3

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)

APPLICATION TO SHERIFF FOR CONDEMNATION OF PROPERTY

— — —

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 Northwest Quarter (NW¼) of the Northeast Quarter (NE¼) of Section Twenty-seven (27) 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 appropriated 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 hereto, 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

COMPARED

FILED NO. 555
BOOK 100 PAGE 144
1970 APR 23 PM 4:07
MARY E. WELTY
RECORDER
MADISON COUNTY, IOWA
no fee
25pp.

as known to this Applicant are as follows, to-wit:

The Owners:	Place of Residence:	Post Office Address:
Austin T. Conner, spouse Mrs. Austin T. Connor	Cumming, Iowa	Cumming, Iowa
Clarence C. Conner	Cumming, Iowa	Cumming, Iowa
Michael J. Conner	Cumming, Iowa	Cumming, Iowa

Name of Mortgage or Lien Holder:	Post Office Address:
The Federal Land Bank of Omaha	Omaha, Nebraska

Name of Lessee: None

Name of Easement Holder:	Post Office Address:
Madison County Soil Conservation District of Winterset, Iowa	Winterset, Iowa

NOW, THEREFORE, this Applicant, Madison County, Iowa, requests that you appoint six disinterested freeholders 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 ~~December~~ February, ~~1969~~ 1970.

MADISON COUNTY, IOWA

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

EXHIBIT "A"

Description of real estate belonging to Austin T. Conner and spouse Mrs. Austin T. Conner, Clarence C. Conner, and Michael J. Conner, the subject matter of this condemnation proceeding:

Beginning at a point 1321.49 feet north of the SW corner of the NE¼ Section 27 T77N R26W of the 5th P.M.; thence east 65.0 feet; thence N24°01'E 221.14 feet; thence N38°39.6'W 160.08 feet; thence north 916.4 feet; thence N40°10.3'E 36.12 feet; thence north 35.4 feet to the centerline of a county road; thence west 78.3 feet; thence south 1306.4 feet to the point of beginning and containing 0.82 acres, more or less, exclusive of the present right of way.

Note: the west side of the NE¼ Section 27 T77N R26W was assumed to bear due north and south.

BM-B-SB-11&04
FB-22(8)1-8P

Iowa State Highway Commission
Form No. 476

PROPERTY PLAT

Acquired from Austin T. Conner, Clarence C. Conner and Michael J. Conner

Married or Single? Austin Conner, Married Clarence C. & Michael J. Conner, Single
(Give full name of spouse)

R. O. W. Area 0.82 Acres.

Borrow Area ..... Acres. Total Consideration $ .....

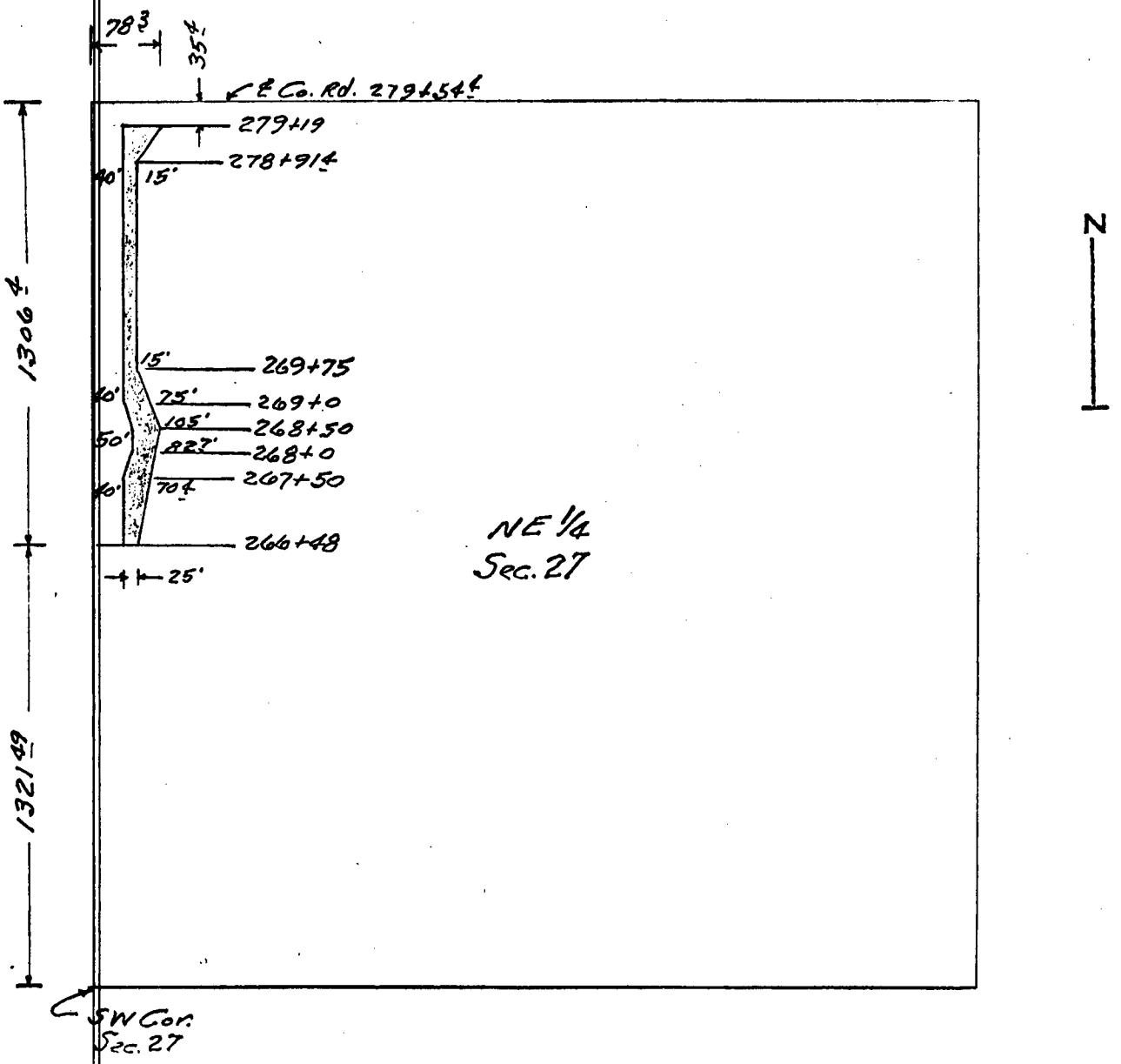
Acquired by Condemnation Date of Contract ....., 19.....
(Easement—Deed—Condemnation—Contract)

