Norman Howard et al., By Madison County Sheriff
To
State of Iowa

#2686

Fee $72.50

Filed for Record the 17 day of August, A.D. 1966 at 3:34 o'clock P.M.

Mary E. Welty, Recorder

CONDEMNATION PROCEEDINGS

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 Primary Road No. 92, west of Winterset, Iowa located in Madison County Project No. F-327 "B" Group "F"

RECEIVED 4-28-66 9:15 A.M. D.R.
MADISON COUNTY SHERIFF
WINTERSET, IOWA

APPLICATION TO THE SHERIFF FOR THE APPOINTMENT OF A COMMISSION TO APPRAISE DAMAGES

TO: Rex Rouse, Sheriff of 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 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 specified rights in the land herein sought to be condemned for Primary Road right-of-way and/or for highway drainage and/or for the purpose of obtaining and removing therefrom material suitable for the improvement and/or the 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 commission of six freeholders of the state of Iowa, 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 purposes herein stated, and make their report in writing to you as provided by law.

Dated at Ames, Iowa, this 27th day of April, 1966

IOWA STATE HIGHWAY COMMISSION
By LAWRENCE F. SCALISE
Attorney General of Iowa
By Raymond T. Walton
RAYMOND T. WALTON
Special Assistant Attorney General
and Counsel to Iowa State Highway
Commission

Filed in my office at Winterset, Iowa, this 28 day of April, 1966

Rex Rouse Rex Rouse
Sheriff, Madison County, Iowa

Norman Howard, W. Hwy. 92, Winterset, Iowa
Lena Howard, W. Hwy. 92, Winterset, Iowa
Madison County, Iowa, Winterset, Iowa

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

Part of the SW¼SW¼ of Sec. 36, T76N, 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 in the Office of the Sheriff of Madison County, Iowa, to which you are eeferred:

MATT PARROTT & SONS CO., WATERLOO, IOWA 64-3012

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

The South 33 ft. of the following described tract: "Commencing 19½ rods W. of SE. corner of the W. 12 acres of the S½ SW¼ SW¼ Sec. 36-76-28, and running thence N. 12 rods, thence W. 6 rods and 11 feet, thence S. 12 rods, thence E. 6 rods and 11 feet to the place of beginning".

The access rights sought to be appropriated are described as follows:

All rights of direct access to and from Primary Road No. 92 and that portion of the condemnee's remaining property in: Part of the West 12 acres of the S½SW¼SW¼ of Sec. 36, T76N, R28W of the 5th P.M. (Sta. 746+23± to Sta. 747+33±) excepting and reserving to the condemnees a residential entrance at Sta. 747+20, on the North side, said Sta. 747+20 being 456.9 ft. East of the SW Corner of said Sec. 36.

Signed

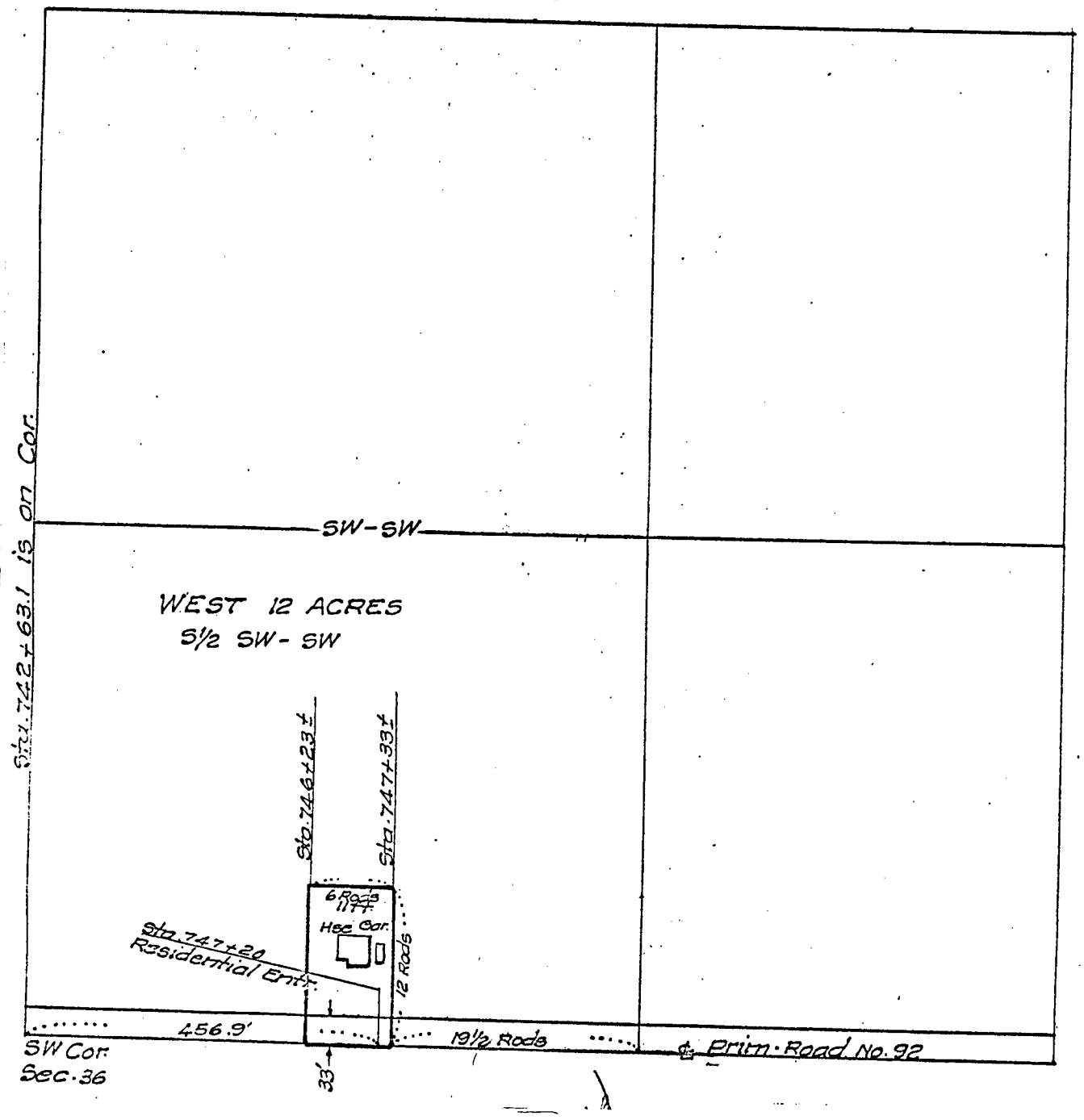
EXHIBIT "A"

PLAT OF LAND SOUGHT TO BE APPROPRIATED

OWNERS:- NORMAN HOWARD AND LENA HOWARD R.O.W. AREA - - ACRES

LOCATION

FROM CL STA. 746+23± TO CL STA. 747+33± SECTION 36 TWP. 76N RANGE 28W



Signed

MADISON COUNTY PROJECT NO. F-327 "B"

Madison County Livestock and Fair Association, c/o Pat Morrissey, President, 127 E. Jefferson, Winterset, Iowa
Small Business Administration, 850 Insurance Exchange Building, Des Moines, Iowa
Madison County, Iowa, 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 NW¼NW¼, NE¼NW¼ of Sec. 1, 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 in the Office of the Sheriff of Madison County, Iowa, to which you are referred:

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

The North 33 ft. of the West 188.5 ft. of the East 21.12 acres of the NW¼NW¼ of Sec. 1, T75N, R28W of the 5th P.M., Madison County, Iowa.

The access rights sought to be appropriated are described as follows:

All rights of direct access to and from Primary Road No. 92 and that portion of the condemnee's remaining property in: Part of the East 21.12 acres of the NW¼NW¼ of Sec. 1,

MATT PARROTT & SONS CO., WATERLOO, IOWA

T75N, R28W of the 5th P.M. (Sta. 749+23± to Sta. 751+11±) excepting and reserving to the condemnee a commercial entrance at Sta. 749+33, on the South side, said Sta. 749+33 being 669.9 ft. East of the NW Corn. of said Sec. 1, and a fair ground entrance at Sta. 750+86, South side, said Sta. 750+86 being 822.9 ft. East of the NW Cor. of said Sec. 1, and a fair ground exit at Sta. 753+73, South side, said Sta. 753+73 being 1109.9 ft. East of the NW Corn. of said Sec. 1.

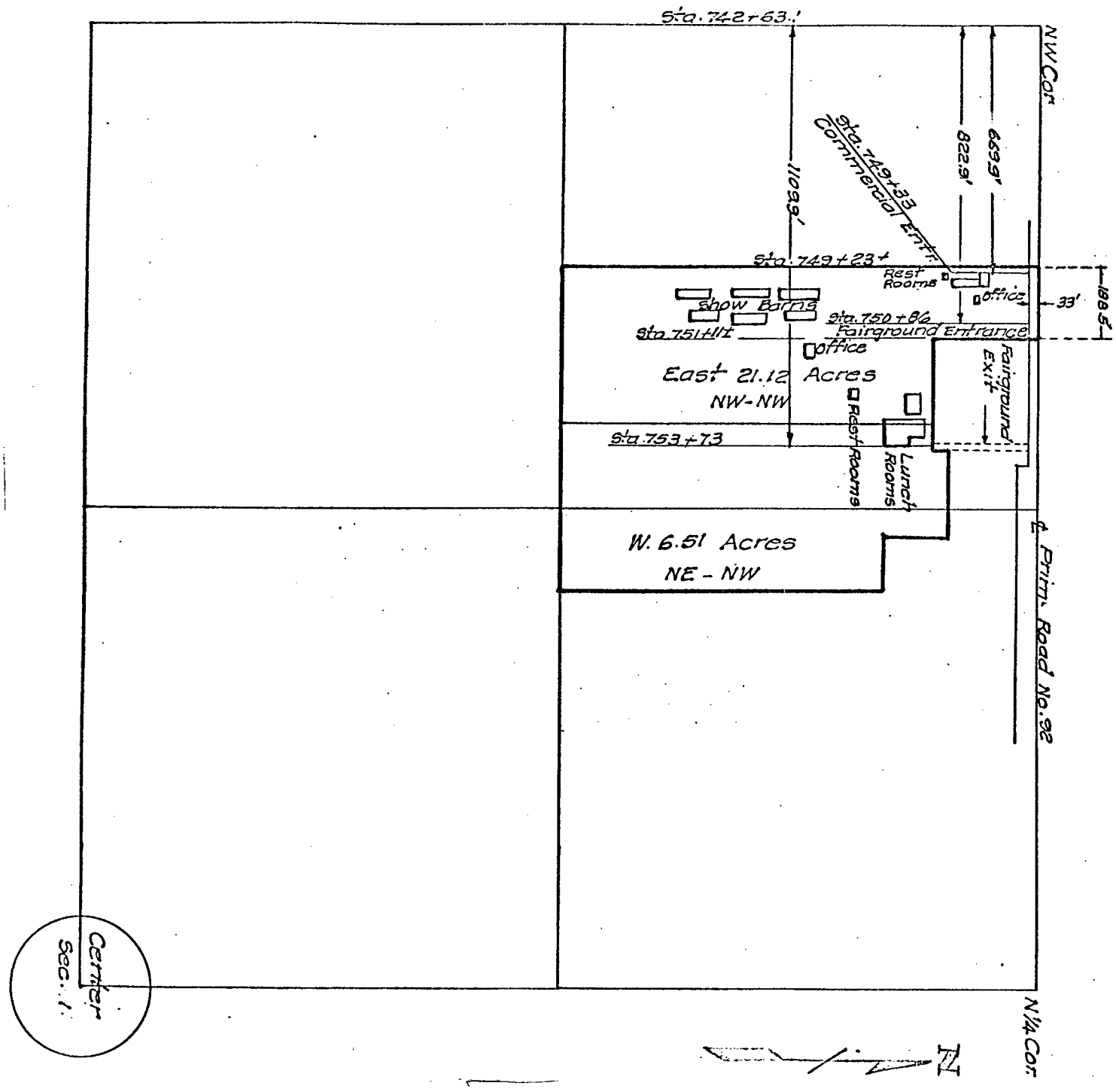
EXHIBIT "A"

PLAT OF LAND SOUGHT TO BE APPROPRIATED

OWNERS:- MADISON COUNTY LIVESTOCK AND FAIR ASSOCIATION R.O.W. AREA - - ACRES

LOCATION

FROM CL STA. 749+23± TO CL STA. 751+11± SECTION 1 TWP. 75N RANGE 28W



MADISON COUNTY PROJECT NO. F-327"B"

Eathel B. Eyerly, W. Hwy. Winterset, Iowa
Clerk of the District Court in and for Madison County, Winterset, Iowa
Madison County, Iowa, Winterset, Iowa

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

Part of the SW¼SW¼ of Sec. 36, T76N, R28W of the 5th P.M., Madison County, Iowa.

You, and each of you, are hereby notified that the Stateof 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 in the Office of the Sheriff of Madison County, Iowa, to which you are referred:

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

The South 33 feet of the following described tract: "Commencing 48 rods E. of the SW. corner of the SW¼SW¼ of Sec. 36-76-28 and running thence E. 16 rods, thence N. 40 rods, thence W. 16 rods, thence S.40 rods to place of beginning".

The access rights sought to be appropriated are described as follows:

All rights of direct access to and from Primary Road No. 92 and that portion of the condemnee's remaining property in: Part of the SW¼SW¼ of Sec. 36, T76N, R28W of the 5th P.M. (Sta. 750+55± to Sta. 753+18) excepting and reserving to the condemnees a residential entrance at Sta. 752+55, on the North side, said Sta. 752+55 being 991.9 ft. East of the SW Corner of said Sec. 36.

