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

and acknowledges receipt of a copy thereof this - - day of

Fred Binns, et al.,
by Madison County Sheriff
To
The State of Iowa

#2720

Fee $50.50

A.D., 1966 at 3:43 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 "A" Group "A"

RECEIVED 5-19-66 9:15 A.M.
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 matieral 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

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

the appropriation herein sought to be condemned, for the purposes herein s tated, and make their report in writing to you as provided by law.

Dated at Ames, Iowa, this 18 day of May, 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 19th day of May, 1966

Rex Rouse Rex Rouse
Sheriff, Madison County, Iowa

TO: Fred Binns, R.F.D. #4, Winterset, Iowa
Margaret Binns, R.F.D. #4, Winterset, Iowa
Carl Binns, R.F.D. #4, 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:

SW¼SE¼, SE¼SE¼ of Sec. 5, T75 N, R29W 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:

A parcel of land located in the S½SE¼ of Sec. 5, T75N, R29W of the 5th P.M., Madison County, Iowa, lying on both sides of part of the following described centerline of Primary Road No. 92 and on both sides of the following described centerline of the Secondary Road Connection, as shown on Official plans for Project F-327 "A".

The centerline of Primary Road No. 92, designated by station points 100 feet apart, numbered consecutively from west to east is described as follows: Beginning at Sta. 196+14.7, a point 163.7 ft. North of the SW Corner of said Sec. 5, on the west line thereof, thence N84° 14½'E 3567.7 ft. to Sta. 231+82.4, thence easterly 250.0 ft. along a spiral curve, concave northerly and tangent to the preceding course, having a long tangent of 166.7 ft., a short tangent of 83.4 ft. and a deflection angle of 3° 07½' to Sta. 234+32.4, thence easterly 1945.3 ft. along a 2292.0 ft. radius curve, concave northerly and tangent at its end to a line bearing N33° 29'E to Sta. 253+77.7.

The centerline of the Secondary Road Connection, designated by station points 100 feet apart, numbered consecutively from south to north is described as follows: Beginning at Sta. 4250+33.2, a point on the centerline of Primary Road No. 92, located at Sta. 249+42.2, thence S40° 34'E 95.7 ft. to Sta. 4249+37.5, thence southerly 287.5 ft. along a 409.3 ft. radius curve, concave westerly and tangent to the preceding and following courses, to Sta. 4246+50, thence S0° 19'E 100.0 ft. to Sta. 4245+50.

Said parcel is described as follows: Bounded on the west by the west line of the SE¼ of said Sec. 5; on the north by a line beginning at the point of intersection of the west line of said SE¼ and the northerly right of way line of present Primary Road No. 92, thence easterly along said present northerly right of way line to a point radially distant northerly from Sta. 236+00, thence to a point 110 ft. radially distant northerly from Sta. 237+50, thence concentric with centerline to a point 110 ft. radially distant northerly from Sta. 247+00, thence to a point radially distant northerly from Sta. 248+00 on the present northerly right of way line of Primary Road No. 92, thence northeasterly along said present northerly right of way line to the north line of the S½SE¼ of said Sec. 5, thence easterly along the north line of said S½SE¼ to the east line of said Sec. 5; on the east by the east line of said Sec. 5; on the south by a line beginning at a point 100 ft. normally distant southerly from centerline of Primary Road No. 92 on the west line of the SE¼ of said Sec. 5, thence to a point 180 ft. normally distant southerly from Sta. 223+50, thence to a point 180 ft. normally distant southerly from centerline on the present southerly right of way line of the Northwest-Southeast Secondary Road in the SW¼SE¼ of said Sec. 5, thence to a point 120 ft. normally distant southerly from Sta. 230+00, thence to a point 120 ft. normally distant southerly from Sta. 231+82.4, thence to a point 120 ft. radially distant southerly from Sta. 234+32.4, thence concentric with centerline to a point which is 120 ft. radially distant southerly from centerline of Primary Road No. 92 and 50 ft. radially distant westerly from centerline of the Secondary Road Connection, thence concentric with centerline (Sec. Rd. Conn.) to a point 50 ft. normally distant westerly from Sta. 4246+50, thence to a point normally distant westerly from Sta. 4245+50, on the present westerly right of way line of said Secondary Road Connection, thence East to the east line of said Sec. 5.

Said parcel contains 7.3 acres, more or less, exclusive of the present established roads.

