STATE OF IOWA COUNTY OF ADAIR) SS:

On this 24th day of July, 1969, before me, William W. Don Carlos, personally appeared John D. Holtmyer, A. J. Henrichs and Sherman L. Chandler, to me known to be the persons named in and who executed the foregoing articles of incorporation, and acknowledged that they executed the same as their voluntary act and deed.

(NOTARIAL SEAL) William W. Don Carlos Notary Public in and for said County and State.

OFFICE OF THE SECRETARY OF STATE DESMOINES, IOWA
This instrument recorded in Book O-24, Page 309, August 1, 1969 Expires Perpetual, Cert. No. 46176, Receipt No. - - Filed By Don Carlos & Don Carlos, Greenfield, Iowa
Filing Fee 20.00 Recording Fee 5.50 Melvin D. Synhorst Secretary of State.

COMPARED

F. J. Hibbs To Iowa State Highway Commission

#1126 Fee $3.50 PAID

Filed for record the 22 day of August A.D. 1969 at 2:41 o'clock P. M.
Mary E. Welty, Recorder

APPLICATION FOR PERMIT TO CONSTRUCT ENTRANCE FROM PRIVATE PROPERTY TO PRIMARY ROAD OR PRIMARY ROAD EXTENSION

Applicant F. J. Hibbs
Address Winterset, Ia.
August 1, 1969

Permit Number 4-294
Madison County
Project F-366(4)

Iowa State Highway Commission
Ames, Iowa

Gentlemen:

A permit is hereby requested to construct a Type "C" entrance 18 feet in width, from right of way line to primary road traveled way, including necessary drainage structure thereunder at Station 391+70, East side.

PLAT OF ENTRANCE AS PROPOSED TO BE CONSTRUCTED IS ATTACHED TO AND IS A PART OF THIS APPLICATION

Proposed entrance is located on Primary Road No. 169, Sec. 24, T. 77N, R 28W, Madison County, 7.5 Miles North from Winterset more specifically described as follows:

343 ft. North of SW cor. of SE¼ SE¼ Sec. 24-77-28
Madison County.

The applicant agrees that if granted a permit to construct the above described entrance the following stipulations shall govern.

1. Written approval of the Highway Commission shall be obtained before any change is made in the entrance or its location.

2. That the entrance, including drainage structure, grading and surfacing , shall be constructed by the applicant at the applicant's expense, in accordance with the plat attached hereto, and in conformity with the standard specifications of the Iowa State Highway Commission, and shall thereafter be kept in repair and maintained by the applicant at his own expense. Nothing in this stipulation, however, shall preclude the Iowa State Highway Commission from entering upon said entrance on highway right of way and performing necessary maintenance for the protection of the highway.

3. That the construction, of the entrance shall be completed by the 1st day of Dec., 1969 (The permit is null and void if drive is not completed by the above date unless extension is granted in writing by the Iowa State Highway Commission.)

4. That the construction, future repair or maintenance of said entrance shall be carried on in such a way as not to interefere with, or interrupt traffic on said highway, and the applicant shall take all reasonable precautions to protect and safeguard the lives and property of any person or persons, and shall save the State and State Highway Commission harmless of any damage or losses that may be sustained by any person or persons, on account of such construction, repair or maintenance operations.

5. That no filling will be permitted in the right of way of primary road No. 169 other than that necessary to construct the proposed entrance.

That the culvert pipe under the entrance shall be zinc coated corrugated metal or 1500D concrete pipe. It shall be 36 inches in diameter and 42 feet in length as shown on attached sketch, and of quality complying with Sec. 4141 and Sec. 4145 of the Iowa State Highway Commission Standard and Specifications, Series of 1964, or subsequent revisions. The pipe shall be installed at the elevation specified by the engineer.

The finished surface elevation of the driveway over the pipe or place where the pipe would normally be, shall be 6 inches lower than shoulder elevation at Station 391+70 to prevent water draining onto the pavement or travel way.

6. That the applicant agrees to give the State Highway Commission forty-eight hours notice of his intention to start construction on the highway right of way. Said notice shall be in writing to the person whose name is shown below.

7. That all provisions herein relating to future repair or maintenance shall be binding on all successors or assigns of the applicant.

8. Stipulations and requirements contained herein are not intended to waive greater requirements of local zoning ordinances.

9. Applicant's attention is directed to the fact that private property may not be used so as to obstruct or encumber the public highway right of way, or interfere with the safety, comfort, and rights of public highway users.

Signed F. J. Hibbs
(Applicant)
By F. H. Hibbs Owner (Title)
Winterset, Iowa (Address)

ACKNOWLEDGEMENT

STATE OF IOWA UNION COUNTY) SS.

On this 1st day of August A.D. 1969, before me Marjorie J. Woosley, a Notary Public in and for said County, State of Iowa, personally appeared F. J. Hibbs and - - to be known to be the person(s) named in and who executed the foregoing instrument, and acknowledged that he executed the same as voluntary act and deed.