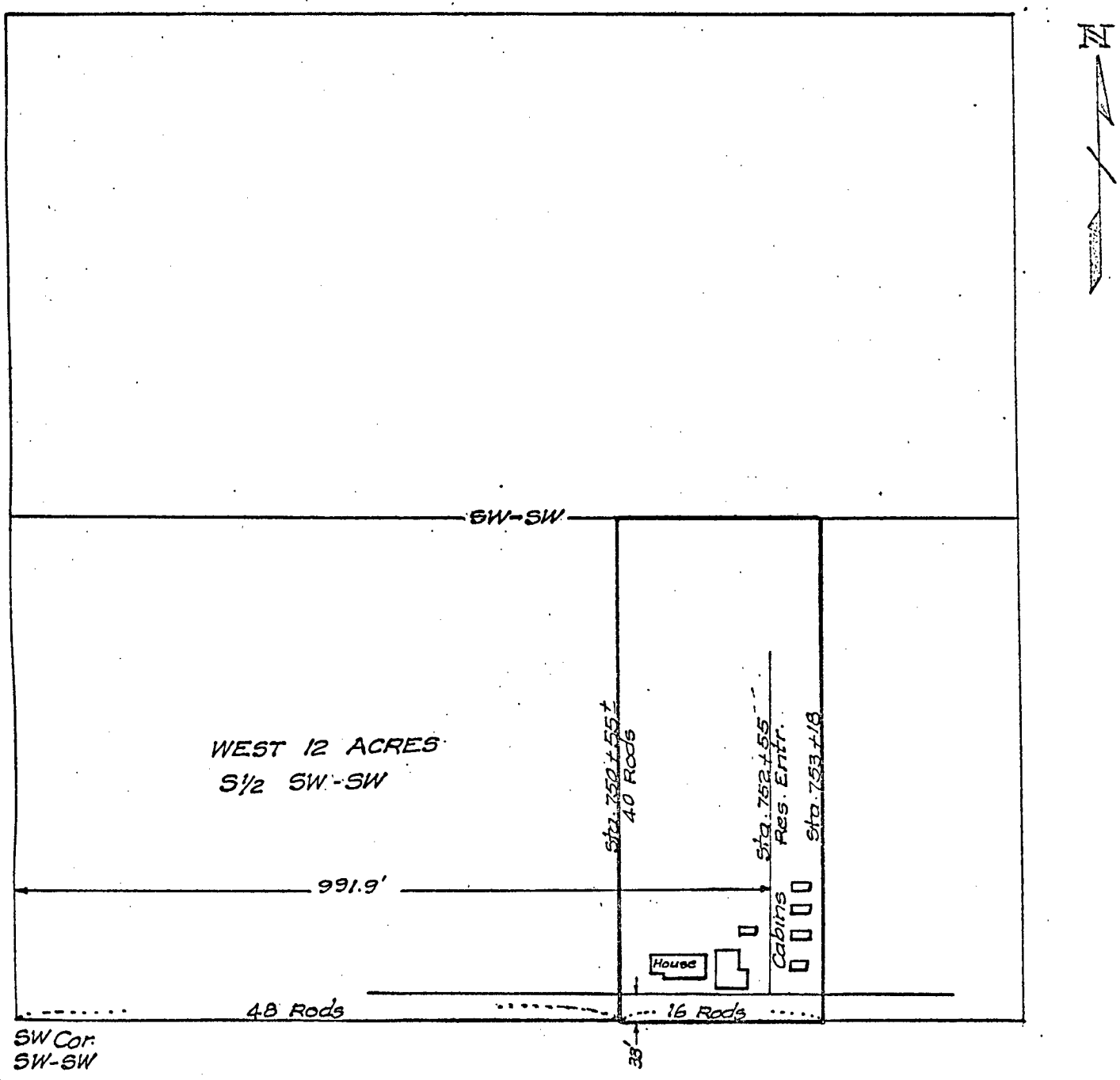
MATT PARROTT & SONS CO., WATERLOO, IOWA 64-3012

EXHIBIT"A"
PLAT OF LAND SOUGHT TO BE APPROPRIATED

OWNERS:- EATHEL B. EYERLY ET AL. R.O.W. AREA - - ACRES

LOCATION

FROM CL STA. 750+55± TO CL STA. 753+18 SECTION 36 TWP. 76N RANGE R28W



MADISON COUNTY PROJECT NO. F-327 "B"

Eathel Eyerly, W. Hwy. 92, Winterset, Iowa
Madison County Livestock and Fair Association, c/o Pat Morrisey, 127 E. Jefferson, Winterset, Iowa
District Court in and for Madison County, Iowa, c/o Clerk of the District Court, Winterset, Iowa
Madison County, Iowa, Winterset, Iowa

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

Part of the NW¼NW¼ of Sec. 1, 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 in the Office of the Sheriff of Madison County, Iowa, to which you are referred:

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

The North 33 ft. of the following described tract: "Commencing at the NE corner of the W. 6.51 acres of the NE.¼NW¼ Sec. 1-75-28 and on the center line of Highway #92, thence West 24 Rods to the point of beginning, thence W. along said center line to a point 188.5 feet E. of the NW. corner of the E. 21.12 acres of the NW.¼NW¼ of said Sec. 1, thence S. 17.77 rods, thence E. to a point 24 rods W. of the E. line of said 6.51 acre tract, thence North 17.77 rods to the point of beginning".

The access rights sought to be appropriated are described as follows:

All rights of direct access to and from Primary Road No. 92 and that portion of the condemnees' remaining property in: Part of the East 21.12 acres of the NW¼NW¼ of Sec. 1, T75N, R28W of the 5th P.M. (Sta. 751+11± to Sta. 753+84±) excepting and reserving to the condemnees a commercial entrance at Sta. 751+41, South side, said Sta. being 877.9 ft. East of the NW Cor. of said Sec. 1, and a fair ground entrance at Sta. 753+73, said Sta. being 1109.9 ft. East of the NW Corn of said Sec. 1.

EXHIBIT"A"

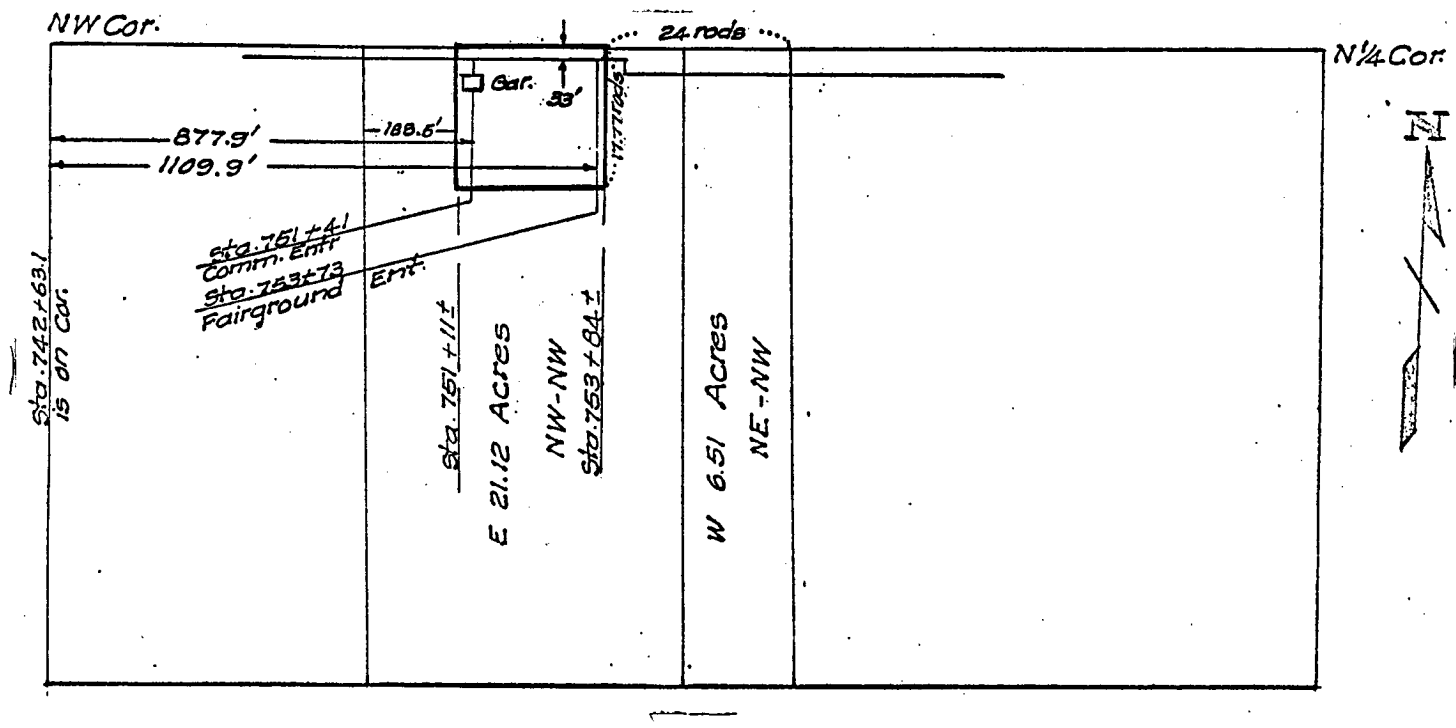
PLAT OF LAND SOUGHT TO BE APPROPRIATED

OWNERS:- EATHEL EYERLY ET AL. R.O.W. AREA- - ACRES

LOCATION

FROM CL STA. 751+11± TO CL STA. 753+84± SECTION 1 TWP. 75N RANGE 28W

MATT PARROTT & SONS CO., WATERLOO, IOWA



MADISON COUNTY PROJECT NO. F-327 "B"

Mabel M. Eyerly McBride, Hwy. 92, Winterset, Iowa
Jesse McBride, W. Hwy. 92, Winterset, Iowa
Madison County, Iowa, Winterset, Iowa

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

Part of the NW¼NW¼ of Sec. 1, 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 in the Office of the Sheriff of Madison County, Iowa, to which you are referred:

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

The North 33 ft of the following described tract: "Commencing at a point 19 rods W. of the NE. Corner of the W. 6.51 acres of the NE.¼ of the NW¼ Sec. 1-75-28, and on the center line of highway No. 92, running thence S. 16 rods, thence W. 5 rods, thence N. 16 rods, thence E. 5 rods to the place of beginning".

The access rights sought to be appropriated are described as follows:

All rights of direct access to and from Primary Road No. 92 and that portion of the condemnee's remaining property in: Part of the NW¼NW¼ of Sec. 1, T75N, R28W of the 5th P.M. (Sta. 753+84± to Sta. 754+67±) excepting and reserving to the condemnee a residential entrance at Sta. 754+06, on the south side, said Sta. 754+06 being 1142.9 ft. East of the NW Corner of said Sec. 1.

EXHIBIT "A"

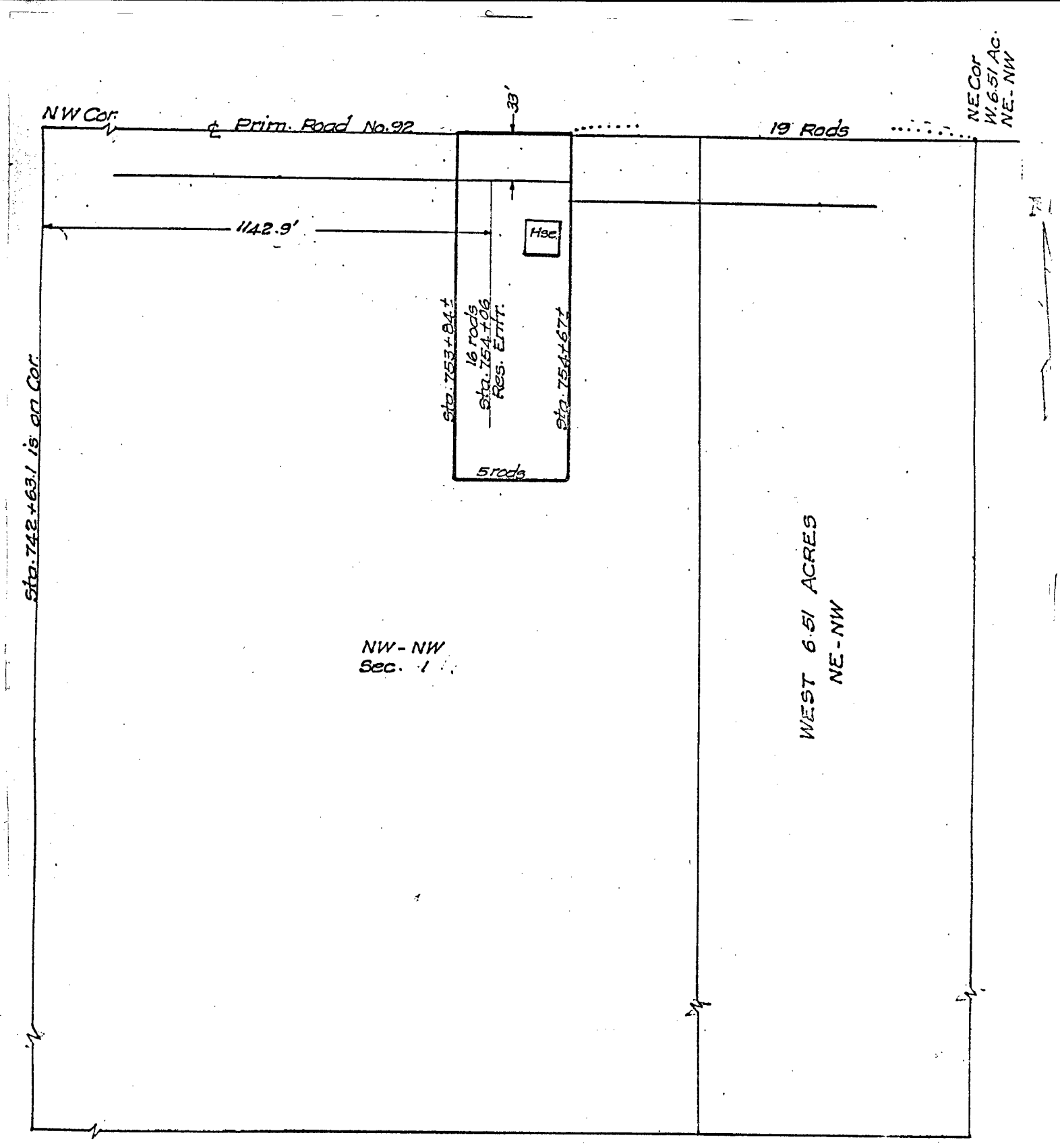
PLAT OF LAND SOUGHT TO BE APPROPRIATED

OWNERS:- MABEL M. EYERLY McBRIDE R.O.W. AREA - - ACRES

LOCATION

FROM CL STA. 753+84± TO CL STA. 754+67± SECTION 1 TWP. 75N RANGE 28#

MATT PARROTT & SONS CO., WATERLOO, IOWA 64-3012



MADISON COUNTY PROJECT NO. F-327 "B"

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 Primary Road No. 92, west of Winterset, Iowa located in Madison County Project No. F-327 "B" Group "F"

NOTICE TO THE CHIEF JUSTICE OF THE SUPREME COURT OF IOWA AND REQUEST FOR THE APPOINTMENT OF COMMISSIONERS

RECEIVED 4-28-66
9:15 A.M. D.R.
MADISON COUNTY
SHERIFF WINTERSET, IOWA

RECEIVED 5-13-66
9:10 A.M. D.R.
MADISON COUNTY
SHERIFF WINTERSET, IOWA

TO THE HONORABLE T. G. GARFIELD, Chief Justice of the Supreme Court of Iowa:

You are hereby notified that an Application by the Iowa State Highway Commission for condemning certain specified rights in certain lands as set forth in said Application for primary road purposes in the above entitled matter has this day been filed in the office of the undersigned; and I hereby request you to select six persons to act as a condemnation commission to assess the damages which the owners of the land, lienholders, encumbrancers, and other persons interested therein will sustain by reason of the appropriation for the improvement of primary roads, as authorized, permitted and prescribed in Chapters 306, 306A, 313, 471 and 472 of the 1962 Code of Iowa and any amendments thereto, and to make return to me of the name and place of residence of each person so selected and appointed by you.

