4

IN THE MATTER OF THE APPLICATION )
BY MADISON COUNTY, IOWA, FOR THE )
APPOINTMENT OF COMMISSIONERS TO ) APPLICATION TO SHERIFF
ASSESS DAMAGES FOR THE TAKING OF ) FOR CONDEMNATION OF
REAL ESTATE FOR ROAD IMPROVEMENT ) PROPERTY
PURPOSES )

---

TO: REX ROUSE, SHERIFF OF MADISON COUNTY, IOWA:

WHEREAS, the undersigned, Madison County, Iowa, is desirous of acquiring an easement for road purposes of certain real estate and relocating a public highway as the same now proceeds through the Northeast Quarter (NE¼) of the Southwest Quarter (SW¼) and the Southeast Quarter (SE¼) of the Southwest Quarter (SW¼) of Section Fifteen (15) Township Seventy-seven (77) North, Range Twenty-six (26) West of the 5th P.M., Madison County, Iowa; and the Northeast Quarter (NE¼) of the Northwest Quarter (NW¼) and the Southeast Quarter (SE¼) of the Northwest Quarter (NW¼) of Section Twenty-two (22), Township Seventy-seven (77) North, Range Twenty-six (26) West of the 5th P.M., Madison County, Iowa, and

WHEREAS, the said Madison County cannot agree with the owners of the real estate hereinafter described as to the compensation to be paid therefore, nor as to the taking of said real estate, and,

WHEREAS, said Madison County, Iowa, is desirous of having said real estate condemned and appropriated to it for such purposes under its powers as provided by law of the state of Iowa, for such purposes, to-wit: Chapter 471 and 472 of the 1966 Code of Iowa, and any and all other pertinent statutory provisions, and,

WHEREAS, it is necessary and proper and within the powers of Madison County, Iowa, that said real estate should be condemned and appropraited for such purposes, the same being public purposes, and,

WHEREAS, the property sought to be condemned under this Application is described in Exhibit "A" attached thereto, and made a part hereof, and,

WHEREAS, there is attached to this Application a plat showing the location of property sought to be affected by condemnation under these proceedings and the location of improvements and relocations, which plat is marked Exhibit "B" and made a part of this Application, and,

WHEREAS, the record owners of said real estate and their

509

FILED NO.
BOOK 100 PAGE 120
1970 APR 17 PM 4:08
MARY E. WELTY
RECORDER
MADISON COUNTY, IOWA
no fee
24 pgs.

spouses, if any, and the record holders of any and all liens and encumbrances of said real estate, if any, together with each and all of their respective places of residence, so far as known to this Applicant are as follows, to-wit:

| The Owners: | Place of Residence: | Post Office Address |
|---|---|---|
| Mabel King, spouse Vincent King | Fuller Road West Des Moines, Ia. | Fuller Road West Des Moines, Ia. |

Name of Mortgage or Lien Holder: Dallas County State Bank Adel, Ia.

Equitable Life Assurance Society
of the United States
393 7th Avenue
New York 1, New York

Names of Lessee: None

Name of Easement Holder: None

NOW, THEREFORE, this Applicant, Madison County, Iowa, requests that you appoint six disinterested free holders of Madison County, Iowa, who are not interested in the same or a like question to inspect the said real estate hereinbefore described and to assess the damages for all claims of every kind and nature including the right of lateral support, the right to light, air, and view and any other consequential damages, if any, sustained by the owners and any other persons interested in said real estate, by reason of the taking, acquiring, appropriating and condemnation of said real estate for all of said purposes hereinbefore stated by Madison County, Iowa, and you are requested to proceed in connection with this Application as provided by law.

Dated this 11 day of February, 1970.

MADISON COUNTY, IOWA

By _____
C. R. Bentz, County Attorney
in and for Madison County, Iowa.

EXHIBIT "A"

Descripton of real estate belonging to Mabel King, the subject matter of this condemnation proceeding:

Beginning at the center of Section 22 T77N R26W of the 5th P.M.; thence west 49.0 feet; thence N0.17171°E 414.0 feet; thence N5.93175°E 172.87 feet; thence N0.17171°E 261.7 feet; thence west 17.0 feet; thence N0.24496°W 1023.3 feet; thence west 55.0 feet; thence N0.24496°W 395.0 feet; thence N22.48121°E 140.94 feet; thence N0.24496°W 256.5 feet; thence east 55.0 feet; thence south 2652.45 feet along the east side of the NW¼ of said Sec. 22 to the point of beginning and containing 1.34 acres, more or less, exclusive of the present right of way.

Note: the east side of the NW¼ Sec. 22 T77N R26W was assumed to bear due north and south.

Also, beginning at the NE corner of the SW¼ of Section 15 T77N R26W of the 5th P.M.; thence west 55.0 feet; thence south 190.0 feet; thence S5.7106°W 100.5 feet; thence south 100.0 feet; thence S5.7106°E 100.5 feet; thence south 700.0 feet; thence S2.86239°W 200.25 feet; thence south 400.0 feet; thence S2.86239°E 200.25 feet; thence south 643.5 feet; thence east 55.0 feet; thence north 2633.5 feet to the point of beginning and containing 1.09 acres, more or less, exclusive of the present right of way.'

Note: the east side of the SW¼ Sec. 15 T77N R26W was assumed to bear due north and south.

Res. Engr._____ Address_____

SM-8-58-11606
PB-23981-SP

Iowa State Highway Commission
Form No. 476

# PROPERTY PLAT

Acquired from Mabel King

Married or Single? (Give full name of spouse)

