
MADISON COUNTY
SHERIFF
WINTERSET, IOWA

In the Matter of the Condemnation of Certain Rights in Land by the Iowa State Highway Commission for the Use and Benefit of the State of Iowa in the Improvement of

Relocated Primary Road No. U.S. 169 in and west of

Winterset

located in Madison County, Iowa

Project No. FN-169-3(3)--21-61

Group "A"

AMENDMENT TO APPLICATION TO THE CHIEF JUDGE OF THE 5th JUDICIAL DISTRICT FOR THE APPOINTMENT OF A COMMISSION TO APPRAISE DAMAGES

and

AMENDMENT TO NOTICE

TO: Rex Rouse, Sheriff of Madison County, Iowa
and
TO:
Wayne Newton, 506 W. Washington, Winterset, Iowa
G. Pauline Newton, 506 W. Washington, Winterset, Iowa
Madison County, Iowa, c/o County Auditor, Winterset, Iowa

Comes now the Iowa State Highway Commission and amends the Application and Notice filed in the above entitled proceedings as follows:

By striking and voiding Paragraph numbered 2 of Sheet 2 of the description of the property rights sought to be appropriated from Wayne Newton (Parcel 9) to wit:

"2. Eight inches of topsoil shall be removed, stockpiled and replaced on the land sought by temporary easement to secure material."

And substituting therefor the following to wit:

"2. In connection with this condemnation proceeding it is specifically provided that, before the termination of the temporary easement, for the specific purpose of securing material, the land to be acquired by said temporary easement shall be fertilized, mulched and reseeded to provide vegetative cover."

Dated at Ames, Iowa, this 20 day of August, 1974.

APPROVED:

GORDON A. SWEITZER
Right of Way Director

IOWA STATE HIGHWAY COMMISSION
By Richard C. Turner
Attorney General of Iowa

By Asher E. Schroeder
ASHER E. SCHROEDER
Special Assistant Attorney General
and General Counsel to the Department
of Transportation, Ames, Iowa

Filed in my office at Winterset, Iowa, this 22 day of Aug, 1974.

Rex Rouse
Rex Rouse, Sheriff of
Madison County, Iowa

Madison County Project No. FN-169-3(3)--21-61
Wayne Newton (Parcel 9)

Rec 3

RECEIVED
8-26-74
11:5 pm
MADISON COUNTY
SHERIFF
WINTERSET, IOWA

In the Matter of the Condemnation of Certain Rights in Land by the Iowa State Highway Commission for the Use and Benefit of the State of Iowa in the Improvement of

Relocated Primary Road No. U.S. 169 in and west of

Winterset

located in Madison County, Iowa

Project No. FN-169-3(3)--21-61

Group "A"

AMENDMENT TO APPLICATION TO THE CHIEF JUDGE OF THE 5th JUDICIAL DISTRICT FOR THE APPOINTMENT OF A COMMISSION TO APPRAISE DAMAGES

and

AMENDMENT TO NOTICE

TO: Rex Rouse, Sheriff of Madison County, Iowa
and
TO:
Wayne Newton, 506 W. Washington, Winterset, Iowa
G. Pauline Newton, 506 W. Washington, Winterset, Iowa
Madison County, Iowa, c/o County Auditor, Winterset, Iowa

Comes now the Iowa State Highway Commission and amends the Application and Notice filed in the above entitled proceedings as follows:

By striking and voiding Paragraph 4 of Sheet 2 of the description of the property rights sought to be appropriated from Wayne Newton (Parcel 9) to wit:

> "In connection with this condemnation proceeding it is specifically provided that no rights of direct access to and from Relocated Primary Road No. U.S. 169 shall inure to that portion of condemnees' remaining property abutting thereon lying north of Sta. 629+00. Also, all rights of direct access between Prim. Rd. No. 92 and that portion of condemnees' remaining property abutting thereon lying west of Sta. 2723+00 are condemned."

And substituting therefor the following to wit:

> "In connection with this condemnation proceeding it is specifically provided that no rights of direct access to and from Reloc. Prim. Rd. No. U.S. 169 shall inure to that portion of condemnees' remaining property abutting thereon lying north of Sta. 629+00. Also, the access right reserved to the condemnee in a certain condemnation proceeding dated June 1, 1966 and recorded in Book 94, Page 124 in the Office of the Recorder of Madison County, Iowa, said right being identified as a commerical entrance at Sta. 725+95, on the south side is hereby condemned. It is further provided that the following access point to Primary Road No. 92 is hereby allowed to the condemnee at Sta. 2723+00, on the south side."

And further amending by striking and voiding Right of Way Plat Exhibit "A" Owners: Wayne Newton, "and substituting therefor Right of Way Plat "Exhibit "A"- Revised, Owners: Wayne Newton", copy of which is attached hereto and by this reference made a part hereof.

Dated at Ames, Iowa, this 26th day of August, 1974.

APPROVED:

IOWA STATE HIGHWAY COMMISSION
By Richard C. Turner
Attorney General of Iowa

GORDON A. SWEITZER
Right of Way Director

By Asher E. Schroeder
ASHER E. SCHROEDER
Special Assistant Attorney General and General Counsel to the Department of Transportation, Ames, Iowa

Filed in my office at Winterset, Iowa, this 26 day of Aug, 1974.

Rex Rouse
Rex Rouse, Sheriff of Madison County, Iowa

Madison County Project No. FN-169-3(3)--21-61
Wayne Newton (Parcel 9)

616

N1/4 COR. SEC. 2

STA. 2717+09.1 (PRIM. RD NO. 92)
STA. 635+27.7 (U.S. 169)

℄ PRIM. RD. NO. 92
S89°56½'E 1390.9'

NE COR. SEC. 2
STA. 2731+00

(E-W)

Ex. S-LY R.O.W. LINE

E 74 RODS

N1°52½'E 75.2'

STA. 635+24.8 IS 79.0 FT. E. OF COR.
NORTH 268.71 FT. OF WEST 417.42 FT. NE 1/4

℄ 85'
℄ 180'
℄ 166'

S1°52½'W 907.5

Pt. of Access STA. 2723+00
STA. 2723+50
STA. 2725+00
STA. 2726+00
STA. 2726+44
STA. 2727+50

℄ 105'
℄ 115'
℄ 200'
℄ 190'
℄ 190'

S WELL

① EASE. FOR HIGHWAY PURPOSES
② TEMP. EASE. TO SECURE MATERIAL
③ TEMP. EASE. TO CONSTRUCT ENTRANCE

STA. 629+00 ACCESS CONTROL LIMITS

NE NE

℄ RELOC. PRIM. RD. NO. U.S. 169

NW NE

PT STA. 626+17.3

STA. 625+00
℄ 120'

Ex. E-LY ROW LINE
NORTH-SOUTH LOCAL RD.

L = 1022.2'
R = 18,093.4'

Δ = 3°04' RT.
D = 0°18'

℄ 230'
STA. 621+50
℄ 475'

EAST LINE OF W 50 ACRES

STA. 617+50

②

SW NE

PC STA. 615+95.1

STA. 612+00

S1°11½'E 745.1'

SOUTH 33 1/3 RDS. OF THE EAST 24 RDS. OF W 50 ACRES NE 1/4

CENTER SEC. 2

STA. 608+66 ±

STA. 608+50 ℄ 200'

N

IOWA STATE HIGHWAY COMMISSION
RIGHT OF WAY PLAT
EXHIBIT "A" REVISED

COUNTY MADISON
PROJECT NO. FN-169-3(3)--21-61
SECTION 2
ROW - FEE 12.7 AC, EASE 0.6 AC, BORROW 8.5 AC
ACQUIRED FROM WAYNE NEWTON

STATE CONTROL NO. 10
PARCEL NO. 9
RANGE 28 W
TOWNSHIP 75 N

Form 137
11-71

4

4-23-74

RECEIVED
7-26-74
MADISON COUNTY
SHERIFF
WINTERSET, IOWA

Form 492

In the Matter of the Condemnation of Certain Rights in Land by the Iowa State Highway Commission for the Use and Benefit of the State of Iowa In the Improvement of Relocated Primary Road No. U.S. 169 in and west of Winterset

located in Madison County, Iowa

Project No. FN-169-3(3)--21-61

Group "A"

SELECTION AND APPOINTMENT OF COMPENSATION COMMISSIONERS BY THE CHIEF JUDGE OF THE 5th JUDICIAL DISTRICT

An Application for Condemnation having been filed with me by the Iowa State Highway Commission 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	QUALIFICATIONS
Merrill Creger	Winterset	Licensed Real Estate Salesman or Broker
Gene Vierling	Winterset	Licensed Real Estate Salesman or Broker
Kenneth Ritter	Winterset	Knowledgeable of Property Values by Virtue of Occupation
Wallace Jackson	~~Winterset~~ 422 Sycamore Earlham	Knowledgeable of Property Values by Virtue of Occupation
Darrell Daggett	Winterset	Agricultural
Harrison Vowell	Winterset	Agricultural

I further designate, select, and appoint, the above named Kenneth Ritter 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-entitled matter.