Dated at Winterset, Iowa, this 28 day of April, 1966

Rex Rouse Rex Rouse
Sheriff, Madison County, Iowa

Filed in my office at Winterset, Iowa, this 28 day of April, 1966

Rex Rouse Rex Rouse
Sheriff, Madison County, Iowa

MATT PARROTT & SONS CO., WATERLOO, IOWA 64-3012

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 Primary Road No. 92, west of Winterset, Iowa located in Madison County Project No. F-327 "B" Group "F"

SELECTION AND APPOINTMENT OF CONDEMNATION COMMISSIONERS BY THE CHIEF JUSTICE

RECEIVED 5-13-66 9:10 A.M. D.R. MADISON COUNTY SHERIFF WINTERSET, IOWA

A request from Rex Rouse, Sheriff of Madison County, Iowa, having this day been presented to me for the selection and appointment of six suitable persons as the law provides to act as a condemnation 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 designated, select, and appoint as the members of said condemnation commission required in this matter the following persons:

NAME	ADDRESS	COUNTY
Kenneth E. Ritter	Winterset	Madison
Donn W. Harper	Creston	Union
E. L. Garris	Osceola	Clarke
Donald Desenberg	Norwalk	Warren
Leonard C. Wright	Greenfield	Adair
Cedric E. Glenn	Adel	Dallas

Attached hereto I return the Notice and Request for such appointment in the above entitled matter.

Dated at Ames, Iowa, this 9th day of May, 1966

T. G. Garfield T. G. GARFIELD
Chief Justice of the Supreme Court of Iowa

Filed in my office at Winterset, Iowa, this 13th day of May, 1966

Rex Rouse Rex Rouse
Sheriff, Madison County, Iowa

In the Matter of the Condemnation of Certain Land by the Iowa State Highway Commission by the Iowa State Highway Commission for the Use and Benefit of the State of Iowa in the Improvement of Primary Road No. 92, located in Madison County, Project No. F-327 "B" Group "F"

ORDER

RECEIVED 5-19-66 9:15 A.M. D.R. MADISON COUNTY SHERIFF WINTERSET, IOWA

Now on this 17th day of May, 1966, the above entitled matter was presented to the undersigned Chief Justice of the Supreme Court of Iowa, who finds that Kenneth E. Ritter of Winterset, Madison County, Iowa, one of the commissioners appointed in the above-entitled matter, will be unable to serve as such commissioner on the date of hearing, to-wit: June 2, 1966 and, therefore, Gerald C. Cornick of Winterset Madison County, Iowa, is hereby appointed to fill said vacancy and to act in said proceedings.

T. G. Garfield T. G. Garfield
Chief Justice Supreme Court of 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 Primary Road No. 92, west of Winterset, Iowa located in Madison County Project No. F-327 "B" Group "F"

OATH OF COMMISSIONERS

RECEIVED 5-13-66 9:10 A.M. D.R. MADISON COUNTY SHERIFF WINTERSET, IOWA

STATE OF IOWA MADISON COUNTY) SS

Each of the undersigned being duly sworn says:

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, 313, 471, and 472 of the1962 Code of Iowa and any amendments thereto and will well and truly perform any and all other duties imposed upon me by law as a member of the condemnation commission selected and appointed to assess said damages.

Gerald C. Cornick
Donn W. Harper
Donald Desenberg
Leonard C. Wright
Cedric E. Glenn
E. L. Garris

Subscribed and sworn to before me this 2 day of June 1966

HACT PARRIOTT & SONS CO., WATERLOO, IOWA 64-3012

(DISTRICT COURT SEAL) Marguerite Morrissey Clerk of Court in and for said County and State

Filed in my office at Winterset, Iowa, this 2 day of June, 1966

Rex Rouse Rex Rouse
Sheriff, Madison County, 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 Primary Road No. 92, west of Winterset, Iowa located in Madison County Project No. F-327 "B" Group "F"

SUMMONS TO COMMISSIONERS

RECEIVED 5-19-66
9:15 A.M. D.R.
MADISON COUNTY SHERIFF
WINTERSET, IOWA

TO: Gerald C. Cornick, Winterset, Iowa

WHEREAS, the Iowa State Highway Commission has filed in my office an Application for the selection of a condemnation 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 filed in my office for the improvement and/or the maintenance of primary roads and/or for highway drainage in Madison County, and

WHEREAS, you have been selected and appointed by the Chief Justice of the Supreme Court of Iowa as a member of such condemnation commission, and such selection and appointment has been duly filed in my office;

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 the 2 day of June, 1966, 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 and fail not to make appearance under penalty of the law.

Rex Rouse Rex Rouse
Sheriff, Madison County, Iowa

ACCEPTANCE OF SERVICE

Due and legal service of the foregoing Summons accepted and receipt of copy acknowledged at - -, Iowa, this 19 day of May, 1966

Gerald C. Cornick
Gerald C. Cornick

Filed in my office at Winterset, Iowa, this 19 day of May, 1966

Rex Rouse Rex Rouse
Sheriff, Madison County, 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 Primary Road No. 92, west of Winterset, Iowa located in Madison County Project No. F-327 "B" Group "F"

SUMMONS TO COMMISSIONERS

RECEIVED 5-13-66 9:10 A.M.
D.R. MADISON COUNTY SHERIFF
WINTERSET, IOWA
RECEIVED 5-16-66 9:30 A.M.
D.R. MADISON COUNTY SHERIFF
WINTERSET, IOWA

TO: Cedric E. Glenn, Adel, Iowa

WHEREAS, the Iowa State Highway Commission has filed in my office an Application for the selection of a condemnation 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 filed in my office for the improvement and/or the maintenance of primary roads and/or for highway drainage in Madison County, and

WHEREAS, you have been selected and appointed by the Chief Justice of the Supreme Court of Iowa as a member of such condemnation commission, and such selection and appointment has been duly filed in my office;

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 the 2 day of June, 1966, 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 and fail not to make ap-

MATT PARROTT & SONS CO., WATERLOO, IOWA 64-3012

pearance under penalty of the law.

Rex Rouse Rex Rouse
Sheriff, Madison County, Iowa

ACCEPTANCE OF SERVICE

Due and legal service of the foregoing Summons accepted and receipt of copy acknowledged at Adel, Iowa, this 14 day of May, 1966

Cedric E. Glenn
Cedric E. Glenn

Filed in my office at Winterset, Iowa, this 16 day of May, 1966

Rex Rouse Rex Rouse
Sheriff, Madison County, 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 Primary Road No. 92, west of Winterset, Iowa located in Madison County Project No. F-327 "B" Group "F"

SUMMONS TO COMMISSIONERS

RECEIVED 5-13-66 9:10 A.M.
D.R. MADISON COUNTY SHERIFF
WINTERSET, IOWA

RECEIVED 5-16-66 9:30 A.M.
D.R. MADISON COUNTY SHERIFF
WINTERSET, IOWA

TO: Leonard C. Wright, Greenfield, Iowa

WHEREAS, the Iowa State Highway Commission has filed in my office an Application for the selection of a condemnation 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 filed in my office for the improvement and/or the maintenance of primary roads and/or for highway drainage in Madison County, and

WHEREAS, you have been selected and appointed by the Chief Justice of the Supreme Court of Iowa as a member of such condemnation commission, and such selection and appointment has been duly filed in my office;

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 the 2 day of June, 1966, 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 and fail not to make appearance under penalty of the law.

Rex Rouse Rex Rouse
Sheriff, Madison County, Iowa

ACCEPTANCE OF SERVICE

Due and legal service of the foregoing Summons accepted and receipt of copy acknowledged at Greenfield, Iowa, this 14 day of May, 1966

Leonard C. Wright
Leonard C. Wright

Filed in my office at Winterset, Iowa, this 16 day of May, 1966

Rex Rouse Rex Rouse
Sheriff, Madison County, 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 Primary Road No. 92, west of Winterset, Iowa located in Madison County Project No. F-327 "B" Group "F"

SUMMONS TO COMMISSIONERS

RECEIVED 5-13-66 9:10 A.M.
D. R. MADISON COUNTY
SHERIFF WINTERSET, IOWA

RECEIVED 5-16-66 9:30 A.M.
D.R. MADISON COUNTY SHERIFF
WINTERSET, IOWA

TO: E. L. Garris, Osceola, Iowa

WHEREAS, the Iowa State Highway Commission has filed in my office an Application for the selection of a condemnation 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 filed in my office for the improvement and/or the maintenance of primary roads and/or for highway drainage in Madison County, and

WHEREAS, you have been selected and appointed by the Chief Justice of the Supreme Court

HATT PARROTT & SONS CO., WATERLOO, IOWA 64-3012

of Iowa as a member of such condemnation commission, and such selection and appointment has been duly filed in my office;

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 the 2 day of June, 1966, 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 and fail not to make appearance under penalty of the law.

Rex Rouse, Rex Rouse
Sheriff, Madison County, Iowa

ACCEPTANCE OF SERVICE

Due and legal service of the foregoing Summons accepted and receipt of copy acknowledged at Osceola, Iowa, this 14 day of May, 1966

E. L. Garris
E. L. Garris

Filed in my office at Winterset, Iowa, this 16 day of May, 1966

Rex Rouse Rex Rouse
Sheriff, Madison County, Iowa

In the Matter of the Condemnation of Certain Rights in Land by the Iowa State Highway Commission for the Use and Benefit of theState of Iowa in the Improvement of Primary Road No. 92, west of Winterset, Iowa located in Madison County Project No. F-327 "B" Group "F"

SUMMONS TO COMMISSIONERS

RECEIVED 5-13-66 9:10 A.M. Form 493 D.R. MADISON COUNTY SHERIFF WINTERSET, IOWA
RECEIVED 5-16-66 9:30 A.M. D.R. MADISON COUNTY SHERIFF WINTERSET, IOWA

TO: Donald Desenberg, Norwalk, Iowa

WHEREAS, the Iowa State Highway Commission has filed in my office an Application for the selection of a condemnation 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 filed in my office for the improvement and/or the maintenance of primary roads and/or for highway drainage in Madison County, and

WHEREAS, you have been selected and appointed by the Chief Justice of the Supreme Court of Iowa as a member of such condemnation commission, and such selection and appointment has been duly filed in my office;

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 the 2 day of June, 1966, 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 and fail not to make appearance under penalty of the law.

Rex Rouse Rex Rouse
Sheriff, Madison County, Iowa

ACCEPTANCE OF SERVICE

Due and legal service of the foregoing Summons accepted and receipt of copy acknowledged at Norwalk, Iowa, this 14th day of May, 1966

Donald Desenberg
Donald Desenberg

Filed in my office at Winterset, Iowa, this 16 day of May, 1966

Rex Rouse Rex Rouse
Sheriff, Madison County, 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 Primary Road No. 92, west of Winterset, Iowa located in Madison County Project No. F-327 "B" Group "F"

SUMMONS TO COMMISSIONERS

RECEIVED 5-13-66 9:10 A.M. Form 493 D.R. MADISON COUNTY SHERIFF WINTERSET, IOWA
RECEIVED 5-17-66 9:15 A.M. D.R. MADISON COUNTY SHERIFF WINTERSET, IOWA

TO: Donn W. Harper, Creston, Iowa

WHEREAS, the Iowa State Highway Commission has filed in my office an Application for the

MATT PARROTT & SONS CO., WATERLOO, IOWA 64-3018

selection of a condemnation 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 filed in my office for the improvement and/or the maintenance of primary roads and/or for highway drainage in Madison County, and

WHEREAS, you have/~~been~~ selected and appointed by the Chief Justice of the Supreme Court of Iowa as a member of such condemnation commission, and such selection and appointment has been duly filed in my office;

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 the 2 day of June, 1966, 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 and fail not to make appearance under penalty of the law.

Rex Rouse Rex Rouse
Sheriff, Madison County, Iowa

ACCEPTANCE OF SERVICE

Due and legal service of the foregoing Summons accepted and receipt of copy acknowledged at Creston, Iowa, this 16 day of May, 1966

Donn W. Harper
Donn W. Harper

Filed in my office at Winterset, Iowa, this 17 day of May, 1966

Rex Rouse Rex Rouse
Sheriff, Madison County, 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 Primary Road No. 92, west of Winterset, Iowa located in Madison County Project No. F-327 "B" Group "F"

NOTICE

RECEIVED 5-13-66 9:10 A.M.
D.R. MADISON COUNTY
SHERIFF WINTERSET, IOWA

TO: Madison County Livestock and Fair Association, c/o Pat Morrisey, President, 127 E. Jefferson, Winterset, Iowa
Small Business Administration, 850 Insurance Exchange Building, Des Moines, Iowa
Madison County, Iowa, 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 NW¼NW¼, NE¼NW¼ of Sec. 1, 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 in the Office of the Sheriff of Madison County, Iowa, to which you are referred:

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

The North 33 ft of the West 188.5 ft. of the East 21.12 acres of the NW.¼NW¼ of Sec. 1, T75N, R28W of the 5th P.M., Madison County, Iowa.