R. O. W. Area 2.43 Acres.

Borrow Area Acres. Total Consideration $

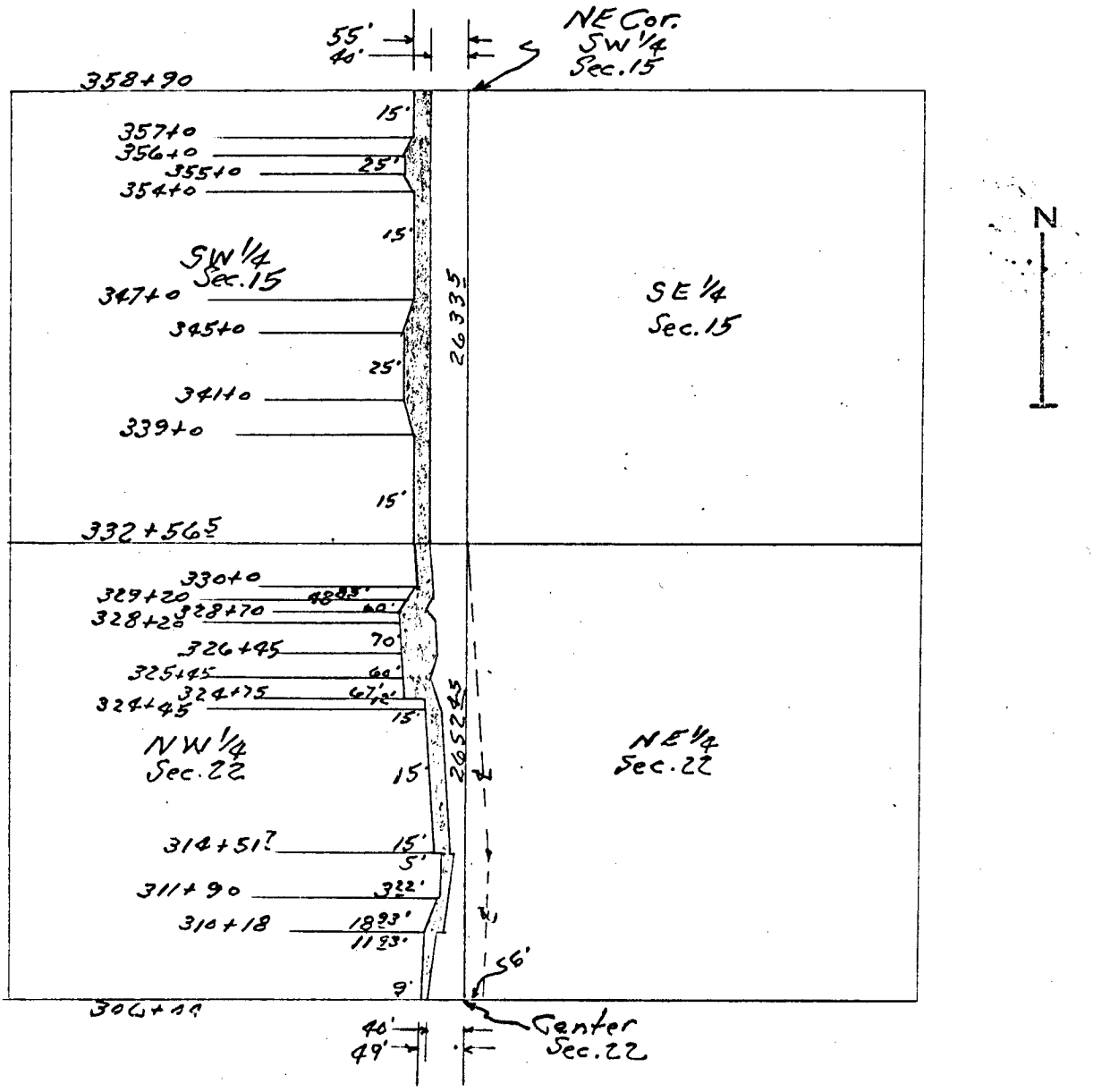
Acquired by Condemnation (Easement—Deed—Condemnation—Contract) Date of Contract , 19

## LOCATION

From CL Station 306+04 to CL Station 358+90

Section 15 & 22, Township 77N, Range 26W

Township (Civil) Lee Iowa.




Madison (County) Project No. L-516-69

Form 439-A

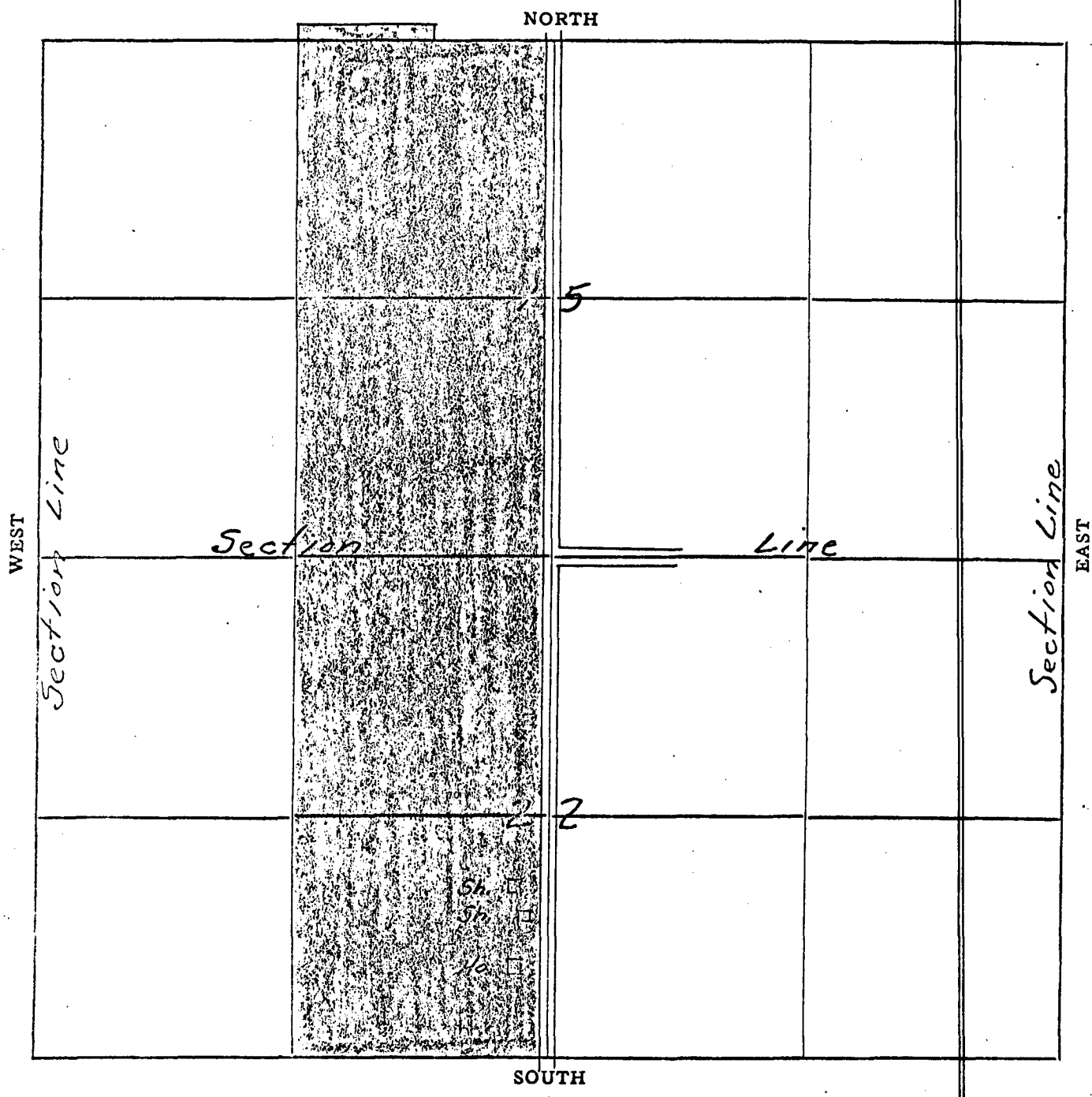
## Plat of Property

Of Mabel King

Area 16.15 Acres.

Sta. 306+04 to Sta. 358+90

Section 15 & 22 T 77 N-R 26 W.