LOCATION

From CL Station 266+48 to CL Station 279+19

Section 27, Township 77N, Range 26W

Township (Civil) Lee Iowa.



Madison (County) Project No. C-516 (1969)

EXHIBIT "B"

20M—2-57—11009

Form 489-A

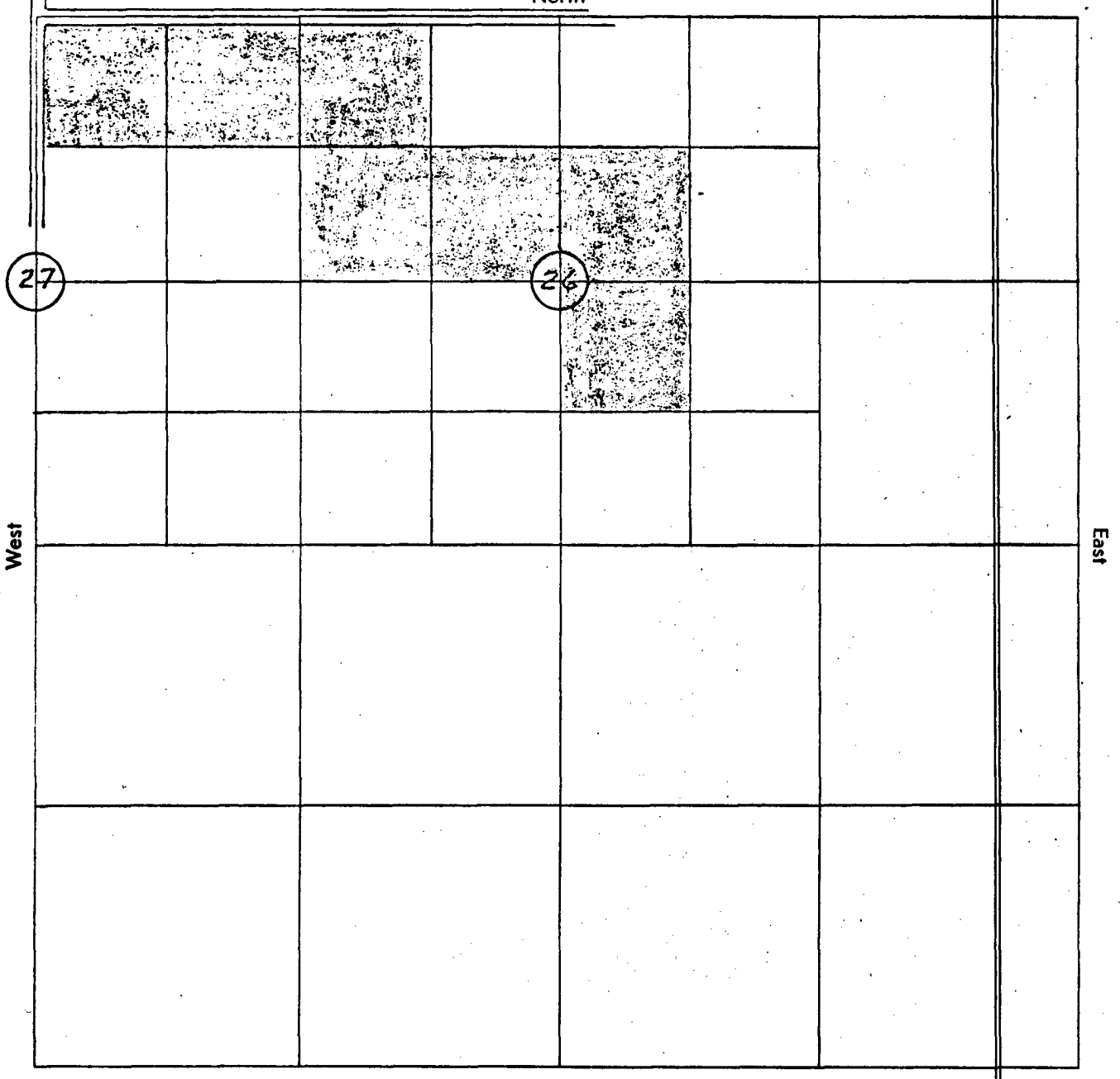
Plat of Property

Of Austin T. Conner, Clarence C. Conner and Michael J. Conner

Area 280 Acres.