Dated at Des Moines, Iowa, this 22 day of July, 19 74.

Gibson C. Holliday
Chief Judge of the 5th Judicial District
Including Madison County, Iowa

Filed in my office at Winterset, Iowa, this 26 day of July, 1974.

Rex Rouse
Sheriff of Madison County, Iowa

617

618

Form 493 5

In the Matter of the Condemnation of Certain Rights in Land by the Iowa State Highway Commission for the Use and Benefit of the State of Iowa In the Improvement of

Relocated
Primary Road No. U.S. 169 in and west of Winterset

RECEIVED
7-26-74
9:30 AM
MADISON COUNTY
SHERIFF
WINTERSET, IOWA

SUMMONS TO COMMISSIONERS

located in Madison County, Iowa

Project No. FN-169-3(3)--21-61

Group "A"

TO: Merrill Creger, ~~Winterset~~ Truro, Iowa 50257

The Iowa State Highway Commission has filed with the Chief Judge of the 5th 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 the improvement and/or the maintenance of primary roads and/or for highway drainage 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 Kenneth Ritter 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 Winterset, Madison County, State of Iowa, on 29th day of August, 19 74, at 9:30 o'clock a.m. (CDT) 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 Truro, Iowa, this 27 day of July, 1974. 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.

Merrill Creger

Filed in my office at Winterset, Iowa, this 29 day of July, 1974.

Rex Rouse

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 State Highway Commission for the Use and Benefit of the State of Iowa In the Improvement of

Relocated
Primary Road No. U.S. 169 in and west of Winterset

Form 493

RECEIVED
7-30-74
9:30 pm
SHERIFF
WINTERSET, IOWA

SUMMONS TO COMMISSIONERS

located in Madison County, Iowa

Project No. FN-169-3(3)--21-61

Group "A"

TO: Mr. Darrell Daggett, RR 1 Earlham 50072 ~~Winterset, Iowa 50273~~

The Iowa State Highway Commission has filed with the Chief Judge of the 5th 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 the improvement and/or the maintenance of primary roads and/or for highway drainage 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 Kenneth Ritter 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 Winterset, Madison County, State of Iowa, on 29th day of August, 1974, at 9:30 o'clock a.m. (CDT) 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
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.

Darrell Daggett

Filed in my office at Winterset, Iowa, this 30 day of July, 1974.

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

619

Form 493

...he Condemnation of
...n Land by the Iowa
State Highway Commission for the
Use and Benefit of the State of Iowa
In the Improvement of
Relocated
Primary Road No. U.S. 169 in and west of
Winterset

RECEIVED
7-26-74
930
COUNTY
SHERIFF
WINTERSET, IOWA

SUMMONS TO COMMISSIONERS

located in Madison County, Iowa

Project No. FN-169-3(3)--21-61

Group "A"

TO: Mr. Kenneth Ritter, ~~517~~ 133 S. 10th Ave. ~~N. 2nd~~, Winterset, Iowa 50273

The Iowa State Highway Commission has filed with the Chief Judge of the 5th 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 the improvement and/or the maintenance of primary roads and/or for highway drainage 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 Kenneth Ritter 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 Winterset, Madison County, State of Iowa, on 29th day of August, 1974, at 9:30 o'clock a.m. (CDT) 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
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 27th day of July, 1974.
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 30th day of July, 1974.

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

_____

Form 493

In the Matter of the Condemnation of Certain Rights in Land by the Iowa State Highway Commission for the Use and Benefit of the State of Iowa In the Improvement of Relocated Primary Road No. U.S. 169 in and west of Winterset

RECEIVED
7-26-74 9:30 am
WINTERSET, IOWA

SUMMONS TO COMMISSIONERS

located in Madison County, Iowa

Project No. FN-169-3(3)--21-61 "A"

Group "A"

TO: Mr. Harrison Vowell, R R # 1, ~~Winterset~~ Peru, Ia. ~~50273~~ 5-0222

The Iowa State Highway Commission has filed with the Chief Judge of the 5th 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 the improvement and/or the maintenance of primary roads and/or for highway drainage 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 Kenneth Ritter 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 Winterset, Madison County, State of Iowa, on 29th day of August, 19 74 at 9:30 o'clock a.m. (CDT) 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
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.

H. L. Vowell

Filed in my office at Winterset, Iowa, this 30 day of July, 1974.

Rex Rouse
Sheriff of Madison County, Iowa

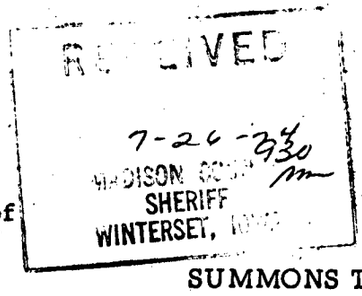
REFUSAL TO SERVE

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

621

In the Matter of the Condemnation of Certain Rights in Land by the Iowa State Highway Commission for the Use and Benefit of the State of Iowa In the Improvement of Relocated Primary Road No. U.S. 169 in and west of Winterset

Form 493
622



SUMMONS TO COMMISSIONERS

located in Madison County, Iowa

Project No. FN-169-3(3)--21-61

Group "A"

TO: Gene Vierling, 115 W. Buchanan, Winterset, Iowa 50273

The Iowa State Highway Commission has filed with the Chief Judge of the 5th 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 the improvement and/or the maintenance of primary roads and/or for highway drainage 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 Kenneth Ritter 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 Winterset, Madison County, State of Iowa, on 29th day of August, 19 74, at 9:30 o'clock a.m. (CDT) 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
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 1st day of August, 1974. 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.

Gene Vierling

Filed in my office at Winterset, Iowa, this 5 day of Aug, 1974.

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 State Highway Commission for the Use and Benefit of the State of Iowa In the Improvement of

Relocated
Primary Road No. U.S. 169 in and west of

Winterset

Form 493

RECEIVED
7-26 1974 9:30 AM
MADISON COUNTY
SHERIFF
WINTERSET, IOWA

SUMMONS TO COMMISSIONERS

located in Madison County, Iowa

Project No. FN-169-3(3)--21-61

Group "A"

TO: Mr. Wallace Jackson, 422 Sycamore, Earlham, Ia. 50072

The Iowa State Highway Commission has filed with the Chief Judge of the 5th 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 the improvement and/or the maintenance of primary roads and/or for highway drainage 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 Kenneth Ritter 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 Winterset, Madison County, State of Iowa, on 29th day of August, 19 74, at 9:30 o'clock a.m. (CDT) 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
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.

Wallace Jackson

Filed in my office at Winterset, Iowa, this 31 day of July, 1974.

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

624 6

RECEIVED
7-26-74 9:30 am
MADISON COUNTY
SHERIFF
WINTERSET, IOWA

Form 494

In the Matter of the Condemnation of Certain Rights in Land by the Iowa State Highway Commission for the Use and Benefit of the State of Iowa in the Improvement of Relocated Primary Road No. U.S. 169 in and west of Winterset

OATH OF COMMISSIONERS

located in Madison County, Iowa

Project No. FN-169-3(3)--21-61

Group "A"

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 the improvement and/or the maintenance of primary roads and/or for highway drainage and make a written report to the sheriff as authorized and prescribed in Chapters 306, 306A, 306B, 313, 471 and 471 and 472, Code of Iowa, 1971 and any amendments thereto, and in accordance with the instructions of the Chief Justice of the Supreme Court, 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.

Name:
Licensed Real Estate Salesman or Broker

Name:
Licensed Real Estate Salesman or Broker

Wallace Jackson
Name:
Knowledgeable of Property Values by Virtue of Occupation

Name:
Knowledgeable of Property Values by Virtue of Occupation

W. S. Norwell
Name:
(As appropriate to type of property involved) Agricultural

Darrell Daggett
Name:
(As appropriate to type of property involved) Agricultural

SEAL IOWA COUNTY MADISON

Subscribed and sworn to before me this 29 day of August, 1974.

Margaret D. Wheeler
~~(Notary Public)~~ in and for said
(Clerk of Court) Madison County and State

Filed in my office at Winterset, Iowa, this 29 day of Aug, 1974.