Madison County Project No. L-516-69

IN THE MATTER OF THE APPLICATION )
BY MADISON COUNTY, IOWA, FOR THE ) NOTICE OF CONDEMNATION OF
APPOINTMENT OF COMMISSIONERS TO ) PROPERTY BY MADISON COUNTY,
ASSESS DAMAGES FOR THE TAKING OF ) IOWA
REAL ESTATE FOR ROAD IMPROVEMENT )
PURPOSES )

— — —"

TO: MABEL KING, VINCENT KING, DALLAS COUNTY STATE BANK, and THE EQUITABLE LIFE ASSURANCE SOCIETY OF THE UNITED STATES, and all other persons, companies, or corporations having any interest in or owning any of the following described real estate:

Northeast Quarter (NE¼) of the Southwest Quarter (SW¼) and the Southeast Quarter (SE¼) of the Southwest Quarter (SW¼) of Section Fifteen (15) Township Seventy-seven (77) North, Range Twenty-six (26) West of the 5th P.M., Madison County, Iowa; and the Northeast Quarter (NE¼) of the Northwest Quarter (NW¼) and the Southeast Quarter (SE¼) of the Northwest Quarter (NW¼) of Section Twenty-two (22), Township Seventy-seven (77) North, Range Twenty-six (26) West of the 5th P.M., Madison County, Iowa.

YOU ARE HEREBY NOTIFIED that Madison County, Iowa, desires the condemnation of the real estate described in Exhibit "A" hereto attached and by this reference made a part of this notice.

That such condemnation is sought for the following purpose: widening, improving, altering and relocating the public highway along side said real estate, and for further particulars you are referred to the Application for the condemnation of said real estate now on file with the Sheriff of Madison County, Iowa.

YOU ARE FURTHER NOTIFIED that a commission of six appraisers has been appointed as provided by law for the purpose of appraising all damages which will be sustained by you and which will be caused by said condemnation of said real estate.

YOU ARE FURTHER NOTIFIED that said Commissioners will on the 17th day of March, 1970, at 11:00 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.

MADISON COUNTY, APPLICANT

by _____
C. R. Bentz, County Attorney
in and for Madison County, Iowa.

Beginning at the center of Section 22 T77N R26W of the 5th P.M.; thence west 49.0 feet; thence N0.17171°E 414.0 feet; thence N5.93175°E 172.87 feet; thence N0.17171°E 261.7 feet; thence west 17.0 feet; thence N0.24496°W 1023.3 feet; thence west 55.0 feet; thence N0.24496°W 395.0 feet; thence N22.48121°E 140.94 feet; thence N0.24496°W 256.5 feet; thence east 55.0 feet; thence south 2652.45 feet along the east side of the NW¼ of said Sec. 22 to the point of beginning and containing 1.34 acres, more or less, exclusive of the present right of way.

Note: the east side of the NW¼ Sec. 22 T77N R26W was assumed to bear due north and south.

Also, beginning at the NE corner of the SW¼ of Section 15 T77N R26W of the 5th P.M.; thence west 55.0 feet; thence south 190.0 feet; thence S5.7106°W 100.5 feet; thence south 100.0 feet; thence S5.7106°E 100.5 feet; thence south 700.0 feet; thence S2.86239°W 200.25 feet; thence south 400.0 feet; thence S2.86239°E 200.25 feet; thence south 643.5 feet; thence east 55.0 feet; thence north 2633.5 feet to the point of beginning and containing 1.09 acres, more or less, exclusive of the present right of way.'

Note: the east side of the SW¼ Sec. 15 T77N R26W was assumed to bear due north and south.

Res. Engr._____ Address_____

EXHIBIT "A"

RETURN OF SERVICE—(Combined Forms) (No. 600) FIDLAR & CHAMBERS CO., DAVENPORT, IOWA

## RETURN OF SERVICE—Personal

STATE OF IOWA, Madison County, ss.

The within notice came into my hands on the 11th day of February, 1970 and I certify that I served the same on the defendants named below by reading the same to them or by offering to read the original to them which he waived, and delivering to them a true copy of the same at the time and place set opposite their names.

| Names of Persons | Month | Day | Year | Township | County | State |
|---|---|---|---|---|---|---|
| Mabel King | Feb. | 26 | 1970 | West DesMoines | Polk | Iowa |
| Vincent King | Feb. | 26 | 1970 | West DesMoines | Polk | Iowa |

FEES

Service - - $_____

Copies - - $_____

Mileage - - $_____

Total - - $_____

Rex Rouse

of Madison County

By _____ Deputy.

Subscribed and sworn to before me by the said _____ this ____ day of _____ 19____

_____ Notary Public in and for _____ County.

## RETURN OF SERVICE—Company or Corporation

STATE OF IOWA, Madison County, ss.

The within notice came into my hands on the 11th day of February, 1970 and on the 24th day of February, 1970, I served the same upon the The Equitable Life Assurance Society of The United States by offering to read the same to E.J. Brown, he being the Assistant Regional Manager of said corporation or company, which he waived, and by giving him a true copy thereof, all done in Des Moines Township, Polk County, Iowa.

FEES

Service - - $_____

Copies - - $_____

Mileage - - $_____

Total - - $_____

Rex Rouse

Rex Rouse

of Madison County

By _____ Deputy.

STATE OF IOWA, Madison County, ss.

The within notice came into my hands on the 11th day of February, 1970 and on the 24th day of February, 1970, I served the same upon the Dallas County State Bank by offering to read the same to H.B. Jacobsen, he being the president of said corporation or company, which he waived, and by giving him a true copy thereof, all done in Adel Township, Dallas County, Iowa.

FEES

Service - - $_____

Copies - - $_____

Mileage - - $_____

Total - - $_____

Rex Rouse

Rex Rouse

of Madison County

By _____ Deputy.

| | | |
|---|---|---|
| IN THE MATTER OF THE APPLICATION BY MADISON COUNTY, IOWA, FOR THE APPOINTMENT OF COMMISSIONERS TO ASSESS DAMAGES FOR THE TAKING OF REAL ESTATE FOR ROAD IMPROVEMENT PURPOSES | ) | APPOINTMENT AND COMMISSION |

---

WHEREAS, written application has been made to me by Madison County, Iowa, for the appointment of commissioners to assess the damages sustained by those having interest in certain real estate for the purpose of widening, improving, altering and relocating a part of the public highway system of Madison County, Iowa, which is more particularly described in said Application, a copy of which Application is attached to this order, marked Exhibit "A", and by this reference made a part hereof.

IT IS NOW HEREBY ORDERED that the following persons, to-wit:

Earle Creger, R. D. Tirlson,
Dwight Mumbell, Lowell Olson,
Hale Lucas, Earl Crawford,

being six freeholders of Madison County, Iowa, not interested in the same or a like question, be and they are hereby appointed Commissioners whose duty it shall be to inspect the real estate described in said Application and assess the damages which the owner thereof and the parties interested therein will sustain by the appropriation of such land for road purposes, for the use of Madison County, Iowa, and make report thereof in writing to the undersigned Sheriff, as provided by law, said real estate being situated in Madison County, Iowa, and described as set out in said Exhibit "A", a part hereof.