Sta 266+48 to Sta 279+19

Section 26-27 T 77 N-R 26 W.



Madison County Project No. L-516 (1969)

3

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

TO: AUSTIN T. CONNER, MRS. AUSTIN T. CONNER, CLARENCE C. CONNER, MICHAEL J. CONNER, THE FEDERAL LAND BANK OF OMAHA, MADISON COUNTY SOIL CONSERVATION DISTRICT OF WINTERSET, IOWA, and all other persons, companies, or corporations having any interest in or owning any of the following described real estate:

Northwest Quarter (NW¼) of the Northeast Quarter (NE¼) of Section Twenty-seven (27) 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 following described land:

Beginning at a point 1321.49 feet north of the SW corner of the NE¼ Section 27 T77N R26W of the 5th P.M.; thence east 65.0 feet; thence N24°01'E 221.14 feet; thence N38°39.6'W 160.08 feet; thence north 916.4 feet; thence N40°10.3'E 36.12 feet; thence north 35.4 feet to the centerline of a county road; thence west 78.3 feet; thence south 1306.4 feet to the point of beginning and containing 0.82 acres, more or less, exclusive of the present right of way.

Note: the west side of the NE¼ Section 27 T77N R26W was assumed to bear due north and south.

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 10:30 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.

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
Austin T. Conner	Feb.	25	1970	Linn	Warren	Iowa
Mrs. Austin T. Conner	Feb.	25	1970	Linn	Warren	Iowa
Michael J. Conner	Feb.	25	1970	Lee	Madison	Iowa

FEES

Service - - $_____

Copies - - $_____

Mileage - - $_____

Total - - $_____

Rex Rouse

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—Leaving Copy

STATE OF IOWA, Madison County, ss.

The within notice came into my hands on the 11th day of February, 1970 and on the 25 day of February, 1970, I served the same on Clarence C. Conner _____, by leaving a true copy thereof at the house of Michael J. Conner, situated in the township of Lee, Madison County, Iowa, the same being the usual place of residence of said defendant, with Michael J. Conner a member of said defendant's family, with whom he resides, and over 14 years of age, the said defendant not being found within the County.

FEES

Service - - $_____

Copies - - $_____

Mileage - - $_____

Total - - $_____

Rex Rouse

Rex Rouse

of Madison County

By _____ Deputy.

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 25th day of February, 1970, I served the same upon the Madison County Soil Conservation District of Winterset, Iowa by offering to read the same to Ralph Harvey, he being the Manager of said corporation or company, 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.

PAT LEUTZINGER
CLERK

OFFICE OF
Sheriff of Madison County
REX ROUSE, SHERIFF
EDWARD POWELL, DEPUTY
WINTERSET, IOWA 50273

TELEPHONE
DAY OR NIGHT
462 - 3575
AREA CODE 515

Feb. 25, 1970

The Federal Land Bank of Omaha
P.O. Box 1242, Downtown Station
Omaha, Nebr. 68101

Sirs:

Enclosed is a copy of a Madison County, Iowa Notice of Condemnation for Road Improvement Purposes. Please sign the attached acceptance of service and return to my office. Your DesMoines office advised they could not accept service for you and suggested this as the proper procedure.

Yours truly,
Rex Rouse
Rex Rouse, Sheriff

ACCEPTANCE OF SERVICE

The Federal Land Bank of Omaha duly acknowledges receipt of a copy and acceptance of service of the NOTICE OF CONDEMNATION OF PROPERTY BY MADISON COUNTY, IOWA for Road Improvement Purposes this 24th day of February, 1970.

RECEIVED
3-2-70 9:30AM
RJR
MADISON COUNTY
SHERIFF
WINTERSET, IOWA

Alva Graham
Authorized Agent Secretary

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

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:

Merle Creger, R. D. Tilson,

Dwight Mundell, Lowell Olson,

Kale 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, 1979.

Rep 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 Northwest Quarter (NW¼) of the Northeast Quarter (NE¼) of Section Twenty-seven (27) 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 appropriated 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 hereto, 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:
Austin T. Conner, spouse Mrs. Austin T. Connor	Cumming, Iowa	Cumming, Iowa
Clarence C. Conner	Cumming, Iowa	Cumming, Iowa
Michael J. Conner	Cumming, Iowa	Cumming, Iowa

Name of Mortgage or Lien Holder:	Post Office Address:
The Federal Land Bank of Omaha	Omaha, Nebraska

Name of Lessee: None

Name of Easement Holder:	Post Office Address:
Madison County Soil Conservation District of Winterset, Iowa	Winterset, Iowa

NOW, THEREFORE, this Applicant, Madison County, Iowa, requests that you appoint six disinterested freeholders 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 December, 1969.