(NOTARIAL SEAL)

Marjorie J. Woosley Notary Public
in and for said County.
Marjorie J. Woosley

Recommended for Approval: R. D. Cornick
Resident Maintenance Engineer
Premit granted August 20, 1969
By Robert I. Bortle, District Engineer for Iowa State Highway Commission
Robert I. Bortle

Chas. A. Martin County Zoning Officer 8-12-69

Notice of date construction is to start shall be sent by applicant to R. D. Cornick, RME Box 417, Creston, Ia. 50801

COMPARED

SEE PLAT ON REVERSE SIDE

Recorders Copy

Form 57 IOWA STATE HIGHWAY COMMISSION No. 4-294

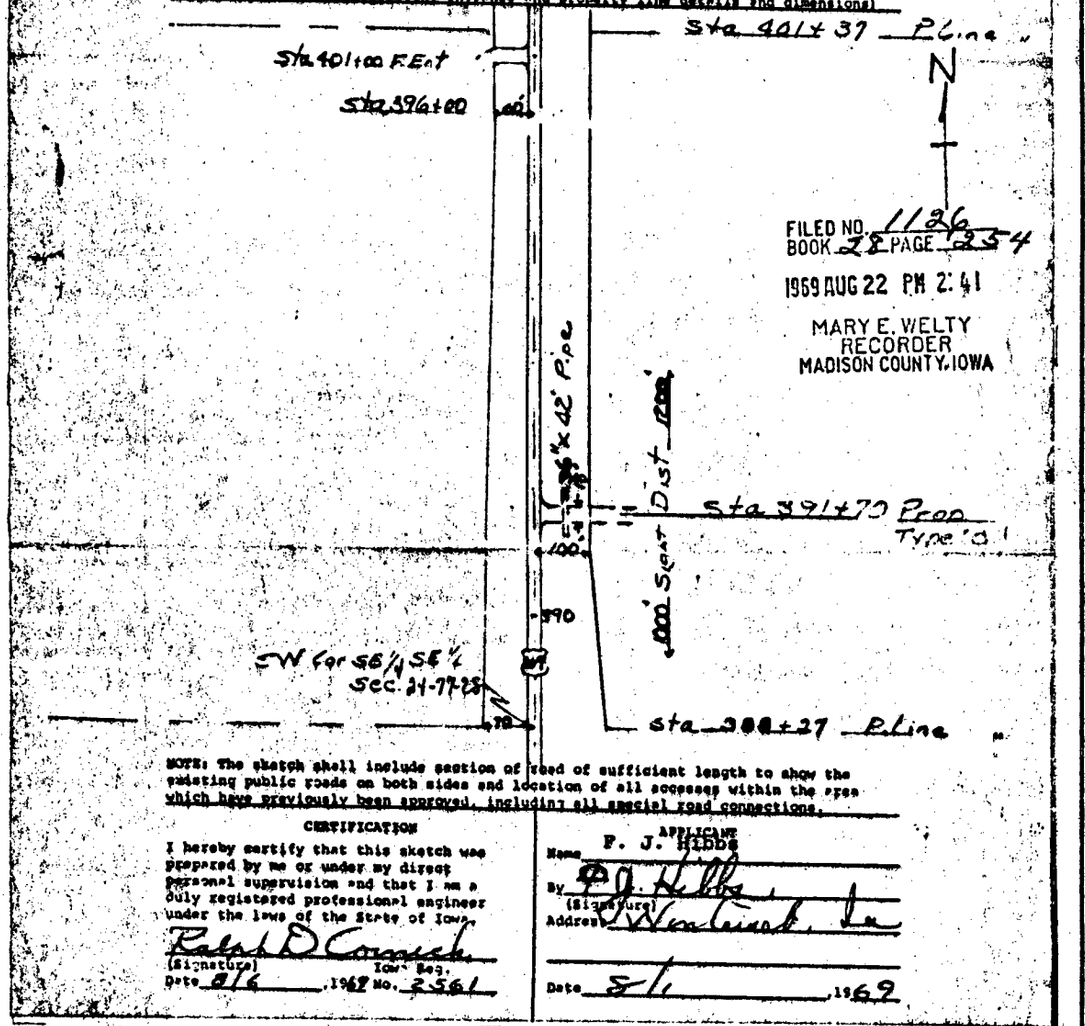
ACCESS PLAT County Madison

Project No. F-366(4)

SPECIAL PUBLIC ROAD CONNECTION (Access Rights Acquired) Attach to Form 511	CHECK	PRIVATE PROPERTY ENTRANCE (Access Rights NOT Acquired) EXHIBIT "A" Attach to Form 559
	X	

Location Description: Primary Road No. 169, Sec. 25, T. 77N, R. 28W Madison County, 7.5 Miles North (direction) from Winterset more specifically described as follows: 343' N of SW Cor SE¼SE¼ Sec 25-77-28

SKETCH MAP (Show intersection, entrance and property line details and dimensions)



NOTE: The sketch shall include section of road of sufficient length to show the existing public roads on both sides and location of all accesses within the area which have previously been approved, including all special road connections.

CERTIFICATION

I hereby certify that this sketch was prepared by me or under my direct personal supervision and that I am a duly registered professional engineer under the laws of the State of Iowa.

Ralph D Carmack
(Signature) Iowa Reg.
Date 8/6, 1969 No. 2561

APPLICANT

Name F. J. Hibbs

By F. J. Hibbs
(Signature)

Address Winterset, Ia

Date 8/6, 1969

Leonard M. Flander
To
The Public

#1157

Fee $1.50 VFEL

AFFIDAVIT

Filed for record the 2 day of September A.D, 1969 at 2:17 o'clock P. M.

Mary E. Welty, Recorder

STATE OF IOWA MADISON COUNTY) SS

I, Leonard M. Flander, being first duly sworn on oath do hereby depose and state.

That during June and July of 1966, I acted as attorney for the Iowa State Highway Commission and I am personally acquainted with the facts and circumstances regarding the purchase by the Iowa State Highway Commission of the fee title to the highway No. 92 right-of-way from Jack D. Mease and Margaret M. Mease as shown by a deed executed on June 6th, 1966 and recorded on July 14, 1966 in the Deed Record 94 at page 29 of the Records of Madison County, Iowa.

That prior to the purchase on June 6, 1966 above referred to the Highway 92 right of way by easement was 66 feet wide, 33 feet of which was north of the South line of the Southwest Quarter of Section Thirty-six (36), Township Seventy-six (76) North, Range