Dated at Winterset, Madison County, Iowa, this 12th day of March, 1960.

Ray Rose
Sheriff of Madison County, Iowa.

IN THE MATTER OF THE APPLICATION )
BY MADISON COUNTY, IOWA, FOR THE )
APPOINTMENT OF COMMISSIONERS TO ) APPLICATION TO SHERIFF
ASSESS DAMAGES FOR THE TAKING OF ) FOR CONDEMNATION OF
REAL ESTATE FOR ROAD IMPROVEMENT ) PROPERTY
PURPOSES )

— — —

TO: REX ROUSE, SHERIFF OF MADISON COUNTY, IOWA:

WHEREAS, the undersigned, Madison County, Iowa, is desirous of acquiring an easement for road purposes of certain real estate and relocating a public highway as the same now proceeds through the Northeast Quarter (NE¼) of the Southwest Quarter (SW¼) and the Southeast Quarter (SE¼) of the Southwest Quarter (SW¼) of Section Fifteen (15) Township Seventy-seven (77) North, Range Twenty-six (26) West of the 5th P.M., Madison County, Iowa; and the Northeast Quarter (NE¼) of the Northwest Quarter (NW¼) and the Southeast Quarter (SE¼) of the Northwest Quarter (NW¼) of Section Twenty-two (22), Township Seventy-seven (77) North, Range Twenty-six (26) West of the 5th P.M., Madison County, Iowa, and

WHEREAS, the said Madison County cannot agree with the owners of the real estate hereinafter described as to the compensation to be paid therefore, nor as to the taking of said real estate, and,

WHEREAS, said Madison County, Iowa, is desirous of having said real estate condemned and appropriated to it for such purposes under its powers as provided by law of the state of Iowa, for such purposes, to-wit: Chapter 471 and 472 of the 1966 Code of Iowa, and any and all other pertinent statutory provisions, and,

WHEREAS, it is necessary and proper and within the powers of Madison County, Iowa, that said real estate should be condemned and appropraited for such purposes, the same being public purposes, and,

WHEREAS, the property sought to be condemned under this Application is described in Exhibit "A" attached thereto, and made a part hereof, and,

WHEREAS, there is attached to this Application a plat showing the location of property sought to be affected by condemnation under these proceedings and the location of improvements and relocations, which plat is marked Exhibit "B" and made a part of this Application, and,

WHEREAS, the record owners of said real estate and their

spouses, if any, and the record holders of any and all liens and encumbrances of said real estate, if any, together with each and all of their respective places of residence, so far as known to this Applicant are as follows, to-wit:

| The Owners: | Place of Residence: | Post Office Addres |
|---|---|---|
| Mabel King, spouse Vincent King | Fuller Road West Des Moines, Ia. | Fuller Road West Des Moines,Ia. |

Name of Mortgage or Lien Holder: Dallas County State Bank Adel, Ia.

Equitable Life Assurance Society of the United States
393 7th Avenue
New York 1, New York

Names of Lessee: None

Name of Easement Holder: None

NOW, THEREFORE, this Applicant, Madison County, Iowa, requests that you appoint six disinterested free holders of Madison County, Iowa, who are not interested in the same or a like question to inspect the said real estate hereinbefore described and to assess the damages for all claims of every kind and nature including the right of lateral support, the right to light, air, and view and any other consequential damages, if any, sustained by the owners and any other persons interested in said real estate, by reason of the taking, acquiring, appropriating and condemnation of said real estate for all of said purposes hereinbefore stated by Madison County, Iowa, and you are requested to proceed in connection with this Application as provided by law.

Dated this _____day of _____, 19_____.

MADISON COUNTY, IOWA

By_____
C. R. Bentz, County Attorney
in and for Madison County, Iowa.

**EXHIBIT "A"**

**Description of real estate belonging to Mabel King, the subject matter of this condemnation proceeding:**

Beginning at the center of Section 22 T77N R26W of the 5th P.M.; thence west 49.0 feet; thence N0.17171°E 414.0 feet; thence N5.93175°E 172.87 feet; thence N0.17171°E 261.7 feet; thence west 17.0 feet; thence N0.24496°W 1023.3 feet; thence west 55.0 feet; thence N0.24496°W 395.0 feet; thence N22.48121°E 140.94 feet; thence N0.24496°W 256.5 feet; thence east 55.0 feet; thence south 2652.45 feet along the east side of the NW¼ of said Sec. 22 to the point of beginning and containing 1.34 acres, more or less, exclusive of the present right of way.

Note: the east side of the NW¼ Sec. 22 T77N R26W was assumed to bear due north and south.

Also, beginning at the NE corner of the SW¼ of Section 15 T77N R26W of the 5th P.M.; thence west 55.0 feet; thence south 190.0 feet; thence S5.7106°W 100.5 feet; thence south 100.0 feet; thence S5.7106°E 100.5 feet; thence south 700.0 feet; thence S2.86239°W 200.25 feet; thence south 400.0 feet; thence S2.86239°E 200.25 feet; thence south 643.5 feet; thence east 55.0 feet; thence north 2633.5 feet to the point of beginning and containing 1.09 acres, more or less, exclusive of the present right of way.'

Note: the east side of the SW¼ Sec. 15 T77N R26W was assumed to bear dup north and south.

Res. Engr._____ Address_____

8M-8-58-11606
PB-23981-8P

Iowa State Highway Commission
Form No. 476

# PROPERTY PLAT

Acquired from Mabel King

Married or Single? (Give full name of spouse)