MADISON COUNTY, IOWA

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

EXHIBIT "A"

Description of real estate belonging to Austin T. Conner and spouse Mrs. Austin T. Conner, Clarence C. Conner, and Michael J. Conner, the subject matter of this condemnation proceeding:

Beginning at a point 1321.49 feet north of the SW corner of the NE¼ Section 27 T77N R26W of the 5th P.M.; thence east 65.0 feet; thence N24°01'E 221.14 feet; thence N38°39.6'W 160.08 feet; thence north 916.4 feet; thence N40°10.3'E 36.12 feet; thence north 35.4 feet to the centerline of a county road; thence west 78.3 feet; thence south 1306.4 feet to the point of beginning and containing 0.82 acres, more or less, exclusive of the present right of way.

Note: the west side of the NE¼ Section 27 T77N R26W was assumed to bear due north and south.

DM-8-58-11606
FS-23981-SP

Iowa State Highway Commission
Form No. 476

PROPERTY PLAT

Acquired from Austin T. Conner, Clarence C. Conner and Michael J. Conner

Married or Single? Austin Conner, Married Clarence C. & Michael J. Conner, Single
(Give full name of spouse)

R. O. W. Area 0.82 Acres.

Borrow Area ..... Acres. Total Consideration $ .....

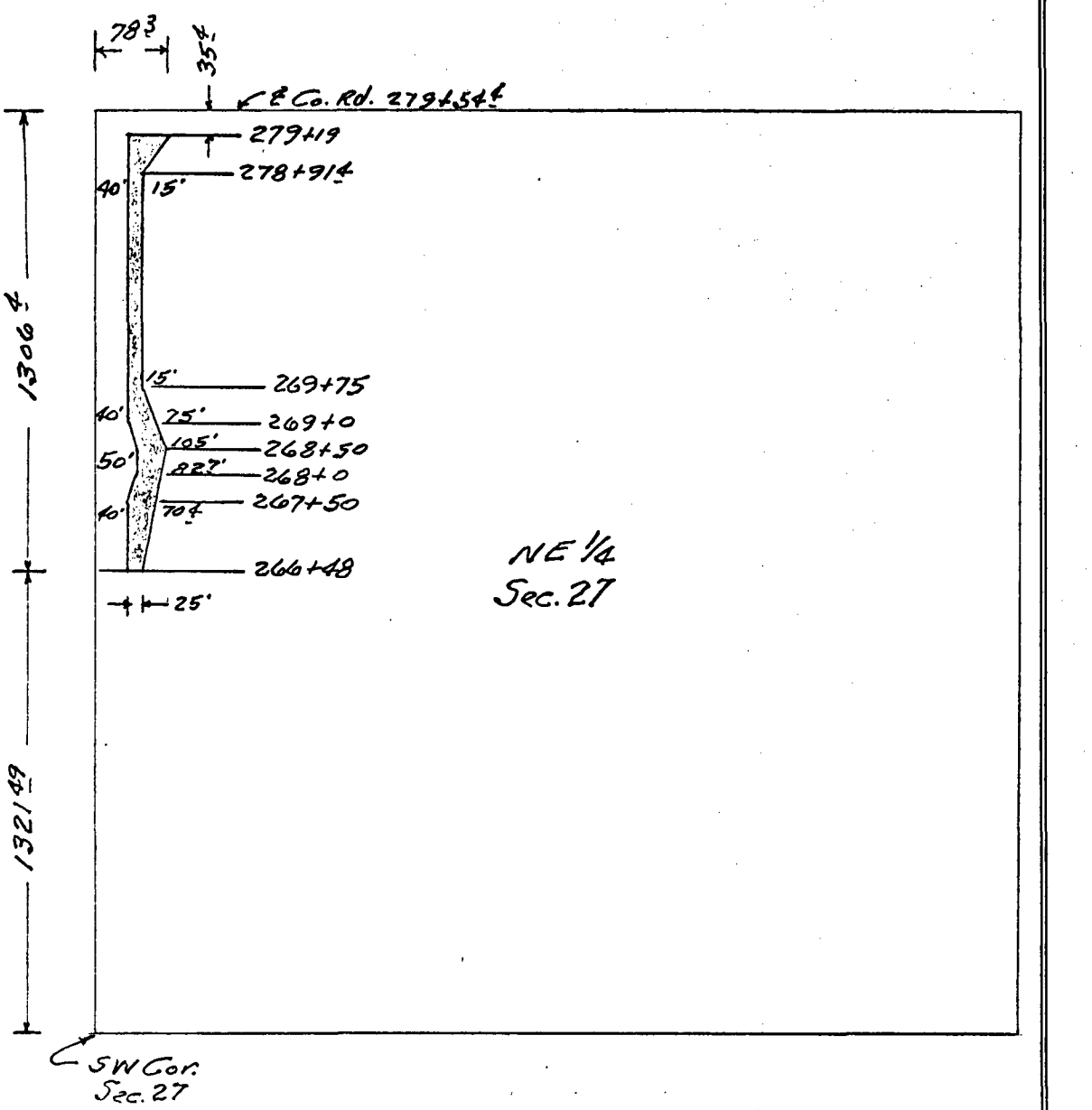
Acquired by Condemnation Date of Contract ....., 19.....
(Easement—Deed—Condemnation—Contract)

LOCATION

From CL Station 266+48 to CL Station 279+19

Section 27, Township 77N, Range 26W

Township (Civil) Lee Iowa.