Rex Rouse
Sheriff of Madison County, Iowa

STATE OF IOWA
MADISON COUNTY

I hereby certify that I have this 29th day of August, 1974 read aloud the "WRITTEN INSTRUCTIONS FOR MEMBERS OF THE COMPENSATION COMMISSION" submitted to me for this purpose by the Chief Justice of the Iowa Supreme Court. (Senate File 1171 - 63rd GA 2nd Session)

Rex Rouse Sheriff
Rex Rouse

7

Form 495, Sheet 1

In the Matter of the Condemnation of Certain Rights in Land by the Iowa State Highway Commission for the Use and Benefit of the State of Iowa in the Improvement of

Relocated Primary Road No. U.S. 169 in and west of Winterset

located in Madison County, Iowa

Project No. FN-169-3(3)--21-61

Group "A"

NOTICE

RECEIVED
7-26-74
930
MADISON COUNTY
SHERIFF
WINTERSET, IOWA

TO:

Aura C. Bass, R.R. #1, Winterset, Iowa
George V. Bass, R.R.#1, Winterset, Iowa
The Prudential Life Insurance Company, c/o Insurance Commissioner of the State of Iowa, Lucas State Office Bldg., Des Moines, Iowa
Madison County, Iowa, c/o County Auditor, Winterset, Iowa

and to all other persons, companies or corporations having any interest in or owning any of the following described real estate:

NE¼SW¼, NW¼SE¼ and part of the NE¼SE¼ of Sec. 2, T75N, R28W of the 5th P.M., Madison County, Iowa.

You, and each of you, are hereby notified that the State of Iowa desires certain rights in land more specifically described as follows and shown with reference to their location as to lands affected on the plat Exhibit "A" attached hereto and to the Application filed with the Chief Judge of the Judicial District containing Madison County, Iowa and in the Office of the Sheriff of Madison County, Iowa, to which you are referred:

The title in fee simple sought to be appropriated is in land described as follows:

A parcel of land located in the NE¼SW¼ and NW¼SE¼ of Sec. 2, T75N, R28W of the 5th P.M., Madison County, Iowa, lying on both sides of part of the following described centerline of Relocated Primary Road No. U.S. 169, as shown on the plat Exhibit "A" attached hereto and by reference made a part hereof.

The centerline of Relocated Primary Road No. U.S. 169, designated by station points 100 feet apart, numbered consecutively from south to north, is described as follows: Beginning at Sta. 582+19.5, a point 114.6 ft. East of the S¼ Corner of said Sec. 2 on the south line of the SE¼ thereof, thence N0°43'W 2780.5 ft. to Sta. 610+00.

Said parcel is described as follows: Beginning at the Center of said Sec. 2, thence easterly along the north line of the NW¼SE¼ thereof to a point 200 ft. normally distant easterly of centerline, thence to a point 80 ft. normally distant easterly from Sta. 607+35, thence to a point 100 ft. normally distant easterly of centerline on the south line of said NW¼SE¼, thence westerly along said south line to a point 95 ft. normally distant westerly of centerline, thence to a point 80 ft. normally distant westerly from Sta. 607+40, thence to a point 200 ft. normally distant westerly of centerline on the north line of the NE¼SW¼ of said Sec. 2, thence easterly along said north line to the Center of said Sec. 2, the Point of Beginning.

Said parcel contains 5.4 acres, more or less, exclusive of the present established road.

Note: The south line of the SE¼ of said Sec. 2 is assumed to bear East and West.

The easement for highway purposes sought to be appropriated is in land described as follows:

Two parcels of land located in the NE¼SW¼ and NW¼SE¼ of said Sec. 2, lying on the south side of part of the following described centerline of Side Road, as shown on said plat Exhibit "A".

The centerline of Side Road, designated by station points 100 feet apart, numbered consecutively from west to east, is described as follows: Beginning at Sta. 1608+66, a point

Continued on next sheet

625M

on the centerline of Relocated Primary Road No. U.S. 169 located at Sta. 608+66, thence N89°00'W 666 ft. to Sta. 1602+00. Also, beginning at said Sta. 1608+66, thence S89°00'E. 325 ft. to Sta. 1611+91, thence southeasterly 225.0 ft. along a 143.2 ft. radius curve, concave southwesterly and tangent to the preceding course, to Sta. 1614+16.

Said parcels are described as follows:

Beginning at a point normally distant southerly from Sta. 1602+00 on the present southerly right of way line of Side Road, thence easterly along said present southerly right of way line to the westerly line of the land sought in fee simple title, thence southeasterly along said westerly line to a point 60 ft. normally distant southerly of centerline of Side Road, thence to a point 60 ft. normally distant southerly from Sta. 1604+75, thence to a point normally distant southerly from Sta. 1602+00 on the present southerly right of way line of Side Road, the Point of Beginning.

Also, beginning at a point radially distant southerly from Sta. 1612+00 on the present southerly right of way line of Side Road, thence to a point 60 ft. normally distant southerly of centerline on the easterly line of the land sought in fee simple title, thence northeasterly along said easterly line to the present southerly right of way line of Side Road, thence easterly along said present southerly right of way line to a point radially distant southerly from Sta. 1612+00, the Point of Beginning.

Said parcels contain 0.2 acre, more or less.

In connection with this condemnation proceeding it is specifically provided as follows:

1. Any and all improvements, including fences, located wholly within the land sought in fee simple title and by permanent easement are condemned in their entirety.

2. Any field tile lines, or outlets, which are located within the land being acquired under this proceeding, in any estate, and are damaged or destroyed by highway construction, shall be relocated, replaced or restored by the condemnor outside of said land being acquired under this proceeding, and at no expense to the condemnees, and the State of Iowa shall have a right of temporary easement as necessary over condemnees' remaining property for the specific purpose of effecting such relocation, replacement or restoration. The temporary easement rights, if any so acquired, shall terminate immediately upon completion of said restoration and in no event later than December 31, 1979.

3. Any 1974 crops growing on the land sought to be appropriated are reserved to the condemnees until January 15, 1975. Any crops not removed by said date shall become the property of the State of Iowa to dispose of as is deemed fitting.

BBB

RETURN OF SERVICE — GOVERNMENTAL BODY

STATE OF IOWA, Madison County, ss.

The within Original Notice came into my hands on the 26th day of July, 1974 and on the 2nd day of August, 1974, I served the same upon the Madison County, Iowa

by offering to read the same to George Abrahams, he being the 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 - - - $_____

Copies - - - $_____

Mileage - - - $_____

Total - - - $_____

Rex Rouse

Rex Rouse

of Madison County

By _____
Deputy.

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

Form 495, Sheet

That such condemnation is sought for primary road right of way and/or highway drainage and/or for the purpose of obtaining suitable material with which to improve or maintain and/or to maintain primary roads of the state of Iowa in the manner prescribed in Chapters 306, 306A, 306B, 313, 471 and 472 of the Code of Iowa and any amendments thereto.

That a commission for the purpose of appraising and awarding damages which will be caused by said appropriation and condemnation has been selected and appointed as by law provided.

You are further notified that said commission will on the 29th day of August, 1974, at 10:20 o'clock, a. m. (CDT) view the real estate described above and proceed to appraise said damages at which time you may appear before said commission if you care so to do.

IOWA STATE HIGHWAY COMMISSION

BY RICHARD C. TURNER
Attorney General of Iowa

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

ACCEPTANCE OF SERVICE

Service of the above and foregoing notice is hereby accepted and receipt of a copy thereof acknowledged, and I hereby waive time of service and/or any publications of such notice in a newspaper.

Dated at _____ this _____ day of _____, 19_____.