R. O. W. Area 2.43 Acres.

Borrow Area Acres. Total Consideration $

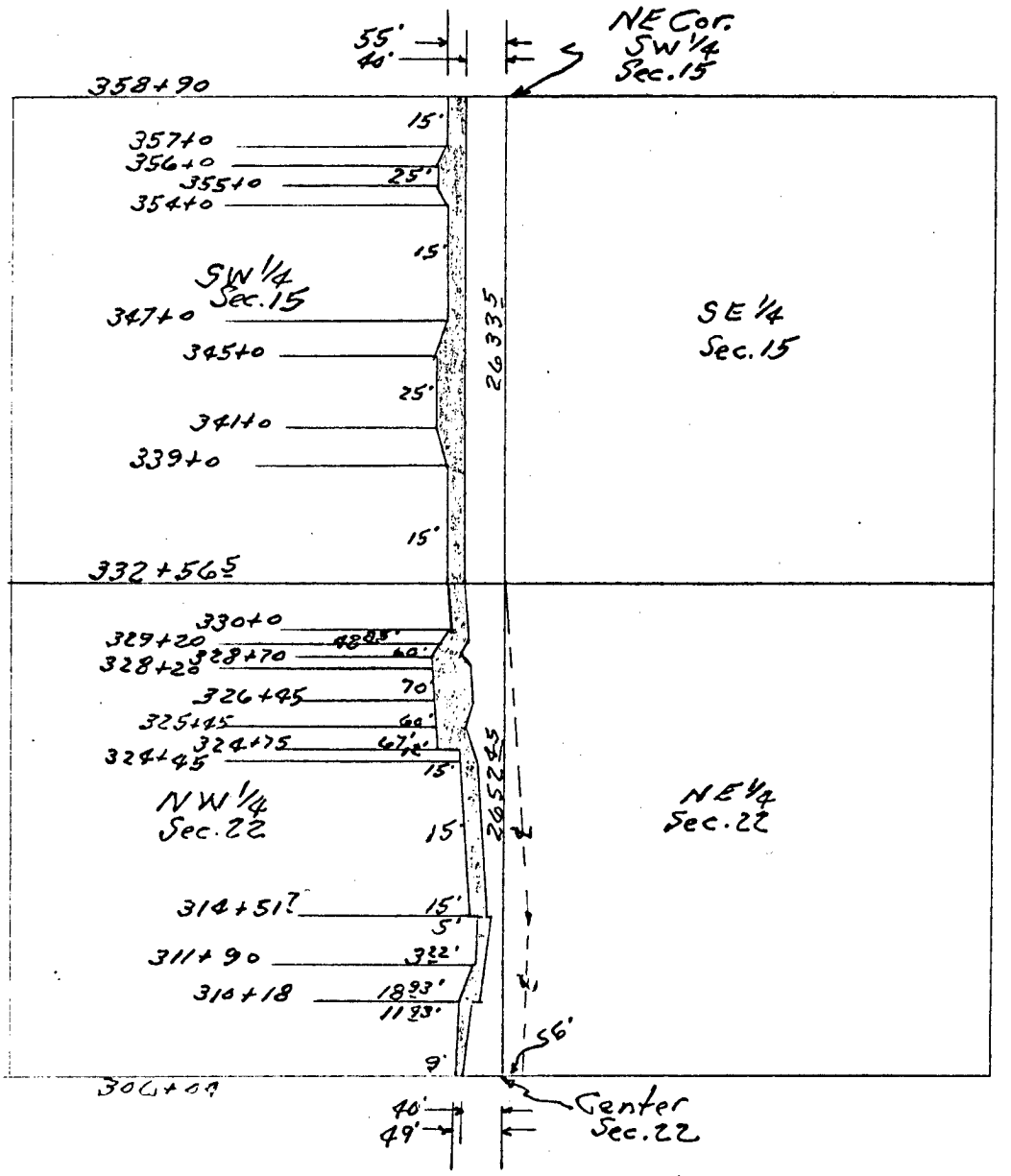
Acquired by Condemnation Date of Contract , 19
(Easement—Deed—Condemnation—Contract)

## LOCATION

From CL Station 306+04 to CL Station 358+90

Section 15 & 22, Township 77N, Range 26W

Township (Civil) Lee Iowa.




Madison (County) Project No. L-516-69

M—55—10000
PB-C-5122

Form 130-A

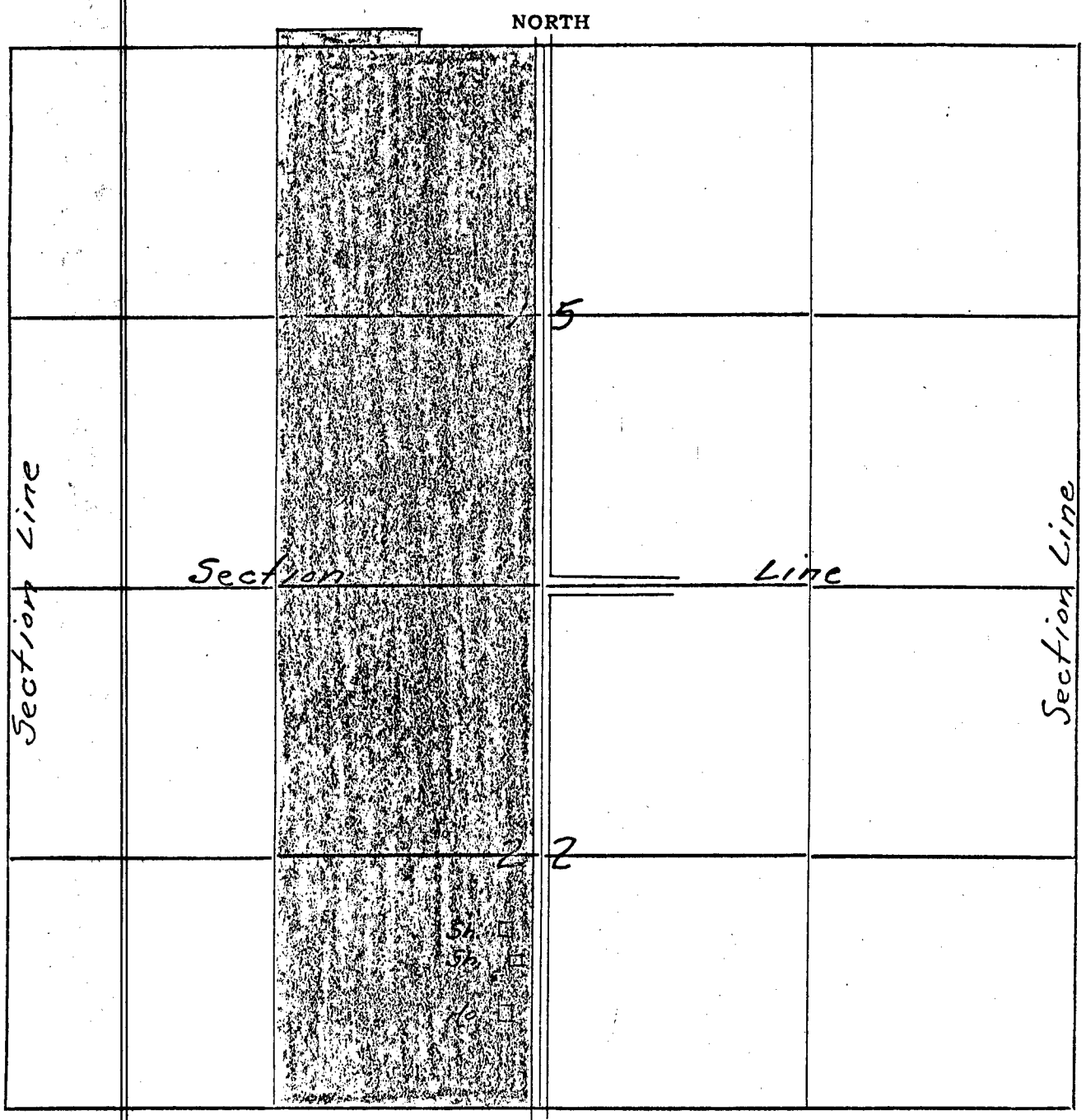
## Plat of Property

Of Mabel King

Area 10.15 Acres.

Sta. 306+04 to Sta. 358+90

Section 15 & 22 T 7 N-R 26 W.