Madison (County) Project No. C. 516 (1969)

20M—8-67—11009 Form 489-A

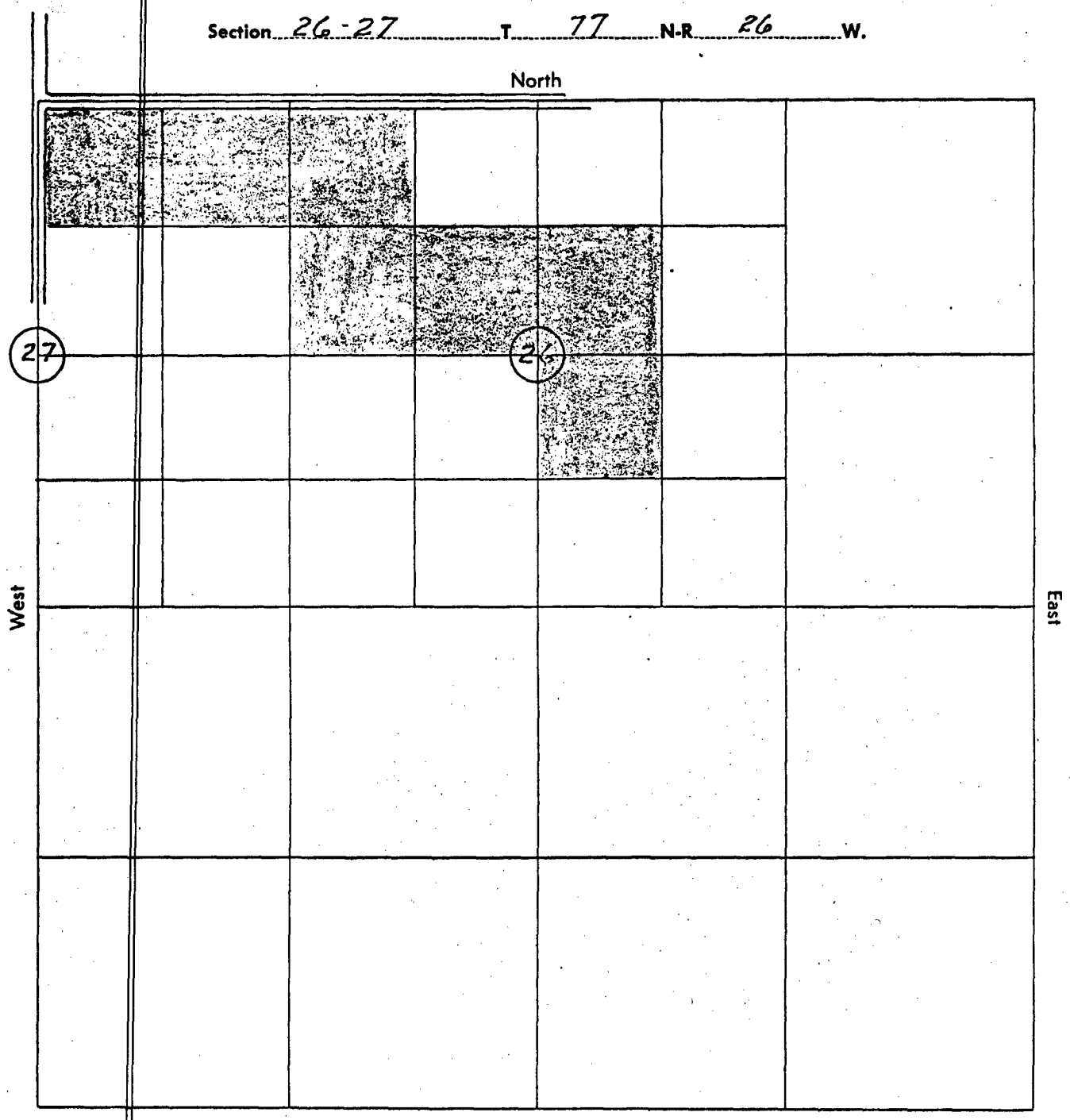
Plat of Property

Of Austin T. Conner, Clarence C. Conner and Michael J. Conner

Area 280 Acres.

Sta 266+48 to Sta 279+19

Section 26-27 T 77 N-R 26 W.



Madison County Project No. L-516 (1969)

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 Austin T. Conner, Clarence C. Conner and Michael J. Conner located in the Northwest Quarter (NW¼) of the Northeast Quarter (NE¼) of Section Twenty-seven (27) 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 11 day of February, ~~1969~~, 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 10:30 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.