_____

State of Iowa, County, ss:

Received the within notice the 26th day of July, 19 74, and I hereby certify that I have served to each of said persons named below, by delivering a true copy of the same to each of said persons at the time and place set opposite their respective names:

Name	Month	Day	Year	Township, ~~City or Town~~	County	State
Aura C. Bass	August	2nd	1974	Lincoln	Madison	Iowa
George V. Bass	August	2nd	1974	Lincoln	Madison	Iowa

Fees:

Service $ 1.75
Mileage $ 5.50
Total $ 7.25

Rex Rouse

Sheriff, Madison County, Iowa

By, _____ Deputy

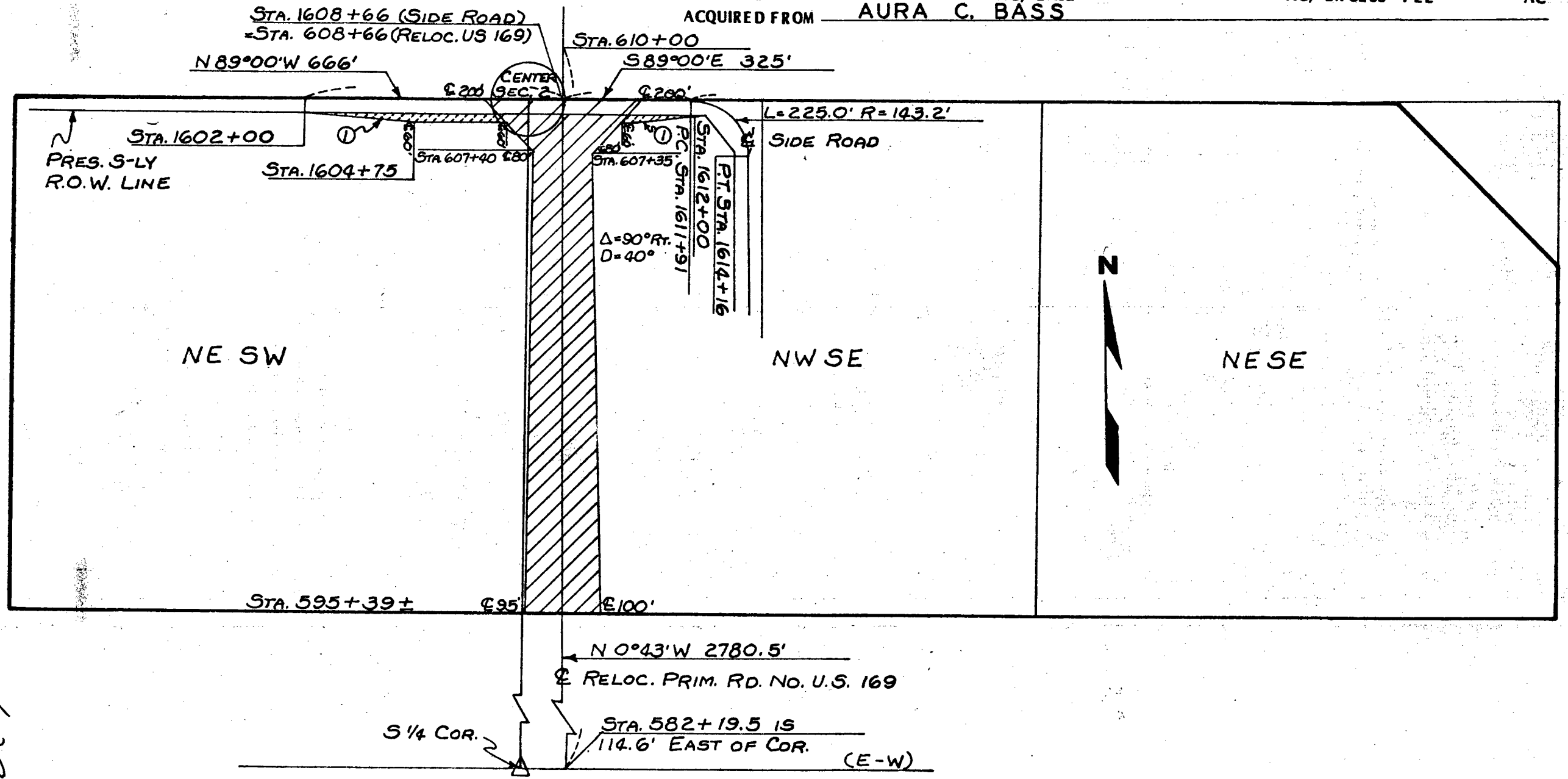
Form 137
11-71

IOWA STATE HIGHWAY COMMISSION

RIGHT OF WAY PLAT
EXHIBIT "A"

① EASE. FOR HIGHWAY PURPOSES.

COUNTY MADISON STATE CONTROL NO. 10
PROJECT NO. FN-169-3(3)--21-61 PARCEL NO. 7
SECTION 2 TOWNSHIP 75 N RANGE 28 W
ROW - FEE 5.4 AC, EASE 0.2 AC, EXCESS - FEE ——— AC
ACQUIRED FROM AURA C. BASS



6291

630

RECEIVED
7-31-74 10AM
MADISON COUNTY
SHERIFF
WINTERSET, IOWA

In the Matter of the Condemnation of Certain Rights in Land by the Iowa State Highway Commission for the Use and Benefit of the State of Iowa in the Improvement of

Form 495, Sheet 1

Relocated Primary Road No. U.S. 169 in and west of Winterset

located in Madison County, Iowa

Project No. FN-169-3(3)--21-61

Group "A"

NOTICE ACCEPTANCE OF SERVICE

STATE OF IOWA } ss
COUNTY OF POLK }

Service of the foregoing Condemnation Notice is hereby accepted as is provided by the law for the Prudential Insurance Company of America defendant named therein, this 26 day of July 19 74

Des Moines, Iowa.

COMMISSIONER OF INSURANCE
By
Deputy Commissioner

TO:

Aura C. Bass, R.R. #1, Winterset, Iowa
George V. Bass, R.R.#1, Winterset, Iowa
The Prudential Life Insurance Company, c/o Insurance Commissioner of the State of Iowa, Lucas State Office Bldg., Des Moines, Iowa
Madison County, Iowa, c/o County Auditor, Winterset, Iowa

and to all other persons, companies or corporations having any interest in or owning any of the following described real estate:

NE¼SW¼, NW¼SE¼ and part of the NE¼SE¼ of Sec. 2, T75N, R28W of the 5th P.M., Madison County, Iowa.

You, and each of you, are hereby notified that the State of Iowa desires certain rights in land more specifically described as follows and shown with reference to their location as to lands affected on the plat Exhibit "A" attached hereto and to the Application filed with the Chief Judge of the Judicial District containing Madison County, Iowa and in the Office of the Sheriff of Madison County, Iowa, to which you are referred:

The title in fee simple sought to be appropriated is in land described as follows:

A parcel of land located in the NE¼SW¼ and NW¼SE¼ of Sec. 2, T75N, R28W of the 5th P.M., Madison County, Iowa, lying on both sides of part of the following described centerline of Relocated Primary Road No. U.S. 169, as shown on the plat Exhibit "A" attached hereto and by reference made a part hereof.

The centerline of Relocated Primary Road No. U.S. 169, designated by station points 100 feet apart, numbered consecutively from south to north, is described as follows: Beginning at Sta. 582+19.5, a point 114.6 ft. East of the S¼ Corner of said Sec. 2 on the south line of the SE¼ thereof, thence N0°43'W 2780.5 ft. to Sta. 610+00.

Said parcel is described as follows: Beginning at the Center of said Sec. 2, thence easterly along the north line of the NW¼SE¼ thereof to a point 200 ft. normally distant easterly of centerline, thence to a point 80 ft. normally distant easterly from Sta. 607+35, thence to a point 100 ft. normally distant easterly of centerline on the south line of said NW¼SE¼, thence westerly along said south line to a point 95 ft. normally distant westerly of centerline, thence to a point 80 ft. normally distant westerly from Sta. 607+40, thence to a point 200 ft. normally distant westerly of centerline on the north line of the NE¼SW¼ of said Sec. 2, thence easterly along said north line to the Center of said Sec. 2, the Point of Beginning.

Said parcel contains 5.4 acres, more or less, exclusive of the present established road.

Note: The south line of the SE¼ of said Sec. 2 is assumed to bear East and West.

The easement for highway purposes sought to be appropriated is in land described as follows:

Two parcels of land located in the NE¼SW¼ and NW¼SE¼ of said Sec. 2, lying on the south side of part of the following described centerline of Side Road, as shown on said plat Exhibit "A".

The centerline of Side Road, designated by station points 100 feet apart, numbered consecutively from west to east, is described as follows: Beginning at Sta. 1608+66, a point

Continued on next sheet

on the centerline of Relocated Primary Road No. U.S. 169 located at Sta. 608+66, thence N89°00'W 666 ft. to Sta. 1602+00. Also, beginning at said Sta. 1608+66, thence S89°00'E 325 ft. to Sta. 1611+91, thence southeasterly 225.0 ft. along a 143.2 ft. radius curve, concave southwesterly and tangent to the preceding course, to Sta. 1614+16.

Said parcels are described as follows:

Beginning at a point normally distant southerly from Sta. 1602+00 on the present southerly right of way line of Side Road, thence easterly along said present southerly right of way line to the westerly line of the land sought in fee simple title, thence southeasterly along said westerly line to a point 60 ft. normally distant southerly of centerline of Side Road, thence to a point 60 ft. normally distant southerly from Sta. 1604+75, thence to a point normally distant southerly from Sta. 1602+00 on the present southerly right of way line of Side Road, the Point of Beginning.