Madison County Project No. L-516-69

IN THE MATTER OF THE APPLICATION )
BY MADISON COUNTY, IOWA, FOR THE )
APPOINTMENT OF COMMISSIONERS TO ) NOTICE TO APPRAISERS OF
ASSESS DAMAGES FOR THE TAKING OF ) TIME FOR APPRAISEMENT
REAL ESTATE FOR ROAD IMPROVEMENT )
PURPOSES )

---

TO: Merle Creger; Dwight Mundell; Kale Lucas; R.D. Wilson; Lowell Olson; Earl Crawford

YOU AND EACH OF YOU ARE HEREBY NOTIFIED that, having heretofore been appointed by me as appraisers to appraise the damage to certain real estate owned by Mabel King located in the Northeast Quarter (NE¼) of the Southwest Quarter (SW¼) and the Southeast Quarter (SE¼) of the Southwest Quarter (SW¼) of Section Fifteen (15) Township Seventy-seven (77) North, Range Twenty-six (26) West of the 5th P.M., Madison County, Iowa; and the Northeast Quarter (NE¼) of the Northwest Quarter (NW¼) and the Southeast Quarter (SE¼) of the Northwest Quarter (NW¼) of Section Twenty-two (22), Township Seventy-seven (77) North, Range Twenty-six (26) West of the 5th P.M., Madison County, Iowa, taking and appropriating a part thereof for road purposes, which part said Madison County, Iowa, asked to have condemned in an application filed by said Madison County, Iowa, with the undersigned Sheriff on the 11th day of February, 1970, and that notice of such condemnation has been served on all the parties named in said Application as being interested in said real estate as shown by the Returns of Service thereon on file in my office, and that the time stated in said notice as the time when the Commissioners will view the premises and appraise the damages is the 17th day of March, 1970, at 11:00 o'clock A M., and that you are now and hereby notified that you are required to proceed with the appraisement of damages in connection with the condemnation of said real estate at the time and date so stated.

YOU ARE FURTHER NOTIFIED that the real estate affected by said condemnation is described in said application and in the copy of said application which is attached to this notice, marked Exhibit "A" and by this reference made a part hereof.

Dated this 12th day of March, 1970.

Pete Pierce
Sheriff of Madison County, Iowa.

IN THE MATTER OF THE APPLICATION )
BY MADISON COUNTY, IOWA, FOR THE )
APPOINTMENT OF COMMISSIONERS TO ) APPLICATION TO SHERIFF
ASSESS DAMAGES FOR THE TAKING OF ) FOR CONDEMNATION OF
REAL ESTATE FOR ROAD IMPROVEMENT ) PROPERTY
PURPOSES )

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TO: REX ROUSE, SHERIFF OF MADISON COUNTY, IOWA:

WHEREAS, the undersigned, Madison County, Iowa, is desirous of acquiring an easement for road purposes of certain real estate and relocating a public highway as the same now proceeds through the Northeast Quarter (NE¼) of the Southwest Quarter (SW¼) and the Southeast Quarter (SE¼) of the Southwest Quarter (SW¼) of Section Fifteen (15) Township Seventy-seven (77) North, Range Twenty-six (26) West of the 5th P.M., Madison County, Iowa; and the Northeast Quarter (NE¼) of the Northwest Quarter (NW¼) and the Southeast Quarter (SE¼) of the Northwest Quarter (NW¼) of Section Twenty-two (22), Township Seventy-seven (77) North, Range Twenty-six (26) West of the 5th P.M., Madison County, Iowa, and

WHEREAS, the said Madison County cannot agree with the owners of the real estate hereinafter described as to the compensation to be paid therefore, nor as to the taking of said real estate, and,

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WHEREAS, the property sought to be condemned under this Application is described in Exhibit "A" attached thereto, and made a part hereof, and,

WHEREAS, there is attached to this Application a plat showing the location of property sought to be affected by condemnation under these proceedings and the location of improvements and relocations, which plat is marked Exhibit "B" and made a part of this Application, and,

WHEREAS, the record owners of said real estate and their

spouses, if any, and the record holders of any and all liens and encumbrances of said real estate, if any, together with each and all of their respective places of residence, so far as known to this Applicant are as follows, to-wit:

| The Owners: | Place of Residence: | Post Office Address: |
|---|---|---|
| Mabel King, spouse Vincent King | Fuller Road West Des Moines, Ia. | Fuller Road West Des Moines, Ia. |

Name of Mortgage or Lien Holder: Dallas County State Bank Adel, Ia.

Equitable Life Assurance Society
of the United States
393 7th Avenue
New York 1, New York

Names of Lessee: None

Name of Easement Holder: None

NOW, THEREFORE, this Applicant, Madison County, Iowa, requests that you appoint six disinterested free holders of Madison County, Iowa, who are not interested in the same or a like question to inspect the said real estate hereinbefore described and to assess the damages for all claims of every kind and nature including the right of lateral support, the right to light, air, and view and any other consequential damages, if any, sustained by the owners and any other persons interested in said real estate, by reason of the taking, acquiring, appropriating and condemnation of said real estate for all of said purposes hereinbefore stated by Madison County, Iowa, and you are requested to proceed in connection with this Application as provided by law.

Dated this _____day of _____, 19_____.

MADISON COUNTY, IOWA

By_____
C. R. Bentz, County Attorney
in and for Madison County, Iowa.

**EXHIBIT "A"**

**Description of real estate belonging to Mabel King, the subject matter of this condemnation proceeding:**

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Note: the east side of the SW¼ Sec. 15 T77N R26W was assumed to bear dup north and south.

Res. Engr._____ Address_____

BM-8-58-11606
PB-23981-BP

Iowa State Highway Commission
Form No. 476

# PROPERTY PLAT

Acquired from Mabel King

Married or Single? (Give full name of spouse)