Rex 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 Northwest Quarter (NW¼) of the Northeast Quarter (NE¼) of Section Twenty-seven (27) 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 appropriated 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 hereto, 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:
Austin T. Conner, spouse Mrs. Austin T. Connor	Cumming, Iowa	Cumming, Iowa
Clarence C. Conner	Cumming, Iowa	Cumming, Iowa
Michael J. Conner	Cumming, Iowa	Cumming, Iowa

Name of Mortgage or Lien Holder:	Post Office Address:
The Federal Land Bank of Omaha	Omaha, Nebraska

Name of Lessee: None

Name of Easement Holder:	Post Office Address:
Madison County Soil Conservation District of Winterset, Iowa	Winterset, Iowa

NOW, THEREFORE, this Applicant, Madison County, Iowa, requests that you appoint six disinterested freeholders 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 December, 1969.

MADISON COUNTY, IOWA

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

EXHIBIT "A"

Description of real estate belonging to Austin T. Conner and spouse Mrs. Austin T. Conner, Clarence C. Conner, and Michael J. Conner, the subject matter of this condemnation proceeding:

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Note: the west side of the NE¼ Section 27 T77N R26W was assumed to bear due north and south.

SM-8-58-11606
FS-23981-8P

Iowa State Highway Commission
Form No. 476

PROPERTY PLAT

Acquired from Austin T. Conner, Clarence C. Conner and Michael J. Conner

Married or Single? Austin Conner, Married Clarence C. & Michael J. Conner, Single
(Give full name of spouse)

R. O. W. Area 0.82 Acres.

Borrow Area ..... Acres. Total Consideration $ .....

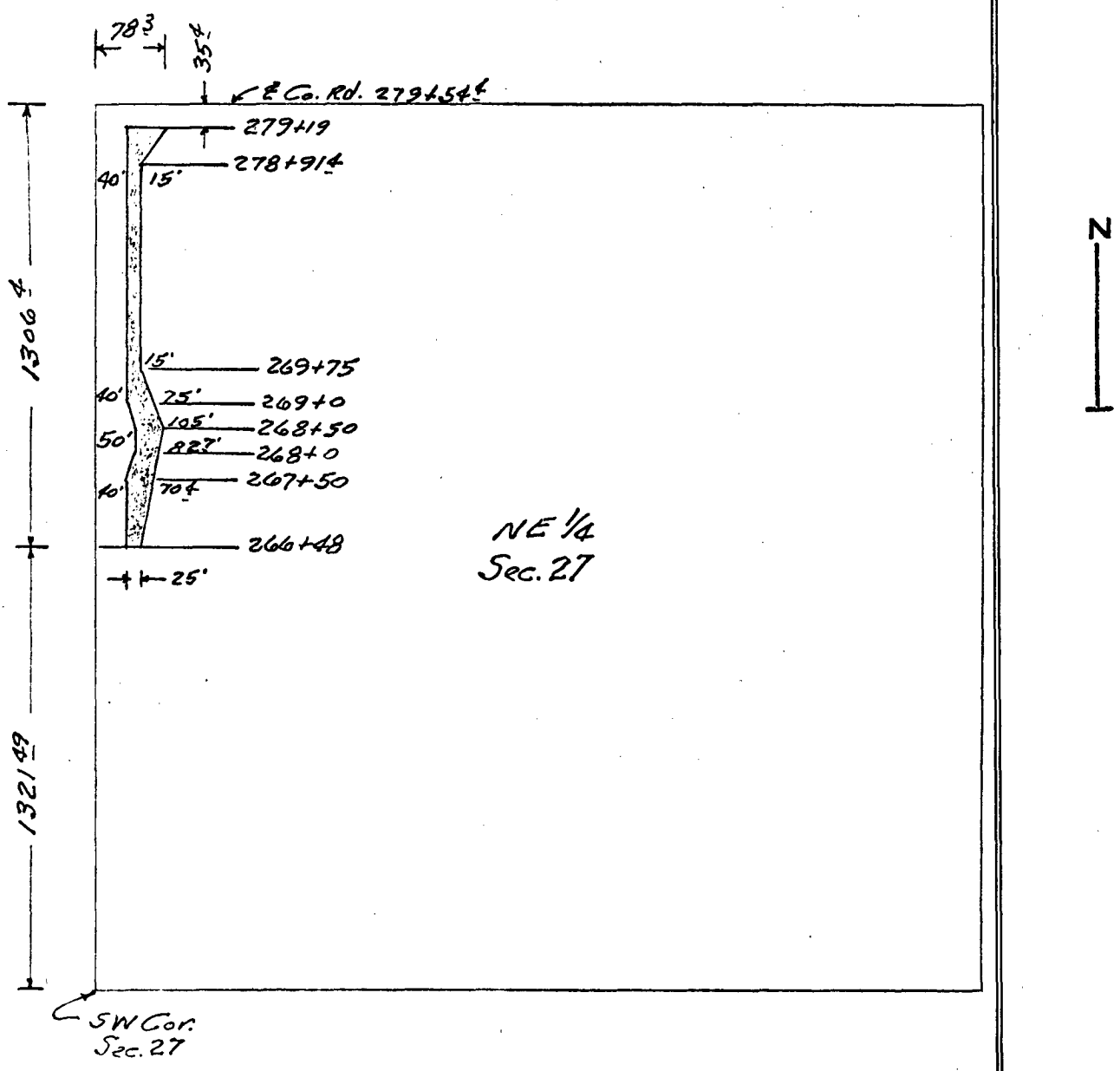
Acquired by Condemnation Date of Contract ....., 19....
(Easement—Deed—Condemnation—Contract)