The access rights sought to be appropriated are described as follows:

All rights of direct access to and from Primary Road No. 92 and that portion of the condemnee's remaining property in: Part of the East 21.12 acres of the NW¼NW¼ of Sec. 1, T75N, R28W of the 5th P.M. (Sta. 749+23± to Sta. 751+11±) excepting and reserving to the condemnee a commercial entrance at Sta. 749+33, on the South side, said Sta. 749+33 being 669.9 ft. East of the NW Cor. of said Sec. 1, and a fair ground entrance at Sta. 750+86, South side, said Sta. 750+86 being 822.9 ft. East of the NW Cor. of said Sec. 1, and a fair ground exit at Sta. 753+73, South side, said Sta. 753+73 being 1109.9 ft. East of the NW Cor. of said Sec. 1.

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 primary roads of the state of Iowa in the manner prescribed in Chapters 306, 306A, 313, 471 and 472 of the 1962 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 2 day of June, 1966, at 11:00 o'clock a.m. (CDT) view the real estate described above and proceed to appraise said damages

WM. PARROTT & SONS CO., WATERLOO, IOWA 64-3012

at which time you may appear before said commission if you care so to do.

IOWA STATE HIGHWAY COMMISSION
By LAWRENCE F. SCALISE
Attorney General of Iowa
By Raymond T. Walton
RAYMOND T. WALTON
Special Assistant Attorney General
and Counsel to Iowa State Highway
Commission

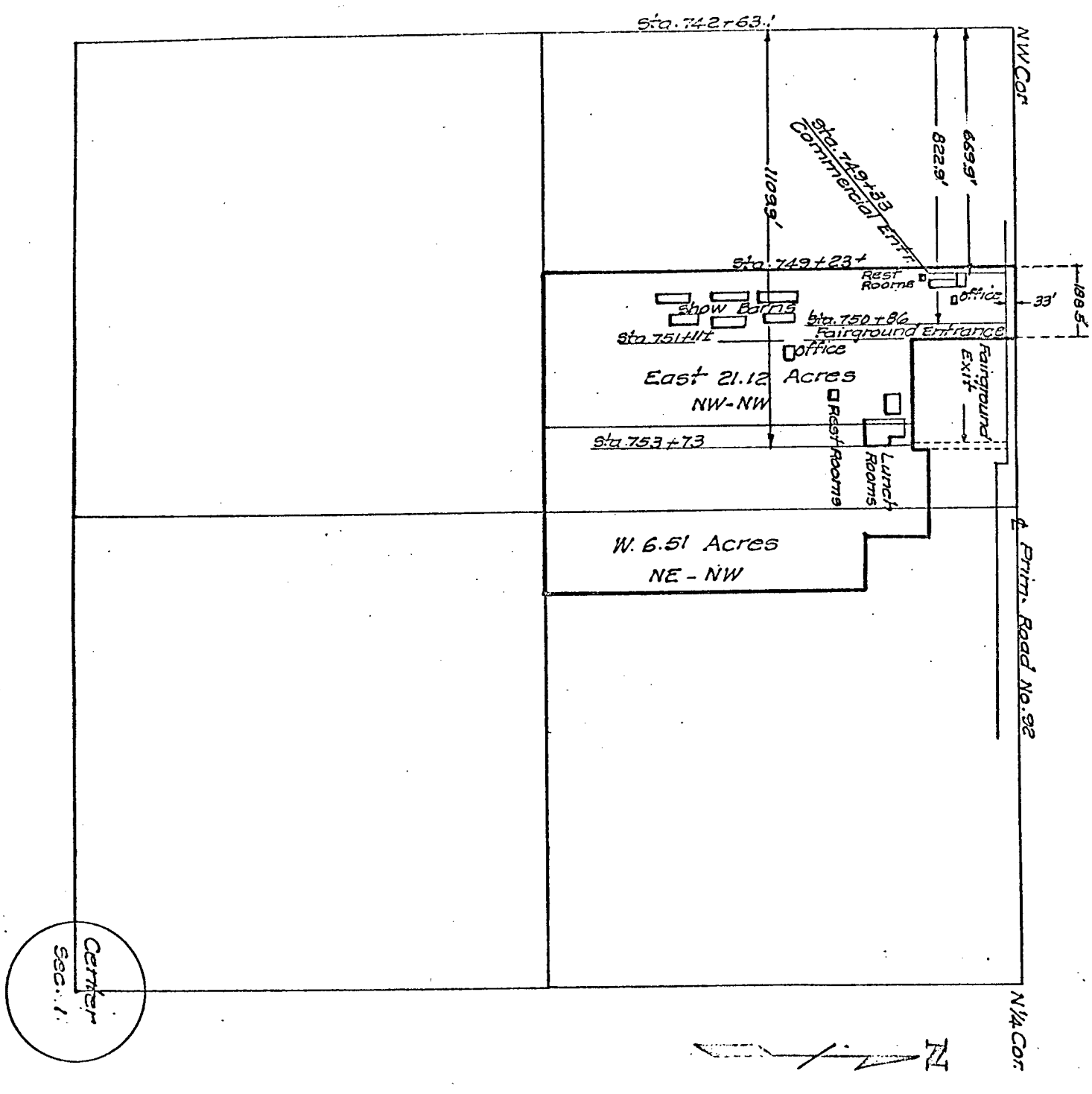
EXHIBIT "A"

PLAT OF LAND SOUGHT TO BE APPROPRIATED

OWNERS:- MADISON COUNTY LIVESTOCK AND FAIR ASSOCIATION R.O.W. AREA - - ACRES

LOCATION

FROM CL STA. 749+23± TO CL STA. 751+11± SECTION 1 TWP. 75N RANGE 28W



MADISON COUNTY PROJECT NO. F-327 "B"

RETURN OF SERVICE--Company or Corporation

STATE OF IOWA, Madison County, ss.

The within notice came into my hands on the 13th day of May, 1966 and on the 13th day of May, 1966, I served the same upon the Madison County Livestock and Fair Association by offering to read the same to Pat Morrisey, he being the President 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	$6.75
Copies	$
Mileage	$ .50
Total	$7.25

Rex Rouse, Sheriff
Rex Rouse
of Madison County

RETURN OF SERVICE--Company or Corporation

STATE OF IOWA, Madison County, ss.

The within notice came into my hands on the 13th day of May, 1966 and on the 13th day of

MATT PARROTT & SONS CO., WATERLOO, IOWA 64-3012

May, 1966, I served the same upon the Madison County, Iowa Winterset, Iowa by offering to read the same to Wayne Griffith, 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.

Rex Rouse, Sheriff
Rex Rouse
of Madison County

In the Matter of the Condemnation of Certain Rights in Land by the IowaState Highway Commission for the Use and Benefit of the State of Iowain the Improvement of Primary Road No. 92, west of Winterset, Iowa located in Madison County Project No. F-327 "B" Group "F"

NOTICE

RECEIVED 6-17-66 9:45 A.M.
D.R. MADISON COUNTY SHERIFF
WINTERSET, IOWA

TO: Madison County Livestock and Fair Association, c/o Pat Morrisey, President, 127 E. Jefferson, Winterset, Iowa
Small Business Administration, 850 Insurance Exchange Building, Des Moines, Iowa
Madison County, Iowa, 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 NW¼NW¼, NE¼NW¼ of Sec. 1, 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 in the Office of the Sheriff of Madison County, Iowa, to which you are referred:

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

The North 33 ft. of the West 188.5 ft. of the East 21.12 acres of the NW.¼NW¼ of Sec. 1, T75 N, R28W of the 5th P.M., Madison County, Iowa.

The access rights sought to be appropriated are described as follows:

All rights of direct access to and from Primary Road No. 92 and that portion of the condemnee's remaining property in: Part of the East 21.12 acres of the NW¼NW¼ of Sec. 1, T75N, R28W of the 5th P.M. (Sta. 749+23± to Sta. 751+11±) excepting and reserving to the condemnee a commercial entrance at Sta. 749+33, on the South side, said Sta. 749+33 being 669.9 ft. East of the NW Cor. of said Sec. 1, and a fair ground entrance at Sta. 750+86, South side, said Sta. 750+86 being 822.9 ft. East of the NW Cor. of said Sec. 1, and a fair ground exit at Sta. 753+73, South side, said Sta. 753+73 being 1109.9 ft. East of the NW Cor. of said Sec. 1.

RECEIVED 1966 MAY 13 AM 8:48
WILBUR T. HILDRETH SHERIFF
POLK COUNTY

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 primary roads of the state of Iowa in the manner prescribed in Chapters 306, 306A, 313, 471 and 472 of the 1962 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 2 day of June, 1966, at 11:00 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 LAWRENCE F. SCALISE
Attorney General of Iowa
By Raymond T. Walton
RAYMOND T. WALTON
Special Assistant Attorney General
and Counsel to Iowa State Highway Commission

EXHIBIT "A"

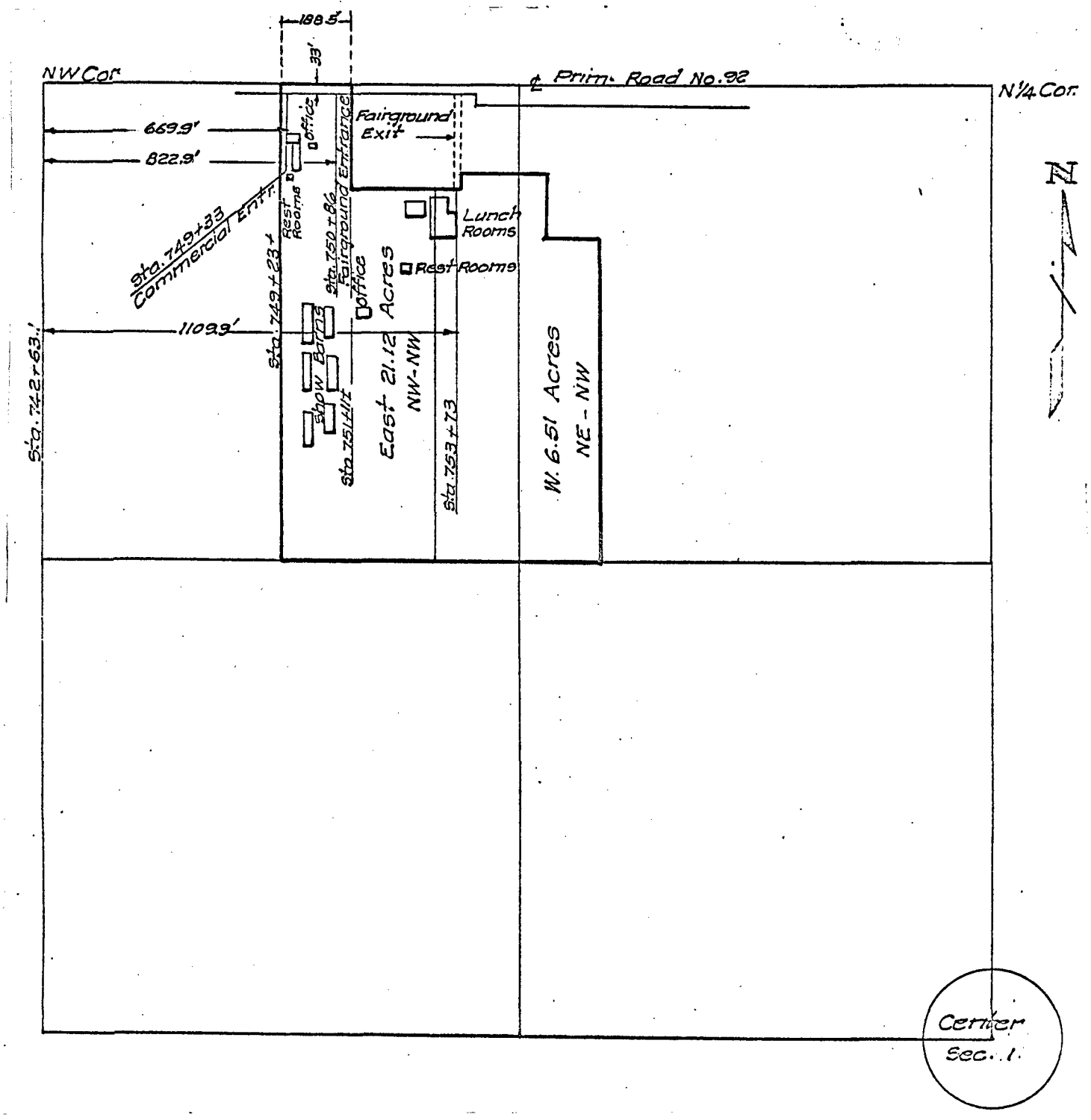
PLAT OF LAND SOUGHT TO BE APPROPRIATED

OWNERS:- MADISON COUNTY LIVESTOCK AND FAIR ASSOCIATION R.O.W. AREA- -ACRES

LOCATION

FROM CL STA. 749+23± TO CL STA. 751+11± SECTION 1 TWP. 75N RANGE 28W

A 8888 99.. WATERLOO, IOWA 64-3012



MADISON COUNTY PROJECT NO. F-327 "B"

STATE OF IOWA POLK COUNTY) SS RETURN OF SERVICE

I hereby certify and make return; that I received the within and attached notice on the 13th day of May 1966, and that on the 16th day of May 1966 I served the same on the within named defendant Small Business Administration in Des Moines, Polk County, Iowa, by delivering a true copy thereof, to Conrad Lawler Regional Director of said Small Business Administration

Fees Notary .25
Mileage $ .40
County $ .75
Total $1.40
Paid by Plt'fs. Attorney.
Pd 6-8-66

Bess McIntyre Deputy Sheriff.

Subscribed and sworn to before me this 16th day May, 1966

(NOTARIAL SEAL)

Nadine Hall Notary Public
Polk County, Iowa
Notary commission expires July 4, 1966

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 Primary Road No. 92, west of Winterset, Iowa located in Madison County Project No. F-327 "B" Group "F"

NOTICE

RECEIVED 5-13-66 9:10 A.M.
D.R. MADISON COUNTY
SHERIFF WINTERSET, IOWA

TO: Eathel B. Eyerly, W. Hwy. 92, Winterset, Iowa
Clerk of the District Court in and for Madison County, Winterset, Iowa
Madison County, Iowa, Winterset, Iowa

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

Part of the SW¼SW¼ of Sec. 36, T76N, 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 in the Office of the Sheriff of Madison County, Iowa, to which you are referred:

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

The South 33 feet of the following described tract: "Commencing 48 rods E. of the SW. corner of the SW¼SW¼ of Sec. 36-76-28 and running thence E. 16 rods, thence No. 40 rods,

MATT PARROTT & SONS CO., WATERLOO, IOWA 64-3911E

thence W. 16 rods, thence S.40 rods to place of beginning".