R. O. W. Area 2.43 Acres.

Borrow Area Acres. Total Consideration $

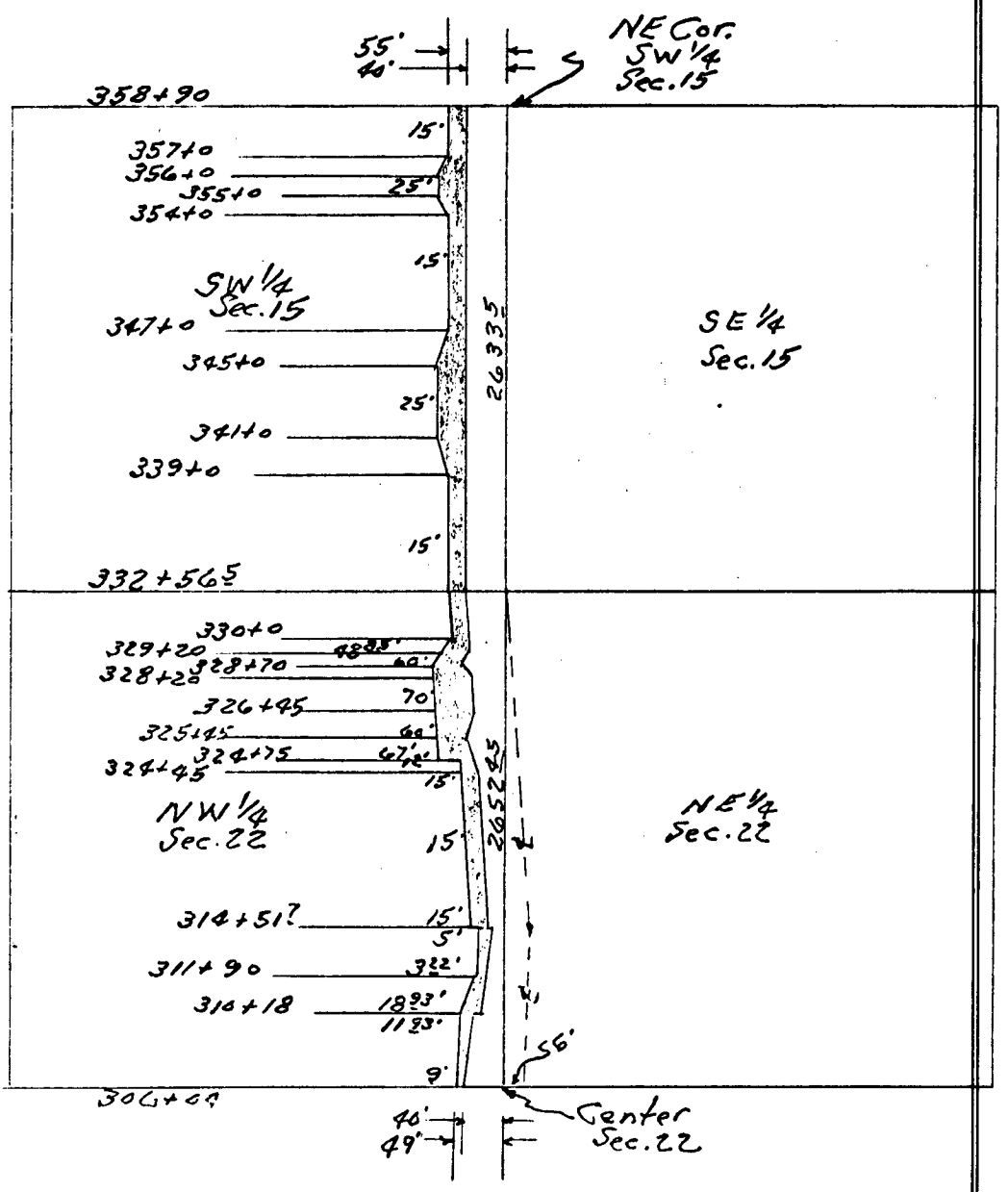
Acquired by Condemnation Date of Contract 19
(Easement—Deed—Condemnation—Contract)

## LOCATION

From CL Station 306+04 to CL Station 358+90

Section 15 & 22, Township 77N, Range 26W

Township (Civil) Lee Iowa.




Madison (County) Project No. L-516-69

IM—3-55—1038
PB-C-5122

Form 320-A

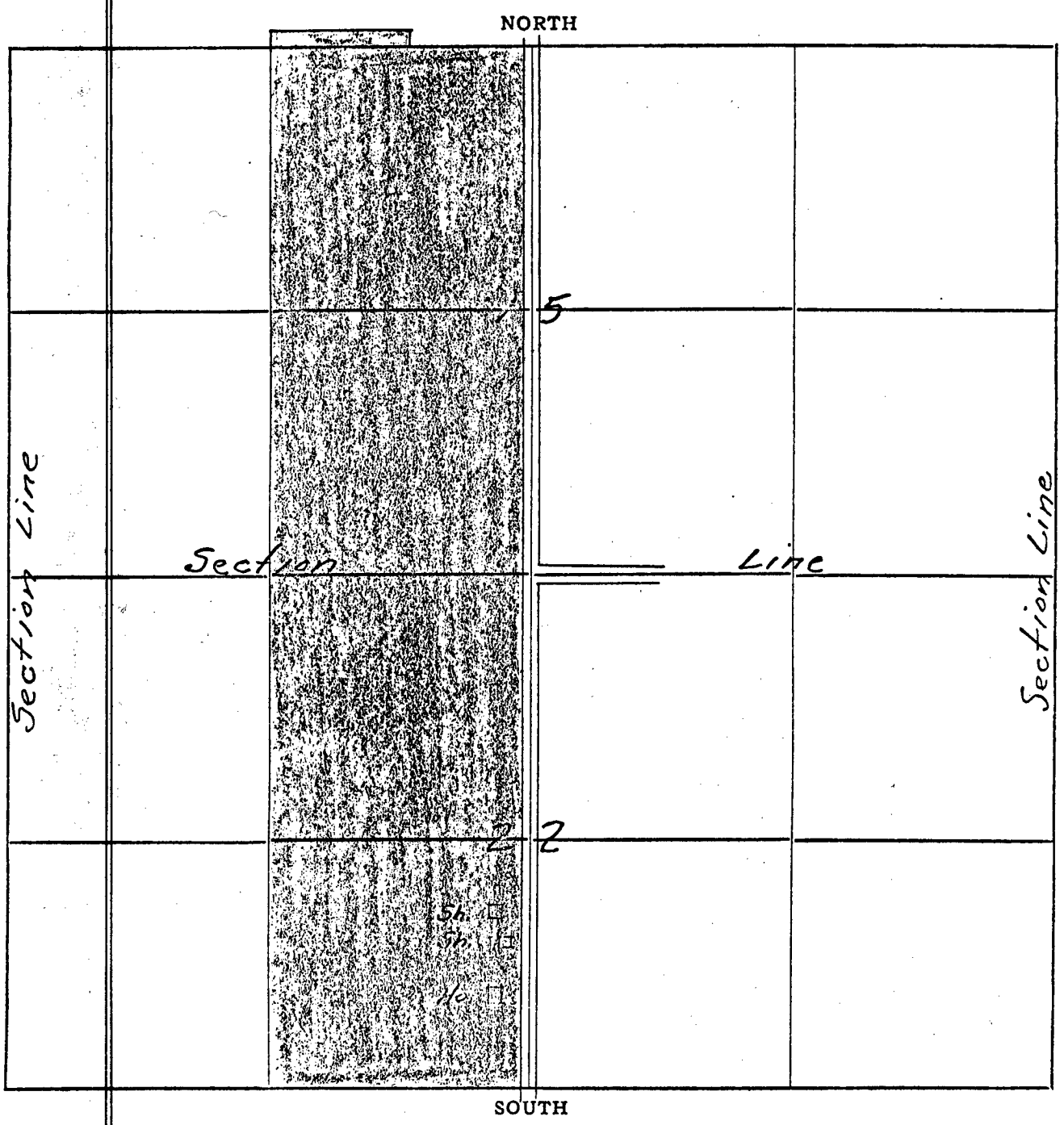
## Plat of Property

Of Mabel King

Area 16.15 Acres.