LOCATION

From CL Station 266+48 to CL Station 279+19

Section 27, Township 77N, Range 26W

Township (Civil) Lee Iowa.



Madison (County) Project No. C - 516 (1969)

EXHIBIT "B"

20M—2-57—11069 Form 489-A

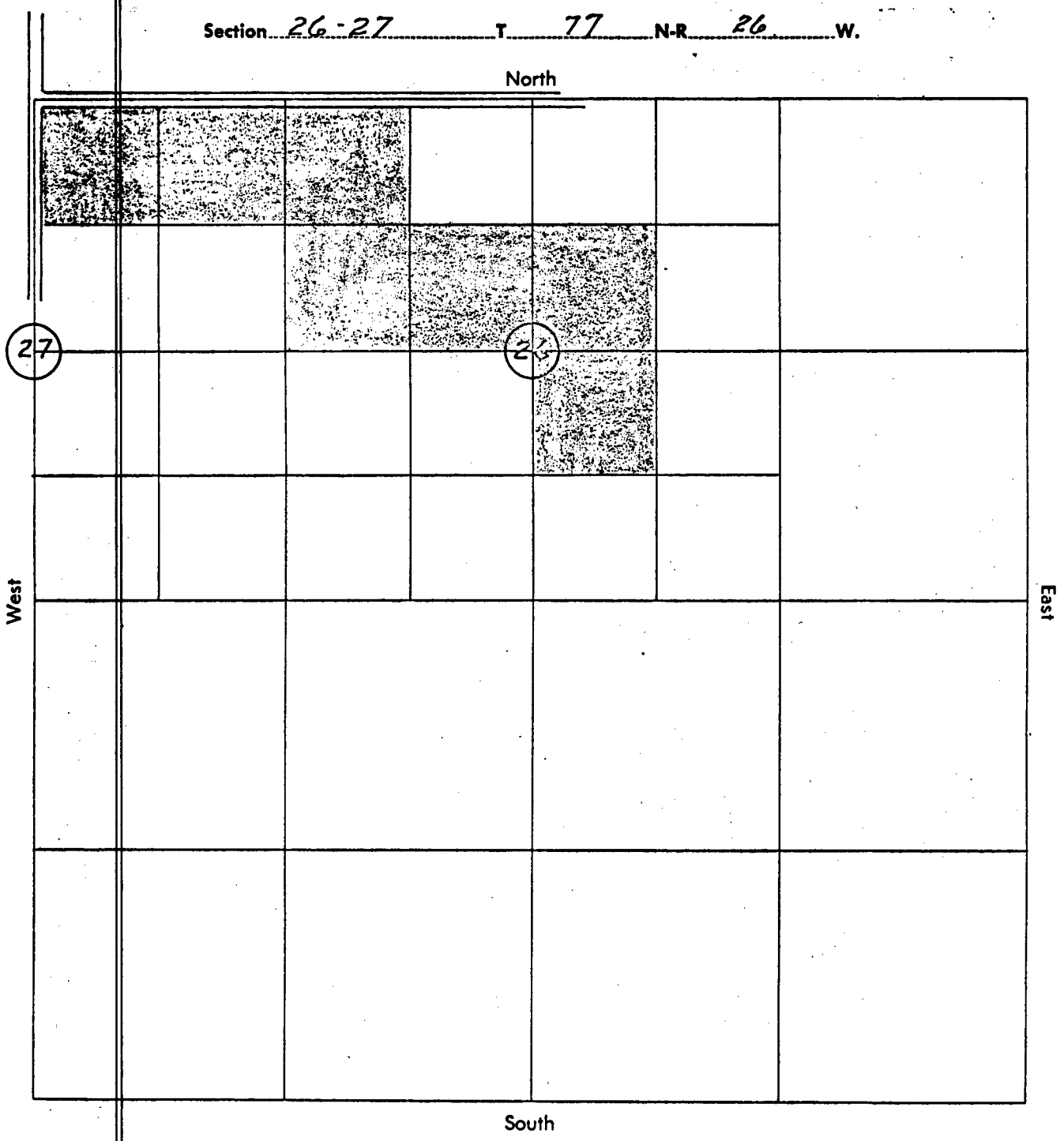
Plat of Property

Of Austin T. Conner, Clarence C. Conner and Michael J. Conner

Area 280 Acres.

Sta 266+48 to Sta 279+19

Section 26-27 T 77 N-R 26 W.