The access rights sought to be appropriated are described as follows:

All rights of direct access to and from Primary Road No. 92 and that portion of the condemnee's remaining property in: Part of the SW¼SW¼ of Sec. 36, T76N, R28W of the 5th P.M. (Sta. 750+55± to Sta. 753+18) excepting and reserving to the condemnees a residential entrance at Sta. 752+55, on the North side, said Sta. 752+55 being 991.9 ft. East of the SW Corner of said Sec. 36.

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 primary roads of the state of Iowa in the manner prescribed in Chapters 306, 306A, 313, 471 and 472 of the 1962 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 2 day of June, 1966, at 11:15 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 LAWRENCE F. SCALISE
Attorney General of Iowa
By Raymond T. Walton
RAYMOND T. WALTON
Special Assistant Attorney General
and Counsel to Iowa State Highway
Commission

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, Madison County, ss:

Received the within notice the 13 day of May, 1966, 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 of Town	County	State
EATHEL B. EYERLY	May	13	1966	Douglas	Madison	Iowa

Rex Rouse Rex Rouse
Sheriff, Madison County, Iowa

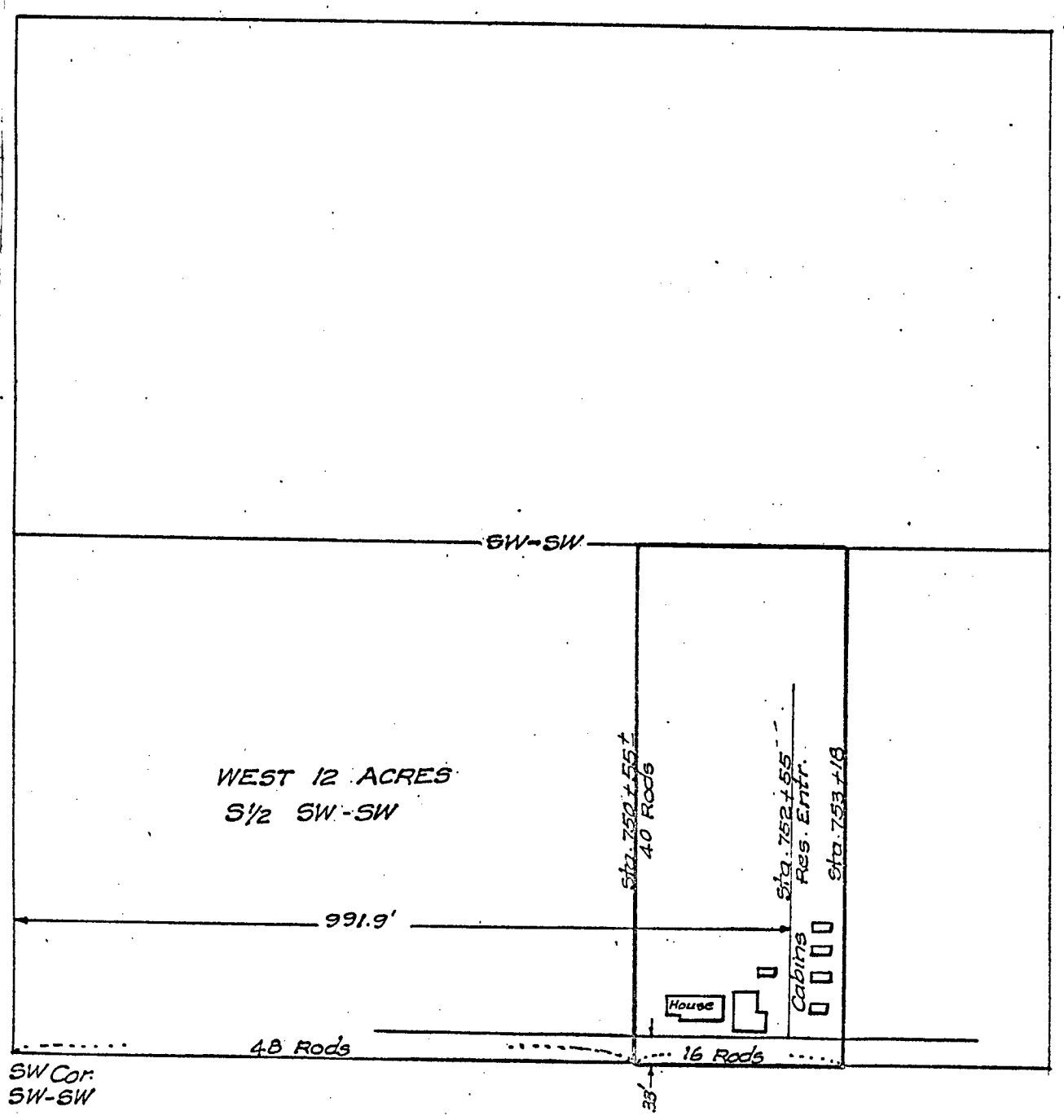
EXHIBIT "A"

PLAT OF LAND SOUGHT TO BE APPROPRIATED

OWNERS:- EATHEL B. EYERLY ET AL. R.O.W. AREA - - ACRES

LOCATION
FROM CL STA. 750+55± TO CL STA. 753+18 SECTION 36 TWP. 76N RANGE R28W

... & SONS CO., WATERLOO, IOWA 64-3012



MADISON COUNTY PROJECT NO. F-327 "B"

RETURN OF SERVICE--Company or Corporation

STATE OF IOWA, Madison County, ss.

The within notice came into my hands on the 13th day of May, 1966 and on the 13th day of May, 1966, I served the same upon the Clerk of the District Court in and for Madison County, Winterset, Iowa by offering to read the same to Marguerite Morrissey, she being the Clerk of Court of said corporation or company, which he waived, and by giving him a true copy thereof, all done in Center Township, Madison County, Iowa.

Rex Rouse, Sheriff
Rex Rouse
of Madison County

RETURN OF SERVICE--Company or Corporation

STATE OF IOWA, Madison County, ss.

The within notice came into my hands on the 13th day of May, 1966 and on the 13th day of May, 1966, I served the same upon the Madison County, Iowa Winterset, Iowa by offering to read the same to Wayne Griffith, 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.

Rex Rouse, Sheriff
Rex Rouse
of Madison County

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 Primary Road No. 92, west of Winterset, Iowa located in Madison County Project No. F-327 "B" Group "F"

NOTICE

RECEIVED 5-13-66 9:10 A.M.
D.R. MADISON COUNTY SHERIFF
WINTERSET, IOWA

TO: Eathel Eyerly, W. Hwy. 92, Winterset, Iowa
Madison County Livestock and Fair Association, c/o Pat Morrisey, 127 E. Jefferson, Winterset, Iowa
District Court in and for Madison County, Iowa, c/o Clerk of the District Court, Winterset, Iowa
Madison County, Iowa, Winterset, Iowa

and to all other persons, companies or corporations having any interest in or owning any of

MATT PARROTT & SONS CO., WATERLOO, IOWA 64-3012

the following described real estate:

Part of the NW¼NW¼ of Sec. 1, 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 in the Office of the Sheriff of Madison County, Iowa, to which you are referred:

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

The North 33 ft. of the following described tract: "Commencing at the NE corner of the W. 6.51 acres of the NE.¼NW¼ Sec. 1-75-28 and on the center line of Highway #92, thence West 24 Rods to the point of beginning, thence W. along said center line to a point 188.5 feet E. of the NW. corner of the E. 21.12 acres of the NW.¼NW¼ of said Sec. 1, thence S. 17.77 rods, thence E. to a point 24 rods W. of the E. line of said 6.51 acre tract, thence North 17.77 rods to the point of beginning".

The access rights sought to be appropriated are described as follows:

All rights of direct access to and from Primary Road No. 92 and that portion of the condemnees' remaining property in: Part of the East 21.12 acres of the NW¼NW¼ of Sec. 1, T75 N, R28W of the 5th P.M. (Sta. 751+11± to Sta. 753+84±) excepting and reserving to the condemnees a commercial entrance at Sta. 751_41, South side, said Sta. being 877.9 ft. East of the NW Cor. of said Sec. 1, and a fair ground entrance at Sta. 753+73, said Sta. being 1109.9 ft. East of the NW Cor. of said Sec. 1.

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 primary roads of the state of Iowa in the manner prescribed in Chapters 306, 306A, 471 and 472 of the 1962 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 2 day of June, 1966, at 11:30 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 LAWRENCE F. SCALISE
Attorney General of Iowa
By Raymond T. Walton
RAYMOND T. WALTON
Special Assistant Attorney General
and Counsel to Iowa State Highway
Commission

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, Madison County, ss:

Received the within notice the 13 day of May, 1966, 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 of Town	County	State
EATHEL EYERLY	May	13	1966	Douglas	Madison	Iowa

Rex Rouse Sheriff, - - County, Iowa

EXHIBIT "A"

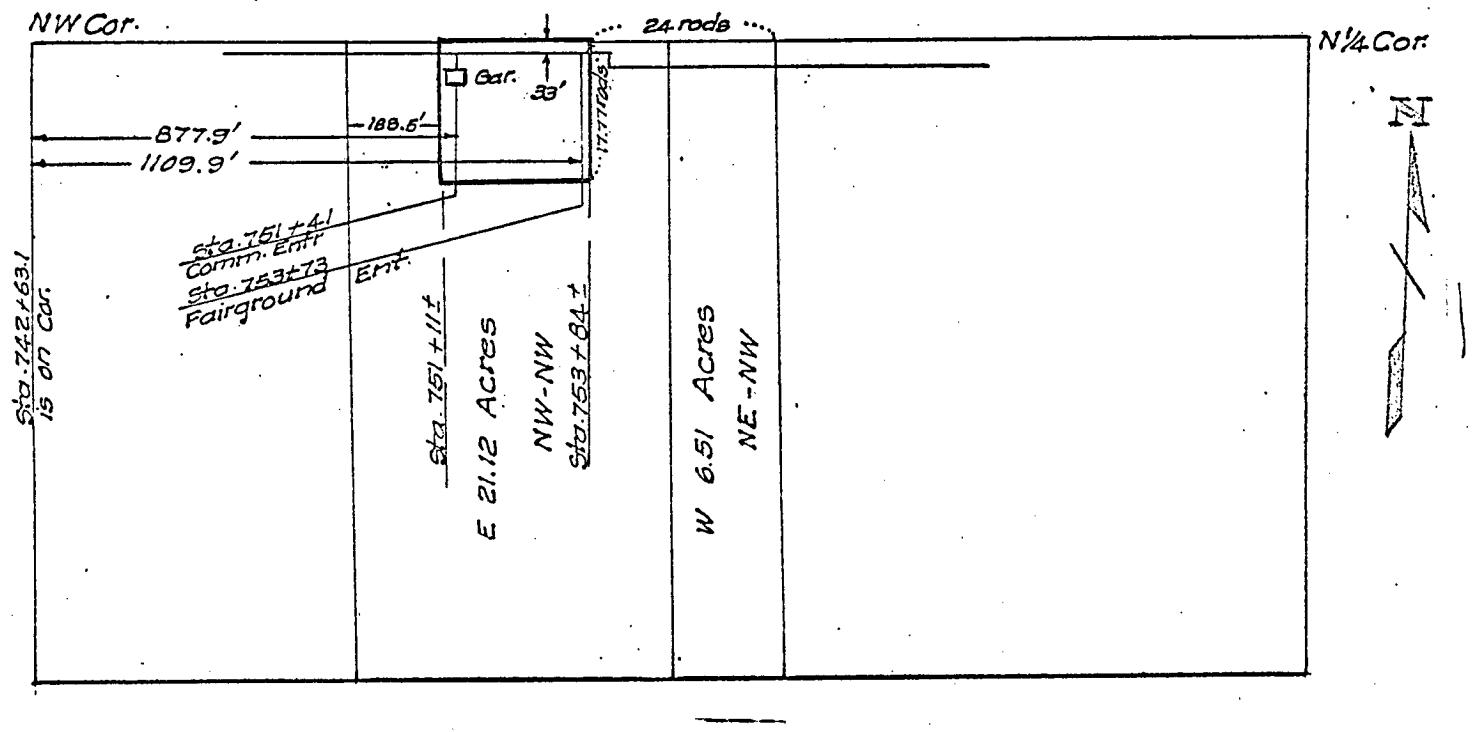
PLAT OF LAND SOUGHT TO BE APPROPRIATED

OWNERS:- EATHEL EYERLY ET AL. R.O.W. AREA - - ACRES

LOCATION

FROM CL STA. 751+11± TO CL STA. 753+84± SECTION 1 TWP. 75N RANGE 28W

MAID PARROTT & SONS CO., WATERLOO, IOWA 64-3012



MADISON COUNTY PROJECT NO. F-327 "B"

RETURN OF SERVICE--Company or Corporation

STATE OF IOWA, Madison County, ss.

The within notice came into my hands on the 13th day of May, 1966 and on the 13th day of May, 1966, I served the same upon the Madison County Livestock and Fair Association by offering to read the same to Pat Morrisey, he being the Contract Purchaser of said corporation or company, which he waived, and by giving him a true copy thereof, all done in Center Township, Madison County, Iowa.

Rex Rouse, Sheriff
Rex Rouse
of Madison County

RETURN OF SERVICE--Company or Corporation

STATE OF IOWA, Madison County, ss.

The within notice came into my hands on the 13th day of May, 1966 and on the 13th day of May, 1966, I served the same upon the District Court in and for Madison County, Iowa by offering to read the same to Marguerite Morrissey, she being the Clerk or the District Court of said corporation or company, which he waived, and by giving him a true copy thereof, all done in Center Township, Madison County, Iowa.

Rex Rouse, Sheriff
Rex Rouse
of Madison County

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 Primary Road No. 92, west of Winterset, Iowa located in Madison County Project No. F-327 "B" Group "F"

NOTICE

RECEIVED Form 495, Sheet 1
5-13-66 9:10 A.M. D.R.
MADISON COUNTY SHERIFF WINTERSET, IOWA

TO: Mabel M. Eyerly McBride, W. Hwy. 92, Winterset, Iowa
Jesse McBride, W. Hwy. 92, Winterset, Iowa
Madison County, Iowa, Winterset, Iowa

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

Part of the NW¼NW¼ of Sec. 1, 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 in the Office of the Sheriff of Madison County, Iowa, to which you are referred:

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

The North 33 ft. of the following described tract: "Commencing at a point 19 rods W. of the NE. Corner of the W. 6.51 acres of the NE.¼ of the NW¼ Sec. 1-75-28, and on the center line of highway No. 92, running thence S. 16 rods, thence W. 5 rods, thence N. 16 rods, thence E. 5 rods to the place of beginning".