Sta. 306+04 to Sta. 358+90

Section 15 & 22 T 77 N-R 26 W.




Madison County Project No. L-516-69

OATH AND QUALIFICATION OF COMMISSIONERS

STATE OF IOWA )
ss.
MADISON COUNTY )

We, and each of us, being first duly sworn on oath depose and say that we are each one of the persons appointed by Rex Rouse, Sheriff of Madison County, Iowa, on the 12th day of March, 1970, as a commissioner to assess damages to real estate, on account of Madison County, Iowa, asking to have certain real estate appraised, condemned and set over to it for road purposes, said real estate being located in Section Fifteen (15) Township Seventy-seven (77) North, Range Twenty-six (26) West of the 5th P.M., Madison County, Iowa and in Section Twenty-two (22), Township Seventy-seven (77) North, Range Twenty-six (26) West of the 5th P.M., Madison County, Iowa, and being moreparticularly described in the order for Appointment of Commissioners to which this oath and qualification is attached; We, And each of us, further state that we are resident freeholders of Madison County, Iowa; that we are not interested in the same or a like or similar question; that we will to the best of our ability faithfully and impartially assess said damages and make written report to the Sheriff as provided by law.

M S Cuger — Farrell L. Olson
Ed Lucas — Carl C. Armstrong
Dwight Mendell — R. D. Kilson

Subscribed and sworn to before me this 17th day of March, 1970.

(NOTARIAL SEAL)

Gayle McKee
Notary Public in and for
Madison County, Iowa

## SHERIFF'S CERTIFICATION OF COSTS

I further certify that costs incident to this proceeding have been taxed as follows;

| | FEE | MILEAGE | TOTAL |
|---|---|---|---|
| 1. Serving original Notices | 11.50 | 28.90 | 40.40 |
| 2. Summoning Commissioners | 3.25 | 10.20 | 13.45 |
| 3. Sheriff attending Condemnation Commissioners | 7.50 | 3.50 | 11.00 |
| TOTAL SHERIFF'S COSTS | | | $64.85 |

| | |
|---|---|
| 4. COMMISSIONERS EXPENSES: | |
| Jury meals | 7.31 |
| Kenrill Creger, Ohio Twp<br>1 day service and mileage | 28.60 |
| Kale Lucas, Center Twp.<br>1 day service and mileage (car used in viewing) | 28.70 |
| Dwight Mandell, Center Twp.<br>1 day service and mileage | 25.20 |
| Lowell Olson, Center Twp.<br>1 day service and mileage | 25.20 |
| Earl Crauford, Jacks on Twp.<br>1 day service and mileage | 27.80 |
| R.D. Wilson, South Twp.<br>1 day service and mileage | 23.00 |
| TOTAL JURY COSTS | $170.81 |

| | |
|---|---|
| 6. Damages awarded: | |
| Willis Fletcher, et al | 5,350.00 |
| Vikart Industries, et al | 2,870.75 |
| Austin Connor, et al | 466.78 |
| Vincent King, et al | 2,600.00 |
| TOTAL DAMAGES AWARDED | $11,287.53 |

### RECAPITULATION

| | |
|---|---|
| TOTAL DAMAGES AWARDED | $11,287.53 |
| TOTAL SHERIFF'S COSTS | 64.85 |
| TOTAL COMMISSIONER'S EXPENSES | 170.81 |
| GRAND TOTAL | $11,523.19 |

NOTE: A copy of this report attached to each set of papers.

Certified a true statement of Willis Fletcher, et al; Vikart Industries, et al; Austin T. Connor, et al; and Vincent King, et al condemnation expenses and original copies of proceedings therewith.

Rex Rouse

Rex Rouse, Sheriff
Madison County
Winterset, Iowa

IN THE MATTER OF THE APPLICATION )
BY MADISON COUNTY, IOWA, FOR THE )
APPOINTMENT OF COMMISSIONERS TO ) REPORT OF COMMISSIONERS
ASSESS DAMAGES FOR THE TAKING OF )
REAL ESTATE FOR ROAD IMPROVEMENT )
PURPOSES )

TO: REX ROUSE, SHERIFF OF MADISON COUNTY, IOWA.

The undersigned Commissioners appointed by you by Order of Appointment dated the 12th day of March, 1970, to inspect the real estate hereinafter described and assess the damages which the owner and parties interested therein are sustaining by reason of the condemnation and appropriation thereof, for the use of Madison County, Iowa, in connection with the improvement of certain roads in Madison County, Iowa, as stated in the Application for Condemnation of Property, filed with you the 11th day of February, 1970, do hereby make report that upon due notice we met upon said premises, viewed and inspected the same on the 17th day of March, 1970, at 11:00 o'clock A M., and appraised and assessed the damages sustained by reason of said condemnation as follows by reason of the taking of the real estate described on Exhibit "A" hereto attached and by this reference made a part of this report by Madison County, Iowa.

TO: MABEL KING by Vincent King Deed March 24, 1970 11:05 am $ 2600.00

We further report that the costs of said assessment are as follows:

NOTICES: Sheriff of Madison County, Iowa,
Cost of mileage and attendance of Sheriff's office
Mileage $_____
Attendance and notices $_____

APPRAISER'S FEES:

M.S. Cruze $ 25.00

Kale Lucas $ 25.00

Albright Mumford $ 25.00

Lowell Olson 25.00

Earl Grunewald -

P.D. Nelson 25.00

Beginning at the center of Section 22 T77N R26W of the 5th P.M.; thence west 49.0 feet; thence N0.17171°E 414.0 feet; thence N5.93175°E 172.87 feet; thence N0.17171°E 261.7 feet; thence west 17.0 feet; thence N0.24496°W 1023.3 feet; thence west 55.0 feet; thence N0.24496°W 395.0 feet; thence N22.48121°E 140.94 feet; thence N0.24496°W 256.5 feet; thence east 55.0 feet; thence south 2652.45 feet along the east side of the NW¼ of said Sec. 22 to the point of beginning and containing 1.34 acres, more or less, exclusive of the present right of way.

Note: the east side of the NW¼ Sec. 22 T77N R26W was assumed to bear due north and south.

Also, beginning at the NE corner of the SW¼ of Section 15 T77N R26W of the 5th P.M.; thence west 55.0 feet; thence south 190.0 feet; thence S5.7106°W 100.5 feet; thence south 100.0 feet; thence S5.7106°E 100.5 feet; thence south 700.0 feet; thence S2.86239°W 200.25 feet; thence south 400.0 feet; thence S2.86239°E 200.25 feet; thence south 643.5 feet; thence east 55.0 feet; thence north 2633.5 feet to the point of beginning and containing 1.09 acres, more or less, exclusive of the present right of way.'

Note: the east side of the SW¼ Sec. 15 T77N R26W was assumed to bear dup north and south.

Res. Engr._____ Address_____

EXHIBIT "A"