Also, beginning at a point radially distant southerly from Sta. 1612+00 on the present southerly right of way line of Side Road, thence to a point 60 ft. normally distant southerly of centerline on the easterly line of the land sought in fee simple title, thence northeasterly along said easterly line to the present southerly right of way line of Side Road, thence easterly along said present southerly right of way line to a point radially distant southerly from Sta. 1612+00, the Point of Beginning.

Said parcels contain 0.2 acre, more or less.

In connection with this condemnation proceeding it is specifically provided as follows:

1. Any and all improvements, including fences, located wholly within the land sought in fee simple title and by permanent easement are condemned in their entirety.

2. Any field tile lines, or outlets, which are located within the land being acquired under this proceeding, in any estate, and are damaged or destroyed by highway construction, shall be relocated, replaced or restored by the condemnor outside of said land being acquired under this proceeding, and at no expense to the condemnees, and the State of Iowa shall have a right of temporary easement as necessary over condemnees' remaining property for the specific purpose of effecting such relocation, replacement or restoration. The temporary easement rights, if any so acquired, shall terminate immediately upon completion of said restoration and in no event later than December 31, 1979.

3. Any 1974 crops growing on the land sought to be appropriated are reserved to the condemnees until January 15, 1975. Any crops not removed by said date shall become the property of the State of Iowa to dispose of as is deemed fitting.

Form 495, Sheet

That such condemnation is sought for primary road right of way and/or highway drainage and/or for the purpose of obtaining suitable material with which to improve or maintain and/or to maintain primary roads of the state of Iowa in the manner prescribed in Chapters 306, 306A, 306B, 313, 471 and 472 of the Code of Iowa and any amendments thereto.

That a commission for the purpose of appraising and awarding damages which will be caused by said appropriation and condemnation has been selected and appointed as by law provided.

You are further notified that said commission will on the 29th day of August , 1974 , at 10:20 o'clock, a. m. (CDT) view the real estate described above and proceed to appraise said damages at which time you may appear before said commission if you care so to do.

IOWA STATE HIGHWAY COMMISSION

BY RICHARD C. TURNER
Attorney General of Iowa

BY Asher E. Schroeder

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

- - - - - - - - - - - - -

ACCEPTANCE OF SERVICE

Service of the above and foregoing notice is hereby accepted and receipt of a copy thereof acknowledged, and I hereby waive time of service and/or any publications of such notice in a newspaper.

Dated at _____ this _____ day of _____, 19_____.

_____

State of Iowa, County, ss:

Received the within notice the day of , 19 , and I hereby certify that I have served to each of said persons named below, by delivering a true copy of the same to each of said persons at the time and place set opposite their respective names:

Name	Month	Day	Year	Township, City or Town	County	State

Fees:

Service $
Mileage $_____
Total $

_____

Sheriff, County, Iowa

By, _____ Deputy

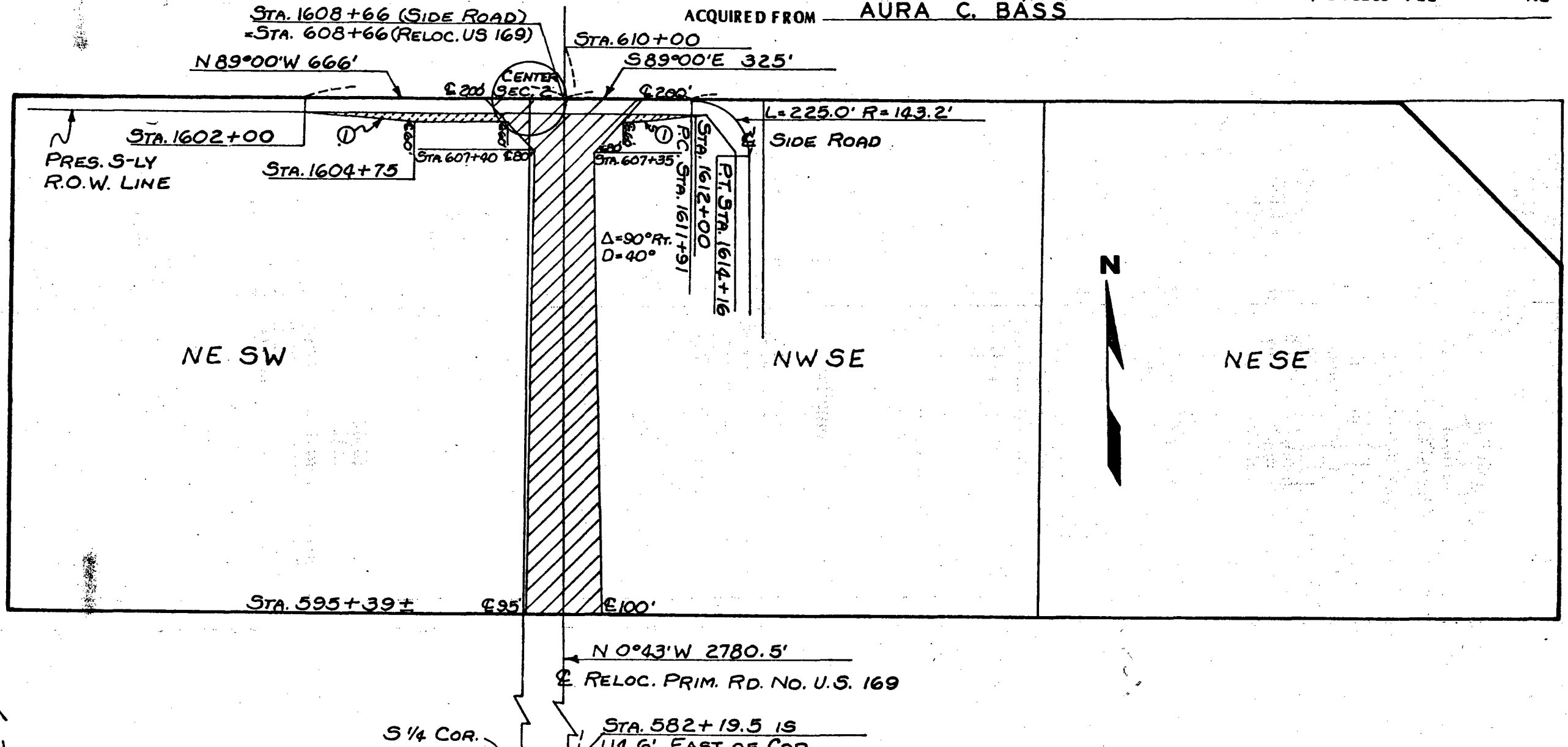
Form 137
11-71

IOWA STATE HIGHWAY COMMISSION

RIGHT OF WAY PLAT
EXHIBIT "A"

① EASE. FOR HIGHWAY PURPOSES.

COUNTY MADISON STATE CONTROL NO. 10
PROJECT NO. FN-169-3(3)--21-61 PARCEL NO. 7
SECTION 2 TOWNSHIP 75N RANGE 28W
ROW-FEE 5.4 AC, EASE 0.2 AC, EXCESS-FEE ——— AC
ACQUIRED FROM AURA C. BASS



6331

634½

In the Matter of the Condemnation of Certain Rights in Land by the Iowa State Highway Commission for the Use and Benefit of the State of Iowa in the Improvement of

Form 495, Sheet 1

Relocated Primary Road No. U.S. 169 in and west of

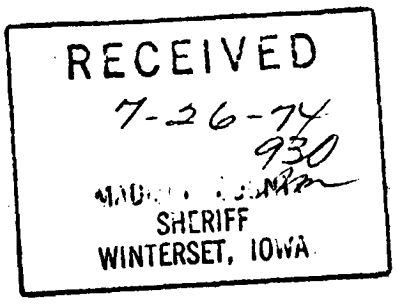
Winterset

located in Madison County, Iowa

NOTICE

Project No. FN-169-3(3)--21-61

Group "A"



TO:

Wayne Newton, 506 W. Washington, Winterset, Iowa
G. Pauline Newton, 506 W. Washington, Winterset, Iowa
Madison County, Iowa, c/o County Auditor, Winterset, Iowa

and to all other persons, companies or corporations having any interest in or owning any of the following described real estate:

Parts of the NW¼NE¼, NE¼NE¼ and SW¼NE¼ of Sec. 2, T75N, R28W of the 5th P.M., Madison County, Iowa.