Madison County Project No. L-516 (1969)

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, 1979, 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 the Northwest Quarter (NW¼) of the Northeast Quarter (NE¼) of Section Twenty-seven (27) Township Seventy-seven (77) North, Range Twenty-six (26) West of the 5th P.M., Madison County, Iowa, and being more particularly 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 free-holders 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.

Earl E. Crawford — Kale Lucas

M. S. Cogley — Dwight Mundell

Lowell L. Allen — R. D. Hukari

Subscribed and sworn to before me this 17th day of March, 1979.

Gayla McKee
Notary Public in and for
Madison County, Iowa.

RECEIVED
3-2-70
930 pm
MADISON COUNTY
SHERIFF
WINTERSET, IOWA

IN THE MATTER OF THE CONDEMNATION)
OF CERTAIN LAND BY MADISON COUNTY,) NOTICE OF CLAIM
IOWA, FOR ROAD PURPOSES.)

TO: THE SHERIFF OF MADISON COUNTY, IOWA.

You are hereby notified that The Federal Land Bank of Omaha, Omaha, Nebraska, claims a first mortgage lien upon the following-described premises situate in Madison County, Iowa, sought to be condemned by Madison County, Iowa, in the above-entitled proceedings, to wit:

> Beginning at a point 1321.49 feet north of the SW corner of the NE¼, Section 27, T77N, R26W of the 5th P.M.; thence east 65.0 feet; thence N24° 01' E 221.14 feet; thence N38° 39.6' W 160.08 feet; thence north 916.4 feet; thence N40° 10.3' E 36.12 feet; thence north 35.4 feet to the centerline of a county road; thence west 78.3 feet; thence south 1306.4 feet to the point of beginning and containing 0.82 acres, more or less, exclusive of the present right of way.

You are further notified that The Federal Land Bank of Omaha claims its said lien by virtue of a certain real estate mortgage executed by Austin Conner and Sherly Conner, husband and wife; and C. C. Conner, single; and Michael Conner, single, on or about the 15th day of April, 1964, in the sum of $23,000.00, which said mortgage names The Federal Land Bank of Omaha as mortgagee and which mortgage is recorded in Book 109 at Page 632 of the Mortgage Records of Madison County, Iowa.

You are further notified that The Federal Land Bank of Omaha claims a lien upon any and all sums that may be found due and payable as damages under and by virtue of said condemnation proceedings and is entitled to the payment of such damages to be applied upon said mortgage indebtedness.

Dated this 27th day of February, 1970.

THE FEDERAL LAND BANK OF OMAHA

By _____
A. C. Buffington, Vice President

Receipt of Notice of which the foregoing is a true and correct copy is hereby acknowledged by the undersigned this 2nd day of March, 1970.

_____
Sheriff of Madison County, Iowa

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SHERIFF'S CERTIFICATION OF COSTS

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

	PER	MILEAGE	TOTAL
1. Serving original Notices	11.50	28.90	40.40
2. Summoning Condemnors	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:

Duty meals	7.31
Darrill Greyer, Ohio Twp 1 day service and mileage	26.60
Dale Isaac, Center Twp. 1 day service and mileage (car used in viewing)	28.70
Dwight Umbell, Center Twp. 1 day service and mileage	25.20
Jerrold Olson, Center Twp. 1 day service and mileage	25.20
Earl Crawford, Jackson Twp. 1 day service and mileage	27.00
[illegible]. Wilson, South Twp. 1 day service and mileage	26.00
TOTAL JURY COSTS	$170.51

Condemnee awards:

Willis Fletcher, et al	5,350.00
Vibert Industries, et al	2,670.75
Austin Greiner, et al	466.78
Vincent King, et al	2,600.00
TOTAL DAMAGES AWARDED	$11,237.53

RECAPITULATION

TOTAL DAMAGES AWARDED		$11,237.53
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; Vibert Industries, et al; Austin T. Greiner, et al; and Vincent King, et al condemnation expenses and original copies of proceedings herewith.

Ben Rouse

Ben Rouse, Sheriff
Mahaska 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 10:30 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 following described tract of real estate by Madison County, Iowa, to-wit:

Beginning at a point 1321.49 feet north of the SW corner of the NE¼ Section 27 T77N R26W of the 5th P.M.; thence east 65.0 feet; thence N24°01'E 221.14 feet; thence N38°39.6'W 160.08 feet; thence north 916.4 feet; thence N40°10.3'E 36.12 feet; thence north 35.4 feet to the centerline of a county road; thence west 78.3 feet; thence south 1306.4 feet to the point of beginning and containing 0.82 acres, more or less, exclusive of the present right of way.

Note: the west side of the NE¼ Section 27 T77N R26W was assumed to bear due north and south.

TO: AUSTIN T. CONNER, CLARENCE C. CONNER, and MICHAEL J. CONNER $ 456.78

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 Cooper	$ 25-00
Kale Lucas	$ 20-00
Dwight Mundell	$ 25-00
Jewell T Olson	$ 25 00
Earl O Scott Jr	$ 25.00
P D Folsom	$ 25 00
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