The access rights sought to be appropriated are described as follows:

All rights of direct access to and from Primary Road No. 92 and that portion of the con-

demnee's remaining property in: Part of the NW¼NW¼ of Sec. 1, T75N, R28W of the 5th P.M. (Sta. 753+84± to Sta. 754+67±) excepting and reserving to the condemnee a residential entrance at Sta. 754+06, on the south side, said Sta. 754+06 being 1142.9 ft. East of the NW Corner of said Sec. 1.

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 primary roads of the state of Iowa in the manner prescribed in Chapters 306, 306A, 313, 471 and 472 of the 1962 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 2 day of June, 1966, at 11:45 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 LAWRENCE F. SCALISE
Attorney General of Iowa
By Raymond T. Walton
RAYMOND T. WALTON
Special Assistant Attorney General
and Counsel to Iowa State Highway
Commission

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, Madison County, ss:

Received the within notice the 13 day of May, 1966, 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
MABEL M. EYERLY MC BRIDE	May	13	1966	Lincoln	Madison	Iowa
JESSE MC BRIDE	May	13	1966	Lincoln	Madison	Iowa

Rex Rouse Rex Rouse
Sheriff, Madison County, Iowa

EXHIBIT"A"

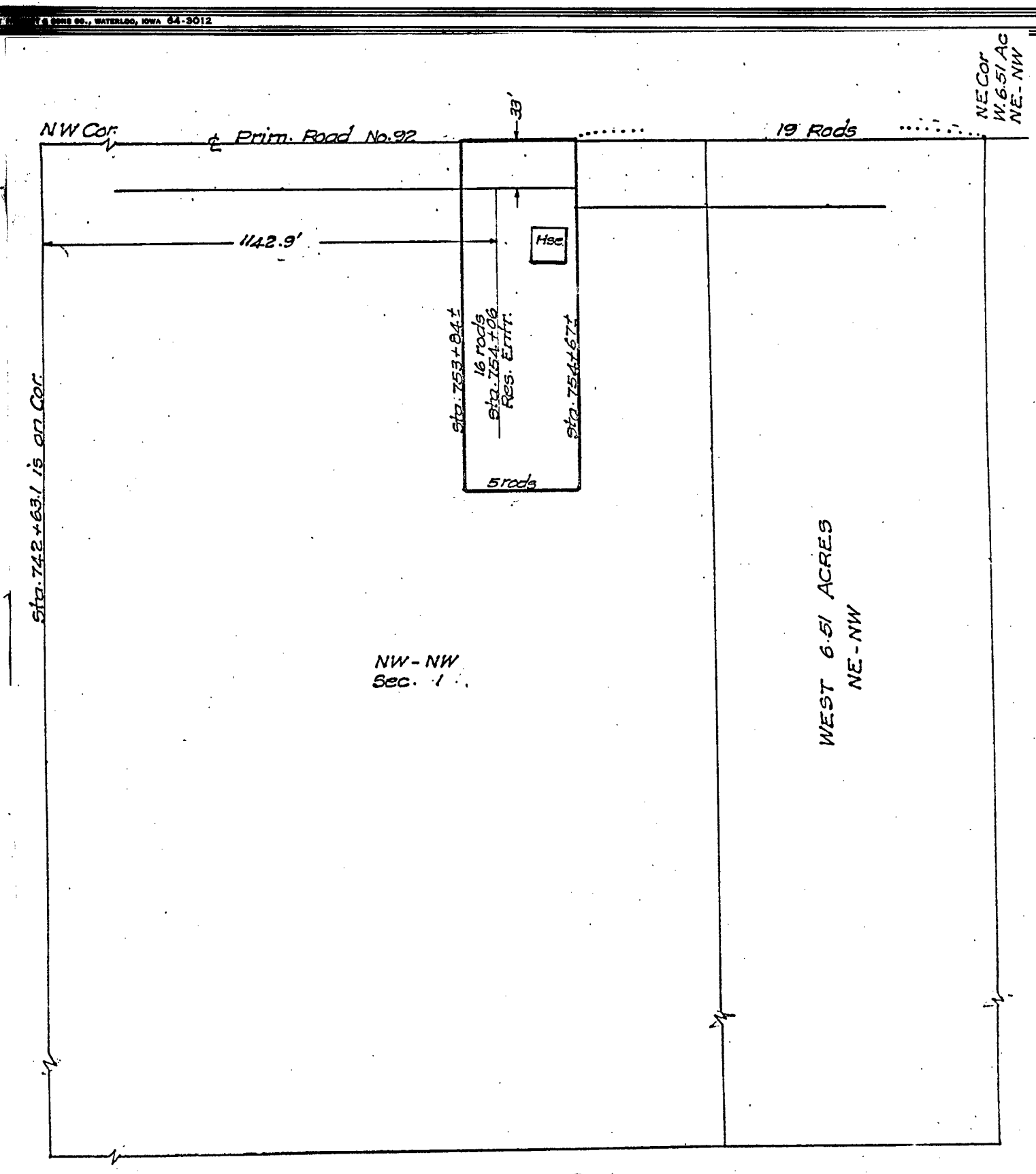
PLAT OF LAND SOUGHT TO BE APPROPRIATED

OWNERS:- MABEL M. EYERLY McBRIDE R.O.W. AREA - - ACRES

LOCATION

FROM CL STA. 753+84± TO CL STA. 754+67± SECTION 1 TWP. 75N RANGE 28W

MACT ... & SONS CO., WATERLOO, IOWA 64-3012



MADISON COUNTY PROJECT NO. F-327 "B"

RETURN OF SERVICE--Company or Corporation

STATE OF IOWA, Madison County, ss.

The within notice came into my hands on the 13th day of May, 1966 and on the 13th day of May, 1966, I served the sameupon the Madison County, Iowa Winterset, Iowa by offering to read the same to Wayne Griffith, 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.

Rex Rouse, Sheriff
Rex Rouse
of Madison County

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 Primary Road No. 92, west of Winterset, Iowa located in Madison County Project No. F-327 "B" Group "F"

REPORT OF CONDEMNATION COMMISSION

TO: Rex Rouse, Sheriff of Madison County, Iowa

We, the undersigned, being theduly 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:

MATT PARROTT & SONS CO., WATERLOO, IOWA 64-3012

		Land and Improvements Condemned	Consequential Damages	Total Award
(Parcel 44)	Madison County Livestock and Fair Association c/o Pat Morrisey, President; Small Business Administration; Madison County	$	$	$ 10.00
(Parcel 46)	Eathel B. Eyerly; Clerk of the District Court in and For Madison County; Madison County	$	$	$ 50.00
(Parcel 46A)	Eathel Eyerly; Madison County Livestock and Fair Association; District Court in and for Madison County, Iowa, c/o Clerk of the District Court; Madison County	$	$	$200.00
(Parcel 48)	Mabel M. Eyerly McBride and Jesse McBride; Madison County	$	$	$ 10.00

Respectfully reported at Winterset, Iowa, this 3 day of June, 1966

Gerald C. Cornick — E. L. Garris
Cedric E. Glenn — Donn W. Harper
Donald Desenberg — Leonard C. Wright

Filed in my office at Winterset, Iowa, this 3 day of June, 1966

Rex Rouse Rex Rouse
Sheriff, Madison County, Iowa

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. F-327 "B" Group "F".

RECEIVED 5-13-66 9:10 A.M. D.R.
MADISON COUNTY SHERIFF
WINTERSET, IOWA
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 2nd day of June, 1966, and thereupon proceeded to view the premises and said commissioners did thereafter on the 3rd day of June, 1966, file their report in my office awarding damages as follows:

	NAME	AMOUNT
(Parcel 44)	MADISON COUNTY LIVESTOCK AND FAIR ASSOCIATION c/o PAT MORRISEY, PRESIDENT; SMALL BUSINESS ADMINISTRATION; MADISON COUNTY	$ 10.00
(Parcel 46)	EATHEL B. EYERLY; CLERK OF THE DISTRICT COURT in and FOR MADISON COUNTY; MADISON COUNTY	50.00
(Parcel 46A)	EATHEL EYERLY; MADISON COUNTY LIVESTOCK and FAIR ASSOCIATION; DISTRICT COURT in and FOR MADISON COUNTY, IOWA, c/o CLERK OF THE DISTRICT COURT; MADISON COUNTY	200.00
(Parcel 48)	MABEL M. EYERLY MC BRIDE and JESSE MC BRIDE; MADISON COUNTY	10.00
	TOTAL DAMAGES AWARDED	$270.00

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¢	Amount	Total
5-13-66	13 Service of Notice	6.75	5		$ .50	7.25

Sheriff, Summoning and attending commissioners 7.50

Sheriff, Mileage while attending commissioners, 9 Miles @ 10¢ $ .90

$15.65

RECEIVED 5-13-66 9:10 A.M. D.R.
MADISON COUNTY SHERIFF WINTERSET, IOWA

Leonard C. Wright of Greenfield, Iowa

2	day service	$ 50.00	
120	miles at 10¢	12.00	
2	meals	5.00	
Lodging - - Hotel	Coffee	1.33	
	Total		$68.33

Cedric E. Glenn of Adel, Iowa

2	day service	$ 50.00	
80	miles at 10¢	8.00	
2	meals	5.00	
Lodging - - Hotel - -			
	Total		$63.00

Donald Desenberg of Norwalk, Iowa

2	day service	$ 50.00	
100	miles at 10¢	10.00	
2	meals	5.00	
Lodging - - Hotel - -			
	Total		$65.00

E. L. Garris of Osceola, Iowa

2	day service	$ 50.00	
164	miles at 10¢	16.40	
2	meals	5.00	
Lodging - - Hotel - -			
	Total		$71.40

HALL PARROTT & SONS CO., WATERLOO, IOWA 64-3012

Donn W. Harper of Creston, Iowa

2 day service	$ 50.00	
180 miles at 10¢	18.00	
2 meals	5.00	
Lodging - - Hotel - -		
Total		$ 73.00

Gerald C. Cornick of Winterset, Iowa

2 day service	$ 50.00	
15 miles at 10¢	1.50	
2 meals	5.00	
Lodging - - Hotel - -		
Total		$ 56.50

Given under my hand this 3rd day of June, 1966.

Rex Rouse Sheriff of
Madison County, Iowa

RECEIVED 5-13-66 9:10 A.M.
D.R. MADISON COUNTY SHERIFF
WINTERSET, IOWA

CONDEMNATION COMMISSIONERS STATEMENT

To the Sheriff of Madison County

This is to certify that my fee and expense as a member of the commission in the matter of the condemnation of certain real estate for primary road right-of-way on Project Madison F 327.B. Group D. E. & F., hearing having been held on the 2 & 3 day of June, 1966, is as follows:

2 day service at $25.00		$50.00
- - miles at .10		12.00
2 meals		5.00
coffies		1.33
Lodging at - - Hotel at - -, Iowa	total	$68.33

Given under my hand this 3 day of June, 1966.

Leonard C. Wright Commissioner

RECEIVED 5-13-66 9:10 A.M.
D.R. MADISON COUNTY SHERIFF
WINTERSET, IOWA

CONDEMNATION COMMISSIONERS STATEMENT

To the Sheriff of Madison County

This is to certify that my fee and expense as a member of the commission in the matter of the condemnation of certain real estate for primary road right-of-way on Project F-327 "B" Groups D E F, hearing having been held on the 2 & 3 day of June, 1966, is as follows:

2	day service at $25.00		$50.00
80	miles at .10		8.00
2	meals		5.00
Lodging at - - Hotel at - -, Iowa		Total	63.00

Given under my hand this 3rd day of June, 1966.

Cedric E. Glenn Commissioner
Adel, Iowa

RECEIVED 5-13-66 9:10 A.M. D.R.
MADISON COUNTY SHERIFF
WINTERSET, IOWA

CONDEMNATION COMMISSIONERS STATEMENT

To the Sheriff of MADISON County

This is to certify that my fee and expense as a member of the commission in the matter of the condemnation of certain real estate for primary road right-of-way on Project F327B Grp E, D & F, hearing having been held on the 2 & 3rd day of June, 1966, is as follows:

2	day service at $25.00		$50.00
100	miles at .10		10.00
2	meals		5.00
	at	Total	$65.00
Lodging at - - Hotel/- - , Iowa			- -

Given under my hand this 3rd day of June, 1966.

Donald Desenberg Commissioner
Norwalk, Ia.

RECEIVED 5-13-66 9:10 A.M. D.R.
MADISON COUNTY SHERIFF
WINTERSET, IOWA

CONDEMNATION COMMISSIONERS STATEMENT

To the Sheriff of Madison County

MATT PARROTT & SONS CO., WATERLOO, IOWA 64-3012

This is to certify that my fee and expense as a member of the commission in the matter of the condemnation of certain real estate for primary road right-of-way on Project F 327 B Group E-D F, hearing having been held on the 2 & 3 day of June, 19 - -, is as follows:

2	day service at $25.00	$50.00
164	miles at .10	16.40
2	meals	5.00
		$71.40 Total

Lodging at - - Hotel at - -, Iowa _ _

Given under my hand this 3 day of June, 1966.

E. L. Garris Commissioner
Box 401 Osceola, Iowa

RECEIVED 5-13-66 9:10 A.M. D.R.
MADISON COUNTY SHERIFF WINTERSET, IOWA

CONDEMNATION COMMISSIONERS STATEMENT

To the Sheriff of Madison County

This is to certify that my fee and expense as a member of the commission in the matter of the condemnation of certain real estate for primary road right-of-way on Project Madison F-Group E-D-F-327, hearing having been held on the 2 & 3 day of June, 1966, is as follows:

2	day service at $25.00	$50.00
90	miles at .10	9.00
90	" " .10	9.00
2	meals	5.00
	Total	$73.00

Lodging at X Hotel at X, Iowa - -

Given under my hand this 3 day of June, 1966.

Donn W. Harper Commissioner
Court House Creston, Iowa

RECEIVED 5-13-66 9:10 A.M. D.R.
MADISON COUNTY SHERIFF WINTERSET, IOWA

CONDEMNATION COMMISSIONERS STATEMENT

To the Sheriff of Madison County

This is to certify that my fee and expense as a member of the commission in the matter of the condemnation of certain real estate for primary road right-of-way on Project - -, hearing having been held on the 2nd & 3rd day of June, 1966, is as follows:

2	day service at $25.00	$50.00
15	miles at .10	1.50
2	meals	5.00
	Total	56.50

Lodging at - - Hotel at - -, Iowa

Given under my hand this 3rd day of June, 1966.