You, and each of you, are hereby notified that the State of Iowa desires certain rights in land more specifically described as follows and shown with reference to their location as to lands affected on the plat Exhibit "A" attached hereto and to the Application filed with the Chief Judge of the Judicial District containing Madison County, Iowa and in the Office of the Sheriff of Madison County, Iowa, to which you are referred:

The title in fee simple sought to be appropriated is in land described as follows:

Two parcels of land located in the NE¼ of Sec. 2, T75N, R28W of the 5th P.M., Madison County, Iowa, lying on both sides of part of the following described centerline of Relocated Primary Road No. U.S. 169, and on the south side of part of the following described centerline of Primary Road No. 92, as shown on the plat Exhibit "A" attached hereto and by reference made a part hereof.

The centerline of Reloc. Prim. Rd. No. U.S. 169, designated by station points 100 feet apart, numbered consecutively from south to north, is described as follows: Beginning at Sta.635+24.8, a point 79.0 ft. East of the N¼ Corner of said Sec. 2 on the north line of the NE¼ thereof, thence S1°52½'W 907.5 ft. to Sta. 626+17.3, thence southerly 1,022.2 ft. along an 18,093.4 ft. radius curve, concave easterly and tangent to the preceding and following courses, to Sta. 615+95.1, thence S1°11½'E 745.1 ft. to Sta. 608+50. Also, beginning at said Sta. 635+24.8, thence N1°52½'E 75.2 ft. to Sta. 636+00.

The centerline of Prim. Rd. No. 92, designated by station points 100 feet apart, numbered consecutively from west to east, is described as follows: Beginning at Sta. 2717+09.1, a point on the centerline of Reloc. Prim. Rd. No. U.S. 169 located at Sta. 635+27.7, thence S89°56½'E 1390.9 ft. to Sta. 2731+00.

Said parcels are described as follows:

Bounded on the north by the south line of the North 268.71 Feet of said NE¼; on the east by a line beginning at a point 165 ft. normally distant easterly of centerline (Reloc. U.S. 169) on said south line of the North 268.71 Feet, thence to a point 120 ft. radially distant easterly from Sta. 625+00, thence to a point 230 ft. radially distant easterly from Sta. 621+50, thence to a point 200 ft. normally distant easterly of centerline on the south line of the NE¼ of said Sec. 2; on the south by the south line of said NE¼; on the west by the west line of said NE¼.

Also, bounded on the north by the existing southerly right of way line of Prim. Rd. No. 92; on the east by the west line of the East 74 Rods of said NE¼; on the south by a line beginning at a point 85 ft. normally distant southerly of centerline (Prim. Rd. No. 92) on the west line of said East 74 Rods, thence to a point 190 ft. normally distant southerly from Sta. 2727+50, thence to a point 190 ft. normally distant southerly from Sta. 2726+44, thence to a point

Continued on next sheet

115 ft. normally distant southerly from Sta. 2726+44, thence to a point 105 ft. normally distant southerly from Sta. 2725+00, thence to a point 85 ft. normally distant southerly of centerline on the east line of the West 417.42 Feet of said NE¼; on the west by the east line of said West 417.42 Feet.

Said parcels contain 12.7 acres, more or less, exclusive of the present established roads.

Note: The north line of the NE¼ of said Sec. 2 is assumed to bear East and West.

In connection with this condemnation proceeding it is specifically provided that no rights of direct access to and from Reloc. Prim. Rd. No. U.S. 169 shall inure to that portion of condemnees' remaining property abutting thereon lying north of Sta. 629+00. Also, all rights of direct access between Prim. Rd. No. 92 and that portion of condemnees' remaining property abutting thereon lying west of Sta. 2723+00 are condemned.

The easement for highway purposes sought to be appropriated is in land described as follows:

Bounded on the north by the southerly line of the land sought in fee simple title; on the east by a line normal to centerline (Prim. Rd. No. 92) through Sta. 2723+50; on the south by a line 180 ft. normally distant southerly of and parallel to centerline of Prim. Rd. No. 92; on the west by the east line of the West 417.42 Feet of said NE¼; containing 0.6 acre, more or less.

In connection with this condemnation proceeding it is specifically provided as follows:

1. The State of Iowa shall have a temporary easement right, for the specific purpose of securing material, in land described as follows: Beginning at a point 230 ft. radially distant easterly from Sta. 621+50, thence to a point 475 ft. radially distant easterly from Sta. 621+50, thence to a point radially distant easterly from Sta. 617+50 on the east line of the West 50 Acres of said NE¼, thence southerly along the east line of said West 50 Acres to the north line of the South 33 1/3 Rods of said NE¼, thence westerly along the north line of said South 33 1/3 Rods to the west line of the East 24 Rods of the West 50 Acres of said NE¼, thence southerly along the west line of said East 24 Rods of the West 50 Acres to a point normally distant easterly from Sta. 612+00, thence to a point normally distant easterly from said Sta. 612+00 on the easterly line of the land sought in fee simple title, thence northerly along said easterly line to a point 230 ft. radially distant easterly from Sta. 621+50, the Point of Beginning; containing 8.5 acres, more or less.

2. Eight inches of topsoil shall be removed, stockpiled and replaced on the land sought by temporary easement to secure material.

3. Any and all improvements, including fences, located wholly within the land sought in fee simple title and by permanent easement and by temporary easement to secure material are condemned in their entirety.

4. The State of Iowa shall have a temporary easement right, for the specific purpose of constructing an entrance, in land described as follows: Bounded on the north by the southerly line of the land sought in fee simple title; on the east by a line normal to centerline through Sta. 2726+00; on the south by a line beginning at a point 200 ft. normally distant southerly from Sta. 2726+00, thence to a point 180 ft. normally distant southerly from Sta. 2723+50; on the west by a line normal to centerline through Sta. 2723+50.

5. Any field tile lines, or outlets, which are located in the land being acquired under this proceeding, in any estate, and are damaged or destroyed by highway construction, shall be relocated, replaced or restored by the condemnor outside of said land being acquired under this proceeding, and at no expense to the condemnees, and the State of Iowa shall have a right of temporary easement as necessary over condemnees' remaining property for the specific purpose of effecting such relocation, replacement or restoration.

6. Any 1974 crops growing on the land sought to be appropriated are reserved to the condemnees until January 15, 1975. Any crops not removed by said date shall become the property of the State of Iowa to dispose of as is deemed fitting.

7. The temporary easement rights of the State of Iowa shall terminate immediately upon completion of the operations for which said rights are sought and in no event later than December 31, 1979.

6036

BBB

RETURN OF SERVICE — GOVERNMENTAL BODY

STATE OF IOWA, Madison County, ss.

The within Original Notice came into my hands on the 26th day of July, 1974 and on the 2nd day of August, 1974, I served the same upon the Madison County, Iowa by offering to read the same to George Abrahams, he being the 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 - - - $_____

Copies - - - $_____

Mileage - - - $_____

Total - - - $_____

Rex Rouse

of Madison County

By _____ Deputy.

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

MOON BROTHERS, DES MOINES PC23909

RETURN OF ORIGINAL NOTICE

STATE OF IOWA, Madison County, ss.

The within notice came into my hands on the 26th day of July 1974 and on the 2nd day of August, 1974, I served the same on Wayne Newton, by leaving a true copy thereof at the house of Wayne Newton, situated in the Township of Center Madison County, Iowa, the same being the usual place of residence of said defendant, with G. Pauline Newton, 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

Sheriff of Madison County

By _____, Deputy

That such condemnation is sought for primary road right of way and/or highway drainage and/or for the purpose of obtaining suitable material with which to improve or maintain and/or to maintain primary roads of the state of Iowa in the manner prescribed in Chapters 306, 306A, 306B, 313, 471 and 472 of the Code of Iowa and any amendments thereto.

That a commission for the purpose of appraising and awarding damages which will be caused by said appropriation and condemnation has been selected and appointed as by law provided.

You are further notified that said commission will on the 29thday of August , 1974 , at 10:40 o'clock, a.m. (CDT) view the real estate described above and proceed to appraise said damages at which time you may appear before said commission if you care so to do.

IOWA STATE HIGHWAY COMMISSION

BY RICHARD C. TURNER
Attorney General of Iowa

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

- - - - - - - - - - - - -

ACCEPTANCE OF SERVICE

Service of the above and foregoing notice is hereby accepted and receipt of a copy thereof acknowledged, and I hereby waive time of service and/or any publications of such notice in a newspaper.

Dated at _____ this _____ day of _____, 19_____.

_____

State of Iowa, County, ss:

Received the within notice the 26thday of July , 1974 , and I hereby certify that I have served to each of said persons named below, by delivering a true copy of the same to each of said persons at the time and place set opposite their respective names:

Name	Month	Day	Year	Township, ~~City or Town~~	County	State
G. Pauline Newton	August	2nd	1974	Center	Madison	Iowa

Fees:
Service $ 1.75
Mileage $ 4.50
Total $ 6.25

Rex Rouse
Rex Rouse
Sheriff, Madison County, Iowa

By, _____ Deputy

637

N¼ COR. SEC. 2

STA. 636+00

STA. 2717+09.1 (PRIM. RD NO. 92)
= STA. 635+27.7 (U.S. 169)

℄ PRIM. RD. NO. 92
S 89°56½' E 1390.9'

NE COR. SEC. 2
STA. 2731+00

E 74 RODS

N 1°52½' E 75.2'

STA. 635+24.8 18
79.0 FT. E. OF COR.
NORTH 268.71 FT.
OF
WEST 417.42 FT.
NE ¼

(E-W)

℄ EX. S-LY R.O.W. LINE

℄ 85'

℄ 180'

℄ 165'

S 1°52½' W 907.5

① ℄ 105'

③ ℄ 115'

℄ 200'

℄ 190'

℄ 190'

WELL

STA. 2723+00 ACCESS CONT. LIMITS

STA. 2723+50

STA. 2725+00

STA. 2726+00

STA. 2726+44

STA. 2727+50

① EASE. FOR HIGHWAY PURPOSES
② TEMP. EASE. TO SECURE MATERIAL
③ TEMP. EASE. TO CONSTRUCT ENTRANCE

STA. 629+00 ACCESS CONTROL LIMITS

NE NE

℄ RELOC. PRIM. RD. NO. U.S. 169

NW NE

PT STA. 626+17.3

STA. 625+00
℄ 120'

℄ EX. E-LY ROW LINE
NORTH-SOUTH LOCAL RD.

L = 1022.2'
R = 18,093.4'

Δ = 3°04' RT.
D = 0°18'

℄ 230'

STA. 621+50
℄ 475'

EAST LINE OF
W 50 ACRES

STA. 617+50

②

SW NE

PC STA. 615+95.1

STA. 612+00

S 1°11½' E 745.1'

SOUTH 33⅓ RDS.
OF THE EAST 24
RDS. OF W 50 ACRES
NE ¼

CENTER SEC. 2

STA. 608+66 ±

STA. 608+50 ℄ 200'

N

IOWA STATE HIGHWAY COMMISSION
RIGHT OF WAY PLAT
EXHIBIT "A"

COUNTY MADISON — STATE CONTROL NO. 10
PROJECT NO. FN-169-3(3)--21-61 — PARCEL NO. 9
SECTION 2 — TOWNSHIP 75N — RANGE 28W
ROW-FEE 12.7 AC, EASE 0.6 AC, BORROW 8.5 AC
ACQUIRED FROM WAYNE NEWTON

Form 137
11-71

Form 130
6-70

9

In the Matter of the Condemnation of
Certain Rights in Land by the Iowa
State Highway Commission for the
Use and Benefit of the State of Iowa
In the Improvement of
Relocated
Primary Road No. U.S. 169 in and west of
Winterset

AFFIDAVIT OF FINAL OFFER

located in Madison County, Iowa

Project No. FN-169-3(3)--21-61

Group "A"

On this the 29th day of August, 1974, comes the Iowa State Highway Commission and states, as by law provided, that the most recent offers made to the owners, lienholders, encumbrancers and other persons interested in the appropriation of certain specified rights in certain land as described by the Applicant in the Application filed in the above matter are as follows:

(Names as on Notice) $ 21,200.00

PARCEL 9 -

Wayne Newton

G. Pauline Newton

Madison County Treasurer

IOWA STATE HIGHWAY COMMISSION

BY: Gordon A. Sweitzer
Gordon A. Sweitzer
Right of Way Director by Robert L. North
Condemnation Agent

Subscribed and sworn to before me this 29th day of August

SEAL OF THE COUNTY OF MADISON IOWA

Clerk of Court

Margaret Wheeler
~~Notary Public~~ in and for ~~County~~ County, Iowa

Filed in my office at Winterset, Iowa, this 29th day of August, 1974.

Roy Rouse
Sheriff of Madison County, Iowa

639

Form 130
6-70

649

In the Matter of the Condemnation of
Certain Rights in Land by the Iowa
State Highway Commission for the
Use and Benefit of the State of Iowa
In the Improvement of
Relocated
Primary Road No. U.S. 169 in and west of
Winterset

AFFIDAVIT OF FINAL OFFER

located in Madison County, Iowa

Project No. FN-169-3(3)--21-61

Group "A"

On this the 29th day of August, 1974, comes the Iowa State Highway Commission and states, as by law provided, that the most recent offers made to the owners, lienholders, encumbrancers and other persons interested in the appropriation of certain specified rights in certain land as described by the Applicant in the Application filed in the above matter are as follows:

(Names as on Notice) $ 18500 00

PARCEL 7 -

Aura C. Bass

Gearge V. Bass

Madison County Treasurer

IOWA STATE HIGHWAY COMMISSION

BY: Gordon A. Sweitzer
Gordon A. Sweitzer
Right of Way Director by Robert L. North
Condemnation Agent

SEAL OF THE DISTRICT COURT MADISON COUNTY IOWA

Subscribed and sworn to before me this 29th day of August,

Clerk of Court

Margaret N. Wheeler
Notary Public in and for Madison County, Iowa

Filed in my office at Winterset, Iowa, this 29th day of August, 1974.

Rep Rouse
Sheriff of Madison County, Iowa

Form 496
17-71

In the Matter of the Condemnation of Certain Rights in Land by the Iowa State Highway Commission for the Use and Benefit of the State of Iowa in the Improvement of

Relocated
Primary Road No. U.S. 169 in and west of
Winterset

located in Madison County

Project No. FN-169-3(3)--21-61

Group "A"

REPORT OF COMPENSATION COMMISSION

TO: _____, Sheriff of _____ County, Iowa

We, the undersigned, being the duly appointed and qualified commissioners appointed to assess the damages sustained by the owners, lienholders, encumbrancers and other persons interested in the appropriation of certain specified rights as set forth and described in the Application filed in the above entitled matter respectfully report as follows:

That we proceeded to view the respective premises at the time or times fixed in the notice to persons interested therein and do hereby assess and appraise the damages which the respective persons will sustain by reason of the appropriation as follows:

	Land & Improvements	Consequential Damages	Total Award	Condemnees' Atty. Fees and Costs
PARCEL 7	$	$	$	$
Aura C. and George V. Bass	$	$	$ 22,235	$ 225 (W)
Madison County Treasurer	$	$	$	$
PARCEL 9	$	$	$	$
Wayne & G.Pauline Newton	$	$	$ 25,250 (W)	$
Madison County Treasurer	$	$	$	$
	$	$	$	$
	$	$	$	$
	$	$	$	$
	$	$	$	$
	$	$	$	$
	$	$	$	$

Respectfully reported at Logan, Iowa, this 29 day of August, 19 74

Dennis E. Lamb
Lem Vierling
H. S. Powell
Darrell Daggett
Wallace Jacobsen
Murrell Cooper

I certify that the above amounts are legally payable to each claimant and that the claim is correct and just and that payment has not been received.

Filed in my office at Winterset, Iowa, this 29 day of Aug, 19 74

Rex Reese
Sheriff, Madison County, Iowa

641

642

In the Matter of the Condemnation
of Certain Rights in Land by the
Iowa State Highway Commission for
the Use and Benefit of the State
of Iowa in the Improvement of
Relocated
Primary Road No. U.S. 169 in and west of

located in Madison County, Iowa

Project No. FN-169-3(3)--21-61

Group "A"

ENDORSEMENT OF SHERIFF
OF MAILING OF NOTICE OF
APPRAISEMENT OF DAMAGES
AND TIME FOR APPEAL

I, the undersigned, Sheriff of Madison County,
Iowa, hereby endorse and certify to the Report of Compensation Commission; appearing upon the
opposite side hereof that I have mailed by ordinary mail on this 29th day of Aug.,
19 74, the attached Notices of Appraisement of Damages and Time for Appeal to each of the persons
to which they are addressed.

Rep Rouse

SHERIFF OF MADISON COUNTY, IOWA

12

Form 486
7-71

In the Matter of the Condemnation of Certain Rights in Land by the Iowa State Highway Commission for the Use and Benefit of the State of Iowa in the Improvement of Relocated Primary Road No. U.S. 169 in and west of Winterset

located in Madison County, Iowa

Project No. FN-169-3(3)--21-61

Group "A"

Parcel No. 7

NOTICE OF APPRAISEMENT OF DAMAGES AND TIME FOR APPEAL

TO:

	Land & Improvements	Consequential Damages	Total Award	Condemnees' Atty. Fees and Costs
Aura C. Bass	$	$	$22,235.00	$225.00
George V. Bass	$	$	$	$
Madison County Treasurer	$	$	$	$
	$	$	$	$
	$	$	$	$
	$	$	$	$

You and each of you are hereby notified that the duly appointed and qualified commissioners assessed and appraised the damages sustained by reason of the condemnation as set out above, 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.