Gerald C. Cornick Commissioner

CONSTRUCTION CLAIM VOUCHER Road No. 92 County Madison
Project No. F-327(00) June 9, 1966 Voucher No.____

THE STATE OF IOWA PRIMARY ROAD FUND

RECEIVED 6-18-66 9:05 A.M.
MADISON COUNTY SHERIFF WINTERSET, IOWA

TO Madison County Sheriff
Madison County Courthouse
Winterset, Iowa

ITEMS	QUANTITY	RATE	AMOUNT
Construction Work on Above Project RE: Madison County Condemnation F-327 "B", Group "F"			

In payment for right-of-way in accordance with awards made by the condemnation commission on June 3, 1966 as certified by the sheriff of the above county.

MAKE WARRANTS PAYABLE AS FOLLOWS:

Madison County Livestock & Fair Ass'n., c/o Pat Morrisey, President; Small Business Administration; Madison County Treasurer Appealed 6-24-66 RRR (Parcel 44) #3621263	$ 10.00
Eathel B. Eyerly; Clerk of the District Court in and for Madison County; Madison County Treasurer (Parcel 46) #3621264 Appealed 7-1-66 RRR	$ 50.00
Eathel Eyerly; Madison County Livestock & Fair Ass'n; District Court in and for Madison County, Iowa, c/o Clerk of the District Court; Madison County Treasurer #3621265 (Parcel 46A) Appealed 6-24-66 RRR	$200.00

MATT PARROTT & SONS CO., WATERLOO, IOWA 64-3012

Mabel M. Eyerly McBride & Jesse McBride; Madison County Treasurer #3621266 (Parcel 48) $10.00 MAIL WARRANT TO LEGAL DEPARTMENT

Mabel M. Eyerly McBride 6-27-66

Pd. 6/16/66 TOTAL DUE THIS VOUCHER $270.00

jw

CLASSIFICATION & DISTRIBUTION

Classification		State Roads	County Roads	Urban Streets
Right-of-Way	208	$270.00	$	$
Total		$270.00		

All papers and three checks filed with Clerk of Court, July 5, 1966,

Rex Rouse, Sheriff

APPROVALS

We hereby certify the items and amounts listed herein have been checked and approved.

Delano S. Jespersen
Resident Engineer.

June 21, 1966

Madison County Livestock
and Fair Association
c/o Pat Morrisey, President
Winterset, Iowa

Re: Condemnation F-327 "B"
Group "F"

Dear Mr. Morrisey:

Your condemnation award check was received in my office this date.

Please be advised you may call for your check in person or direct me in writing to whom and where to mail it, or advise if you decline the award.

Yours truly,

Rex Rouse, Sheriff

RR/dr

C O P Y

June 21, 1966

Eathel B. Eyerly
W. Hwy. 92
Winterset, Iowa

Re: Condemnation F-327 "B"
Group "F"

Dear Mrs. Eyerly:

Your condemnation award check was received in my office this date.

Please be advised you may call for your check in person or direct me in writing to whom and where to mail it, or advise if you decline the award.

Yours truly,
- - - -
Rex Rouse, Sheriff

RR/dr

C O P Y

June 21, 1966

Mabel M. Eyerly McBride
W. Hwy. 92
Winterset, Iowa

Re: Condemnation F-327 "B"
Group "F"

Dear Mrs. McBride:

Your condemnation award check was received in my office this date.

Please be advised you may call for your check in person or direct me in writing to whom and where to mail it, or advised if you decline the award.

Yours truly,
- - - - -
Rex Rouse, Sheriff

RR/dr

C O P Y

IN THE DISTRICT COURT OF IOWA IN AND FOR MADISON COUNTY

RECEIVED 6-24-66 9:30 A.M.
RRR MADISON COUNTY SHERIFF
WINTERSET, IOWA

MADISON COUNTY LIVESTOCK and FAIR ASSOCIATION, Plaintiff,	:	LAW NO._____
-vs-	:	NOTICE OF APPEAL TO THE DISTRICT
IOWA STATE HIGHWAY COMMISSION, Defendant.	:	COURT OF IOWA, IN AND FOR MADISON COUNTY

TO....IOWA STATE HIGHWAY COMMISSION, acting for and in behalf of the State of Iowa; EATHEL B. EYERLY; EATHEL B. EYERLY, Administrator of the Estate of Kenneth W. Eyerly, deceased; DISTRICT COURT OF MADISON COUNTY, IOWA, in care of Marguerite Morrissey, Clerk of said Court; MADISON COUNTY, IOWA; and REX ROUSE, Sheriff of Madison County, Iowa:

YOU, AND EACH OF YOU, are hereby notified that the undersigned, Madison County Livestock and Fair Association, do hereby appeal to the District Court of Iowa, in and for Madison County, from the appraisal and awarding of damages made on the 3rd day of June, 1966, by the Com-

For settlement see deed Rec 94-500

HATT, PARROTT & SONS CO., WATERLOO, IOWA 64-3012

mission appointed therefor for the purpose of appraising and awarding to the undersigned the damages sustained as a result of the condemnation and taking by right of eminent domain for highway purposes from the following described real estate, to-wit:

Part of the NW¼ NW¼ of Sec. 1, T75N, R28W of the 5th P.M., Madison County, Iowa.

The fee title appropriated by the Iowa State Highway Commission in said land is described as follows:

The North 33 ft. of the following described tract: "Commencing at the NE corner of the W. 6.51 acres of the NE.¼NW¼ Sec. 1-75-28 and on the center line of Highway #92, thence West 24 Rods to the point of beginning, thence W. along said center line to a point 188.5 feet E. of the NW. Corner of the E. 21.12 acres of the NW.¼NW¼ of said Sec. 1, thence S. 17.77 rods, thence E. to a point 24 rods W. of the E. line of said 6.51 acre tract, thence North 17.77 rods to the point of beginning".

The access rights appropriated by the Iowa State Highway Commission in said land are described as follows:

All rights of direct access to and from Primary Road No. 92 and that portion of the condemnees' remaining property in: Part of the East 21.12 acres of the NW¼NW¼ of Sec. 1, T75N, R28W of the 5th P.M. (Sta. 751+11± to Sta. 753+84±) excepting and reserving to the condemnees a commercial entrance at Sta. 751+41, South side, said Sta. being 877.9 ft. East of the NW Cor. of said Sec. 1, and a fair ground entrance at Sta. 753+73, said Sta. being 1109.9 ft. East of the NW Cor. of said Sec. 1.

FILED 1966 JUL 5 AM 11 30 MARGUERITE MORRISSEY CLERK OF DISTRICT COURT MADISON COUNTY, IOWA

all as described and referred to in the notice of condemnation and assessment served upon the undersigned in said matter.

You are further notified that a petition will be filed in said cause in the office of the Clerk of the District Court of Iowa, in and for Madison County, on or before the first day of the next term of the District Court of Iowa, in and for Madison County, to-wit: The September Term which will convene in Winterset, Madison County, Iowa, on the 6th day of September, 1966, and said cause will be heard and disposed of as by law provided.

Dated at Winterset, Iowa, this 22nd day of June, 1966.

MADISON COUNTY LIVESTOCK and FAIR ASSOCIATION
By WEBSTER, FREDERICK & JORDAN
By Lewis H. Jordan
Lewis H. Jordan
Farmers & Merchants State Bank Bldg.
Winterset, Iowa 50273
Telephone 462-3731
ATTORNEYS FOR PLAINTIFF

RECEIVED 7-1-66 5:15 P.M. RRR
MADISON COUNTY SHERIFF WINTERSET, IOWA

IN THE DISTRICT COURT OF THE STATE OF IOWA IN AND FOR MADISON COUNTY

EATHEL B. EYERLY, Plaintiff,	)	LAW NO. _____
-vs-	)	NOTICE OF APPEAL TO THE DISTRICT
IOWA STATE HIGHWAY COMMISSION Defendant.	)	COURT OF IOWA, IN AND FOR MADISON COUNTY.

TO.....IOWA STATE HIGHWAY COMMISSION, acting for and in behalf of the State of Iowa; and REX ROUSE, Sheriff of Madison County, Iowa:

YOU AND EACH OF YOU ARE HEREBY NOTIFIED that the undersigned Eathel B. Eyerly, hereby appeals to the District Court of Iowa in and for Madison County, from the appraisal and awarding of damages made on third day of June, 1966, by the Commission appointed for the purpose of appraising and awarding to the undersigned the damages sustained as a result of the condemnation and taking by right of eminent domain for highway purposes from the following described real estate, to-wit:

Part of the SW¼SW¼ of Sec. 36, T76N, R28W of the 5th P. M., Madison County, Iowa.

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

The South 33 feet of the following described tract: "Commencing 48 rods E. of the SW. corner of the SW¼SW¼ of Sec. 36-76-28 and running thence E. 16 rods, thence N. 40 rods, thence W. 16 rods, thence S. 40 rods to place of beginning".

For settlement see deed Rec 94-508

HART PARROTT & SONS CO., WATERLOO, IOWA 64-3012

The access rights sought to be appropriated are described as follows:

All rights of direct access to and from Primary Road No. 92 and that portion of the condemnee's remaining property in: Part of the SW¼SW¼ of Sec. 36, T76N, R28W of the 5th P. M. (Sta. 750+55± to Sta. 733+18) Excepting and reserving to the dondemnees a residential entrance at Sta. 752+55, on the North side, said Sta. 752+55 being 991.9 ft. East of the SW Corner of said Sec. 36.

All of said land being described and specifically referred to in the notice of condemnation and assessment served upon the undersigned.

You are further notified that a petition will be filed in said cause in the office of the Clerk of the District Court of Madison County, Iowa, on or before the first day of the next term of said Court, to-wit: The September Term which will convene in Winterset, Madison County, Iowa, on the 6th day of September, 1966, at which time said cause will be heard and disposed of as provided by law.

Dated at Winterset, Iowa, this 30th day of June, 1966.

EATHEL B. EYERLY
BY Jno. N. Hartley
Attorney for Plaintiff
Jno. N. Hartley
Attorney at Law
106 W. Court Ave.
Winterset, Iowa 50273
Telephone 462-4866

ACCEPTANCE OF SERVICE

Due, legal and timely service of the above notice of appeal is hereby acknowledged this 1st day of July, 1966.

- - - - Rex Rouse, Sheriff
of Madison County, Iowa

RECEIVED 6-24-66 9:30 A.M.
RRR MADISON COUNTY SHERIFF
WINTERSET, IOWA

IN THE DISTRICT COURT OF IOWA IN AND FOR MADISON COUNTY

MADISON COUNTY LIVESTOCK and FAIR ASSOCIATION, Plaintiff, -vs- IOWA STATE HIGHWAY COMMISSION, Defendant.	:	LAW NO. --- -- NOTICE OF APPEAL TO THE DISTRICT COURT OF IOWA, IN AND FOR MADISON COUNTY

TO.....IOWA STATE HIGHWAY COMMISSION, acting for and in behalf of the State of Iowa; SMALL BUSINESS ADMINISTRATION; MADISON COUNTY, IOWA; and REX ROUSE, Sheriff of Madison County, Iowa:

YOU, AND EACH OF YOU are hereby notified that the undersigned, Madison County Livestock and Fair Association, do hereby appeal to the District Court of Iowa, in and for Madison County, from the appraisal and awarding of damages made on the 3rd day of June, 1966, by the Commission appointed therefor for the purpose of appraising and awarding to the undersigned the damages sustained as a result of the condemnation and taking by right of eminent domain for highway purposes from the following described real estate, to-wit:

Parts of the NW¼ NW¼, NE¼ NW¼ of Sec. 1, T75N, R28W of the 5th P.M., Madison County, Iowa.

The fee title appropriated by the Iowa State Highway Commission in said land is described as follows:

The North 33 ft. of the West 188.5 ft. of the East 21.12 acres of the NW.¼NW¼ of Sec. 1, T75N, R28W of the 5th P.M., Madison County, Iowa.

The access rights appropriated by the Iowa State Highway Commission in said land are described as follows:

All rights of direct access to and from Primary Road No. 92 and that portion of the condemnee's remaining property in: Part of theEast 21.12 acres of the NW¼NW¼ of Section 1, T75N, R28W of the 5th P.M. (Sta. 749+23± to Sta. 751+11±) excepting and reserving to the condemnee a commercial entrance at Sta. 749+33, on the South side, said Sta. 749+33 being 669.9 ft. East of the NW Cor. of said Sec. 1, and a fair ground entrance at Sta. 750+86, South side, said Sta. 750+86 being 822.9 ft. East of the NW Cor. of said Sec. 1, and a fair gound exit at Sta. 753+73, South side, said Sta. 753+73 being 1109.9 ft. East of the NW Cor. of said Sec. 1.

MATT PARROTT & SONS CO., WATERLOO, IOWA 64-3012

all as described and referred to in the notice of condemnation and assessment served upon the undersigned in said matter.

You are further notified that a petition will be filed in said cause in the office of the Clerk of the District Court of Iowa, in and for Madison County, on or before the first day of the next term of the District Court of Iowa, in and for Madison County, to-wit: The September Term which will convene in Winterset, Madison County, Iowa, on the 6th day of September, 1966, and said cause will be heard and disposed of as by law provided.

Dated at Winterset, Iowa, this 22nd day of June, 1966.

MADISON COUNTY LIVESTOCK and FAIR ASSOCIATION
By WEBSTER, FREDERICK & JORDAN
BY s/ Lewis H. Jordan
Lewis H. Jordan
Farmers & Merchants State Bank Bldg.
Winterset, Iowa 50273
Telephone 462-3731
ATTORNEYS FOR PLAINTIFF

IN THE DISTRICT COURT OF IOWA IN AND FOR MADISON COUNTY

FILED: 1966 JUL 6 PM 4 12 MARGUERITE MORRISSEY CLERK OF DISTRICT COURT MADISON COUNTY, IOWA

MADISON COUNTY LIVESTOCK and FAIR ASSOCIATION, Plaintiff,	:	LAW NO. 20028 40-136
-vs-	:	NOTICE OF APPEAL TO THE DISTRICT
IOWA STATE HIGHWAY COMMISSION, Defendant.	:	COURT OF IOWA, IN AND FOR MADISON COUNTY

TO....IOWA STATE HIGHWAY COMMISSION, acting for and in behalf of the State of Iowa; SMALL BUSINESS ADMINISTRATION; MADISON COUNTY, IOWA; and REX ROUSE, Sheriff of Madison County, Iowa:

YOU, AND EACH OF YOU are hereby notified that the undersigned, Madison County Livestock and Fair Association, do hereby appeal to the District Court of Iowa, in and for Madison County, from the appraisal and awarding of damages made on the 3rd day of June, 1966, by the Commission appointed therefor for the purpose of appraising and awarding to the undersigned the damages sustained as a result of the condemnation and taking by right of eminent domain for highway purposes from the following described real estate, to-wit:

Parts of the NW¼ NW¼, NE¼ NW¼ of Sec. 1, T75N, R28W of the 5th P.M., Madison County, Iowa.

The fee title appropriated by the Iowa State Highway Commission in said land is described as follows:

The North 33 ft. of the West 188.5 ft. of the East 21.12 acres of the NW.¼ NW¼ of Sec. 1, T75N, R28W of the 5th P.M., Madison County, Iowa.

The access rights appropriated by the Iowa State Highway Commission in said land are described as follows:

All rights of direct access to and from Primary Road No. 92 and that portion of the condemnee's remaining property in: Part of the East 21.12 acres of the NW¼NW¼ of Section 1, T75N, R28W of the 5th P.M. (Sta. 749+23± to Sta. 751+11±) excepting and reserving to the condemnee a commercial entrance at Sta. 749+33, on the South side, said Sta. 749+33 being 669.9 ft. East of the NW Cor. of said Sec. 1, and a fair ground entrance at Sta. 750+86, South side, said Sta. 750+86 being 822.9 ft. East of the NW Cor. of said Sec. 1, and a fair ground exit at Sta. 753+73, South side, said Sta. 753+73 being 1109.9 ft. East of the NW Cor. of said Sec. 1.

all as described and referred to in the notice of condemnation and assessment served upon the undersigned in said matter.

You are further notified that a petition will be filed in said cause in the office of the Clerk of the District Court of Iowa, in and for Madison County, on or before the first day of the next term of the District Court of Iowa, in and for Madison County, to-wit: The September Term which will convene in Winterset, Madison County, Iowa, on the 6th day of September, 1966, and said cause will be heard and disposed of as by law provided.

Dated at Winterset, Iowa, this 22nd day of June, 1966.

HART PARROTT & SONS CO., WATERLOO, IOWA 64-3012

MADISON COUNTY LIVESTOCK and FAIR ASSOCIATION
By WEBSTER, FREDERICK & JORDAN
BY Lewis H. Jordan
Lewis H. Jordan
Farmers & Merchants State Bank Bldg.
Winterset, Iowa 50273
Telephone 462-3731
ATTORNEYS FOR PLAINTIFF

ACKNOWLEDGEMENT OF SERVICE FILED: 1966 JUL 6 PM 4 12
MARGUERITE MORRISSEY
CLERK OF DISTRICT COURT
MADISON COUNTY, IOWA

Iowa State Highway Commission hereby acknowledges service of the within and foregoing notice of appeal.

Dated at Ames, Iowa, this 24 day of June, 1966.

IOWA STATE HIGHWAY COMMISSION
By Raymond T. Walton
Raymond T. Walton
Special Assistant Attorney General
and Counsel to the Iowa State Highway Commission

FILED: 1966 JUL 6 PM 4 12
MARGUERITE MORRISSEY
CLERK OF DISTRICT COURT
MADISON COUNTY, IOWA

STATE OF IOWA :
: ss.
MADISON COUNTY :

The undersigned, first being duly sworn states that on the 23rd day of June, 1966, she personally mailed to each of the following named person a Notice (a true copy of which Notice is attached hereto and made a part hereof) by Certified Mail, Return Receipt Requested, such notice being mailed in a sealed envelope with proper postage thereon, addressed to said person at his last known Post Office address, by depositing same on said date in a United States Post Office in said County, to-wit:

Mr. Nicholas DeB. Katzenbach, Attorney General
Department of Justice
Tenth and Constitution Ave.
Washington, D. C.

Marilyn Sue Speer

Subscribed and sworn to before me this 30 day of June, 1966.

(NOTARIAL SEAL)

Shirley Keating Notary Public
in and for said County

IN THE DISTRICT COURT OF IOWA IN AND FOR MADISON COUNTY

FILED: 1966 JUL 6 PM 4 12
MARGUERITE MORRISSEY
CLERK OF DISTRICT COURT
MADISON COUNTY, IOWA

MADISON COUNTY LIVESTOCK and FAIR ASSOCIATION, Plaintiff, -vs- IOWA STATE HIGHWAY COMMISSION, Defendant.	: LAW NO. 20028 : : NOTICE OF APPEAL TO THE DISTRICT COURT OF IOWA, IN AND FOR MADISON COUNTY	

TO.....IOWA STATE HIGHWAY COMMISSION, acting for and in behalf of the State of Iowa; SMALL BUSINESS ADMINISTRATION; MADISON COUNTY, IOWA; and REX ROUSE, Sheriff of Madison County, Iowa:

YOU, AND EACH OF YOU are hereby notified that the undersigned, Madison County Livestock and Fair Association, do hereby appeal to the District Court of Iowa, in and for Madison County, from the appraisal and awarding of damages made on the 3rd day of June, 1966, by the Commission appointed therefor for the purpose of appraising and awarding to the undersigned the damages sustained as a result of the condemnation and taking by right of eminent domain for highway purposes from the following described real estate, to-wit:

Parts of the NW¼ NW¼, NE¼ NW¼ of Sec. 1, T75N, R28W of the 5th P.M., Madison County, Iowa.

The fee title appropriated by the Iowa State Highway Commission in said land is described as follows:

The North 33 ft. of the West 188.5 ft. of the East 21.12 acres of the NW.¼ NW¼ of Sec. 1, T75N, R28W of the 5th P.M., Madison County, Iowa.

The access rights appropriated by the Iowa State Highway Commission in said land are described as follows:

MATT PARROTT & SONS CO., WATERLOO, IOWA 64-3012

All rights of direct access to and from Primary Road No. 92 and that portion of the condemnee's remaining property in: Part of the East 21.12 acres of the NW¼NW¼ of Section 1, T75N, R28W of the 5th P.M. (Sta. 749+23± to Sta. 751+11±) excepting and reserving to the condemnee a commercial entrance at Sta. 749+33, on the South side, said Sta. 749+33 being 669.9 ft. East of the NW Cor. of said Sec. 1, and a fair ground entrance at Sta. 750+86, South side, said Sta. 750+86 being 822.9 ft. East of the NW Cor. of said Sec. 1, and a fair gound exit at Sta. 753+73, South side, said Sta. 753+73 being 1109.9 ft. East of the NW Cor. of said Sec. 1.

all as described and referred to in the notice of condemnation and assessment served upon the undersigned in said matter.

You are further notified that a petition will be filed in said cause in the office of the Clerk of the District Court of Iowa, in and for Madison County, on or before the first day of the next term of the District Court of Iowa, in and for Madison County, to-wit: The September Term which will convene in Winterset, Madison County, Iowa, on the 6th day of September, 1966, and said cause will be heard and disposed of as by law provided.

Dated at Winterset, Iowa, this 22nd day of June, 1966.

MADISON COUNTY LIVESTOCK and FAIR ASSOCIATION
By WEBSTER, FREDERICK & JORDAN
BY s/ Lewis H. Jordan
Lewis H. Jordan
Farmers & Merchants State Bank Bldg.
Winterset, Iowa 50273
Telephone 462-3731
ATTORNEYS FOR PLAINTIFF

Post Office Department
Receipt

Received the numbered article described Signature or Name of Addressee
Atty. Gen. Katzenbach

Signature of Addressee's Agent H. J. Dant Date Delivered 6/27/66

IN THE DISTRICT COURT OF IOWA IN AND FOR MADISON COUNTY

FILED: 1966 JUL 6 PM 4 12
MARGUERITE MORRISSEY
CLERK OF DISTRICT COURT
MADISON COUNTY, IOWA

MADISON COUNTY LIVESTOCK and FAIR ASSOCIATION, Plaintiff,	:	LAW NO. 20028
-vs-	:	NOTICE OF APPEAL TO THE DISTRICT COURT OF IOWA, IN AND FOR MADISON COUNTY
IOWA STATE HIGHWAY COMMISSION, Defendant.	:	

TO.....IOWA STATE HIGHWAY COMMISSION, acting for and in behalf of the State of Iowa; SMALL BUSINESS ADMINISTRATION; MADISON COUNTY, IOWA; and REX ROUSE, Sheriff of Madison County, Iowa:

YOU, AND EACH OF YOU are hereby notified that the undersigned, Madison County Livestock and Fair Association, do hereby appeal to the District Court of Iowa, in and for Madison County, from the appraisal and awarding of damages made on the 3rd day of June, 1966, by the Commission appointed therefor for the purpose of appraising and awarding to the undersigned the damages sustained as a result of the condemnation and taking by right of eminent domain for highway purposes from the following described real estate, to-wit:

Parts of the NW¼ NW¼, NE¼ NW¼ of Sec. 1, T75N, R28W of the 5th P.M., Madison County, Iowa.

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The North 33 ft. of the West 188.5 ft. of the East 21.12 acres of the NW.¼ NW¼ of Sec. 1, T75N, R28W of the 5th P.M., Madison County, Iowa.

The access rights appropriated by the Iowa State Highway Commission in said land are described as follows:

All rights of direct access to and from Primary Road No. 92 and that portion of the condemnee's remaining property in: Part of the East 21.12 acres of the NW¼NW¼ of Section 1, T75N, R28W of the 5th P.M. (Sta. 749+23± to Sta. 751+11±) excepting and reserving to the condemnee a commercial entrance at Sta. 749+33, on the South side, said Sta. 749+33 being 669.9 ft. East of the NW Cor. of said Sec. 1, and a fair ground entrance at Sta. 750+86, South side, said Sta. 750+86 being 822.9 ft. East of the NW Cor. of said Sec. 1, and a fair gound exit at Sta. 753+73, South side, said Sta. 753+73 being 1109.9 ft. East of the NW Cor. of said Sec. 1.

HART PARROTT & SONS CO., WATERLOO, IOWA 64-3012

all as described and referred to in the notice of condemnation and assessment served upon the undersigned in said matter.

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Dated at Winterset, Iowa, this 22nd day of June, 1966.

MADISON COUNTY LIVESTOCK and FAIR ASSOCIATION
By WEBSTER, FREDERICK & JORDAN
BY Lewis H. Jordan
Lewis H. Jordan
Farmers & Merchants State Bank Bldg.
Winterset, Iowa 50273
Telephone 462-3731
ATTORNEYS FOR PLAINTIFF

FILED: 1966 JUL 6 PM 4 12
MARGUERITE MORRISSEY
CLERK OF DISTRICT COURT
MADISON COUNTY, IOWA

ACKNOWLEDGEMENT OF SERVICE

I, D. M. Statton, United States District Attorney, hereby acknowledge service of the within and foregoing notice of appeal.

Dated at Des Moines, Iowa, this 29 day of June, 1966.

D. M. Statton
United States District Attorney

FILED: 1966 JUL 6 PM 4 12
MARGUERITE MORRISSEY
CLERK OF DISTRICT COURT
MADISON COUNTY, IOWA

IN THE DISTRICT COURT OF IOWA IN AND FOR MADISON COUNTY

MADISON COUNTY LIVESTOCK and FAIR ASSOCIATION, Plaintiff, -vs- IOWA STATE HIGHWAY COMMISSION, Defendant.	:	LAW NO. 20028 NOTICE OF APPEAL TO THE DISTRICT COURT OF IOWA, IN AND FOR MADISON COUNTY

TO.....IOWA STATE HIGHWAY COMMISSION, acting for and in behalf of the State of Iowa; SMALL BUSINESS ADMINISTRATION; MADISON COUNTY, IOWA; and REX ROUSE, Sheriff of Madison County, Iowa:

YOU, AND EACH OF YOU are hereby notified that the undersigned, Madison County Livestock and Fair Association, do hereby appeal to the District Court of Iowa, in and for Madison County, from the appraisal and awarding of damages made on the 3rd day of June, 1966, by the Commission appointed therefor for the purpose of appraising and awarding to the undersigned the damages sustained as a result of the condemnation and taking by right of eminent domain for highway purposes from the following described real estate, to-wit:

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HATT PARROTT & SONS CO., WATERLOO, IOWA 64-3012

said Sec. 1.

all as described and referred to in the notice of condemnation and assessment served upon the undersigned in said matter.

You are further notified that a petition will be filed in said cause in the office of the Clerk of the District Court of Iowa, in and for Madison County, on or before the first day of the next term of the District Court of Iowa, in and for Madison County, to-wit: The September Term which will convene in Winterset, Madison County, Iowa, on the 6th day of September, 1966, and said cause will be heard and disposed of as by law provided.

Dated at Winterset, Iowa, this 22nd day of June, 1966.

MADISON COUNTY LIVESTOCK and FAIR ASSOCIATION
By WEBSTER, FREDERICK & JORDAN
BY Lewis H. Jordan
Lewis H. Jordan
Farmers & Merchants State Bank Bldg.
Winterset, Iowa 50273
Telephone 462-3731
ATTORNEYS FOR PLAINTIFF

FILED: 1966 JUL 6 PM 4 12
MARGUERITE MORRISSEY
CLERK OF DISTRICT COURT
MADISON COUNTY, IOWA

ACKNOWLEDGEMENT OF SERVICE

I, Wayne A. Griffith, Auditor of Madison County, Iowa, hereby acknowledge service of the within and foregoing notice of appeal.

Dated at Winterset, Iowa, this 23 day of June, 1966.

MADISON COUNTY, IOWA
By Wayne A. Griffith
Wayne A. Griffith, Madison County Auditor

FILED: 1966 JUL 6 PM 4 12
MARGUERITE MORRISSEY
CLERK OF DISTRICT COURT
MADISON COUNTY, IOWA

ACKNOWLEDGEMENT OF SERVICE

I, Rex Rouse, Sheriff of Madison County, Iowa, hereby acknowledge service of the within and foregoing notice of appeal.

Dated at Winterset, Iowa, this 24th day of June, 1966.

Rex Rouse
Rex Rouse, Sheriff of Madison County, Iowa