Date: 29 Day of Aug, 1974

Rep Rouse

SHERIFF OF MADISON COUNTY, IOWA

643

644/13

Form 48
7-71

In the Matter of the Condemnation of Certain Rights in Land by the Iowa State Highway Commission for the Use and Benefit of the State of Iowa in the Improvement of Relocated Primary Road No. U.S. 169 in and west of Winterset

located in Madison County, Iowa

Project No. FN-169-3(3)--21-61

Group "A"

Parcel No. 9

NOTICE OF APPRAISEMENT OF DAMAGES AND TIME FOR APPEAL

TO:

	Land & Improvements	Consequential Damages	Total Award	Condemnees' Atty. Fees and Costs
Wayne Newton	$	$	$ 25,250.00	$
G. Pauline Newton	$	$	$	$
Madison County Treasurer	$	$	$	$
	$	$	$	$
	$	$	$	$
	$	$	$	$

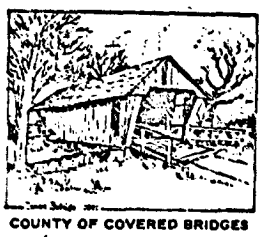
You and each of you are hereby notified that the duly appointed and qualified commissioners assessed and appraised the damages sustained by reason of the condemnation as set out above, and that pursuant to Section 472.18 of the Code of Iowa, as amended by House File 215, Acts of the 64th General Assembly,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

Date: 29 Day of Aug, 1974

Rep Ponse

SHERIFF OF MADISON COUNTY, IOWA

14



COUNTY OF COVERED BRIDGES

OFFICE OF

Sheriff of Madison County

REX ROUSE, SHERIFF
EDWARD POWELL, DEPUTY
WINTERSET, IOWA 50273

TELEPHONE
DAY OR NIGHT
462 - 3575
AREA CODE 515

Sept. 19, 1974

TO: Wayne Newton; Pauline Newton; Madison County Treasurer

This is to advise you that there has been deposited with me Check #03129571 #03129564 in the amount of $5,126.00 $20,124.00.

This check represents the amount of the Condemnation Conpensation Commission award made on Aug. 29, 1974. This check may be picked up at the Madison County Sheriff's Office at your convenience between the hours of 8 A.M.-Noon and 1 P.M.-5 P.M. any Monday through Friday. I would however, suggest you contact your attorney BEFORE picking this check up.

Yours truly,

Rex Rouse

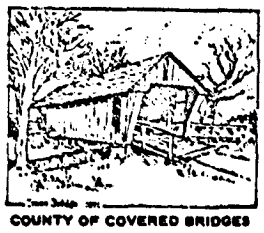
Rex Rouse, Sheriff
Madison County, Iowa 50273

Check accepted (date) Sept 26, 1974 Both Clerks

Wayne Newton

645

6465



OFFICE OF

Sheriff of Madison County

REX ROUSE, SHERIFF
EDWARD POWELL, DEPUTY
WINTERSET, IOWA 50273

TELEPHONE
DAY OR NIGHT
462 - 3575
AREA CODE 515

Sept. 19, 1974

TO: Aura C. Bass; George V. Bass; Madison County Treasurer

This is to advise you that there has been deposited with me Check #03129569 in the amount of $22,235.00. This check represents the amount of the Condemnation Conpensation Commission award made on Aug. 29, 1974. This check may be picked up at the Madison County Sheriff's Office at your convenience between the hours of 8 A.M.-Noon and 1 P.M.-5 P.M. any Monday through Friday. I would however, suggest you contact your attorney BEFORE picking this check up.

Yours truly,

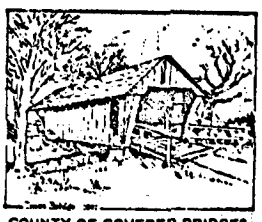
Rex Rouse

Rex Rouse, Sheriff
Madison County, Iowa 50273

Check accepted (date) Sept. 27, 1974

Aura C. Bass

16



COUNTY OF COVERED BRIDGES

OFFICE OF

Sheriff of Madison County

REX ROUSE, SHERIFF
EDWARD POWELL, DEPUTY
WINTERSET, IOWA 50273

TELEPHONE
DAY OR NIGHT
462 - 3575
AREA CODE 515

Sept. 19, 1974

TO: Aura C. Bass; George V. Bass; Stanley Seimpson, attorney

This is to advise you that there has been deposited with me Check # 03129570 in the amount of $225.00.
This check represents the amount of the Condemnation Conpensation Commission award made on Aug. 29, 1974. This check may be picked up at the Madison County Sheriff's Office at your convenience between the hours of 8 A.M.-Noon and 1 P.M.-5 P.M. any Monday through Friday. I would however, suggest you contact your attorney BEFORE picking this check up.

Yours truly,

Rex Rouse

Rex Rouse, Sheriff
Madison County, Iowa 50273

Check accepted (date) Sept. 27, 1974

Aura C. Bass

647

1-26-74
930AM

64817

IN THE MATTER OF THE CONDEMNATION OF CERTAIN REAL ESTATE FOR PRIMARY ROAD PURPOSES BY THE STATE HIGHWAY COMMISSION OF THE STATE OF IOWA.

IN Madison COUNTY

PROJECT NO. FN-169-3(3)-21-61-(A)

SHERIFF'S CERTIFICATION AS TO AWARDS AND COSTS

To: Iowa State Highway Commission, Ames, Iowa

I hereby certify that the commissioners in the above-entitled cause convened at Winterset, Iowa, on the 29th day of August, 1974 and thereupon proceeded to view the premises and said commissioners did thereafter on the 29th day of August, 1974, file their report in my office awarding damages as follows:

NAME	AMOUNT
Parcel 7	
Aura C. and George V. Bass	$ 22,235.00
Madison County Treasurer	
Stan Simpson, Attorney	225.00
Parcel 9	
Wayne & G. Pauline Newton	25,250.00
Madison County Treasurer	
TOTAL DAMAGES AWARDED	$ 47,710.00

I further certify that costs incident to this proceeding have been taxed as follows: Serving Notices as listed below:

Date:	Name of Persons Served	Fee	Mileage	Rate .~~10~~15	Amount	Total
8-2-74	Wayne Newton	.75				.75
8-2-74	Pauline Newton	.50				.50
8-2-74	Madison County, Ia. blw	.50				.50
8-2-74	Aura C. Bass	.75				.75
8-2-74	George V. Bass	.50				.50
8-2-74	Madison County, Ia. blw	.50				.50
			10	.15	1.50	1.50
	Copy					1.50
	Postage					2.40

Sheriff, Summoning and attending commissioners $7.50

Sheriff, Mileage while attending commissioners, _____ Miles @ .~~10~~15 1.50

$ 17.90

Kenneth Ritter of Winterset, Iowa

one	day service	$ 50.00
	miles at ~~.10~~ .15	1.00
	meals	2.50
Lodging	Hotel	
	Total	$ 53.50

Merrill Creger of Truro, Iowa

one	day service	$ 50.00
34	miles at ~~.10~~ .15	5.10
	meals	1.70
Lodging	Hotel	
	Total	$ 56.80

Darrell Daggett of Earlham, Iowa

one	day service	$ 50.00
30	miles at ~~.10~~ .15	4.50
	meals	1.13
Lodging	Hotel	
	Total	$ 55.63

Gene Vierling of Winterset, Iowa

one	day service	$ 50.00
	miles at ~~.10~~ .15	2.50
	meals	1.86
Lodging	Hotel	
	Total	$ 54.36

Wallace Jackson of Earlham, Iowa

one	day service	$ 50.00
40	miles at ~~.10~~ .15	6.00
	meals	1.65
Lodging	Hotel	
	Total	$ 57.65

H. S. Vowell of Peru, Iowa

one	day service	$ 50.00
19	miles at ~~.10~~ .15	2.85
	meals	1.51
Lodging	Hotel	
	Total	$ 54.36

GRAND TOTAL COMMISSIONER AND SHERIFF"S EXPENSE. $350.20

Given under my hand this 29th day of August. 1974.

I further certify that this file contains all the original papers in connection therewith.

Rex Rouse
Sheriff of Madison County, Iowa

I certify that the foregoing amounts are legally payable to each claimant and that the claim is correct and just and that payment has not been received.

Dated this 29th day of Aug. 1974.

Rex Rouse
Sheriff of Madison County