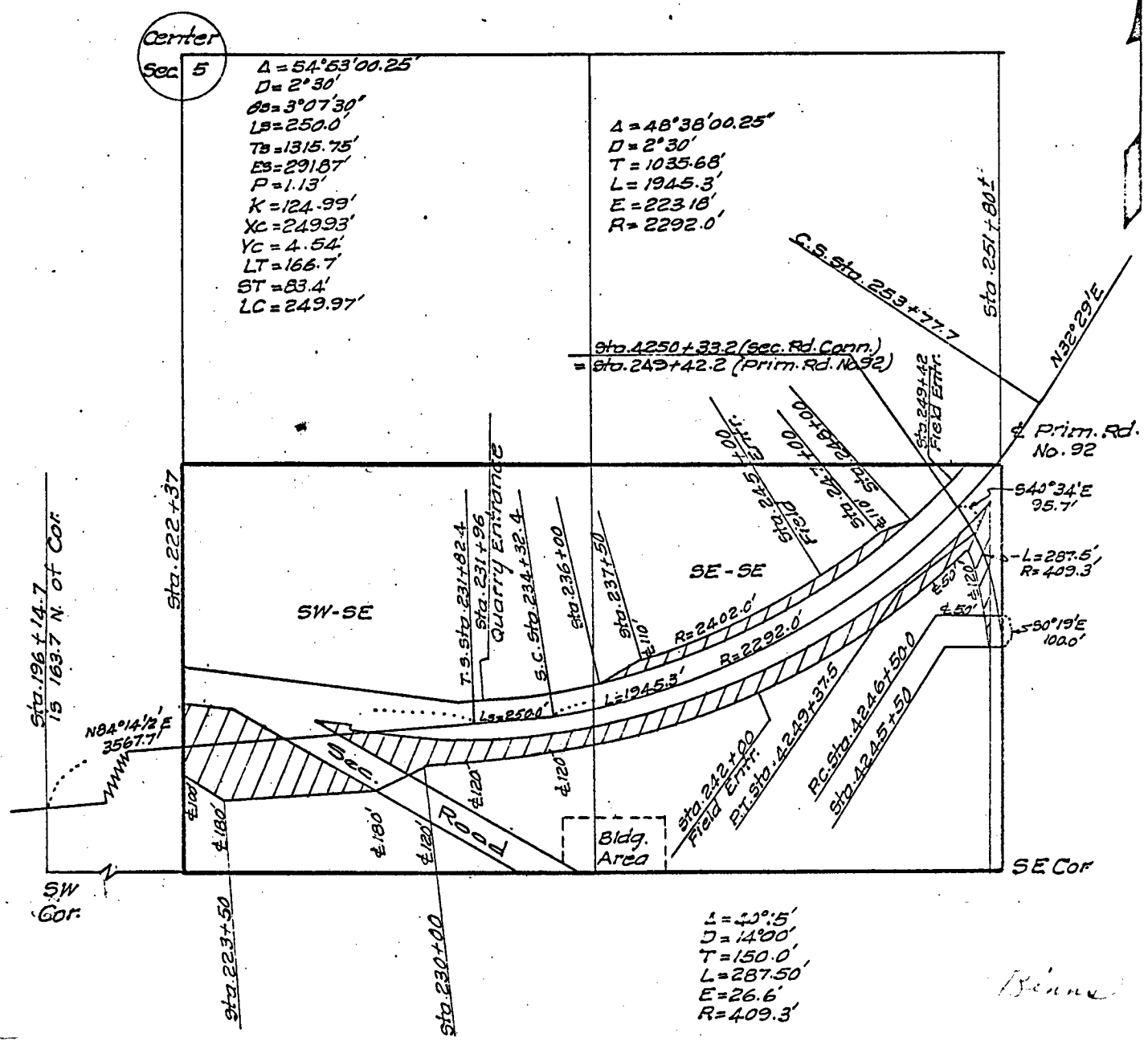
Note: The west line of the SW¼ of said Sec. 5 is assumed to bear North and South.

EXHIBIT "A"
PLAT OF LAND SOUGHT TO BE APPROPRIATED

OWNERS:- FRED BINNS R.O.W. AREA 7.3 ACRES

LOCATION
FROM CL STA. 222+37 TO CL STA. 251+80± SECTION 5 TWP. 75N RANGE 29W

& SONS CO., WATERLOO, IOWA 64-3012



MADISON COUNTY PROJECT NO. F-327 "A"

TO: Lloyd R. Bond, Earlham, Iowa
Lois Anna Bond, 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:

NW¼SW¼, SW¼SW¼ of Sec. 34, T76N, R29W 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:

A parcel of land located in the W½SW¼ of Sec. 34, T76N, R29W of the 5th P.M., Madison County, Iowa, lying on both sides of part of the following described centerline of Primary Road No. 92 and on both sides of the following described centerline of the Secondary Road Connection, as shown on Official plans for Project F-327 "A".

The centerline of Primary Road No. 92, designated by station points 100 feet apart, numbered consecutively from west to east, said numbers being adjusted at Sta. 337+32.1 to equal Sta. 337+14.3, is described as follows: Beginning at Sta. 325+45.3, a point 9.6 ft. north of the SW Corner of said Sed. 34, thence S89°22½'E 558.2 ft. to Sta. 331+03.5, thence easterly 628.6 ft. along a 57,300.0 ft. radius curve, concave northerly and tangent to the preceding and following courses to Sta. 337+32.1, which equals Sta. 337+14.3, thence East 185.7 ft. to Sta. 339+00.

The centerline of the Second Road Connection, designated by station points 100 feet apart, numbered consecutively from south to north, is described as follows: Beginning at Sta. 7325+44.4, a point on the centerline of Primary Road No. 92 located at Sta. 325+52.7, thence N0°06'W 455.6 ft. to Sta. 7330+00.

Said parcel is described as follows: All that part of the W½SW¼ of said Sec. 34 that lies southerly and westerly of a line beginning at a point 100 ft. normally distant northerly from centerline of Primary Road No. 92 on the east line of said W½SW¼, thence to a point 130 ft. normally distant northerly from Sta. 337+32.1, which equals Sta. 337+14.3, thence concentric with centerline to a point 130 ft. radially distant northerly from Sta. 333+00, thence to a point 85 ft. normally distant northerly from Sta. 331+93.5, thence to a point 85 ft. normally distant northerly from Sta. 327+15, thence to a point 65 ft. normally distant easterly from Sta. 7327+30 (Sec. Rd. Conn.), thence to a point 65 ft. normally distant easterly from Sta. 7328+50, thence to a point normally distant easterly from Sta. 7330+00, on the present easterly right of way line of said Secondary Road, thence West to the west line of said Sec. 34.

Said parcel contains 1.5 acres, more or less, exclusive of the present established roads.

Signed RRO

Note: A straight line between the SW Corner and the SE Corner of said Sec. 34 is assumed to bear East and West.

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

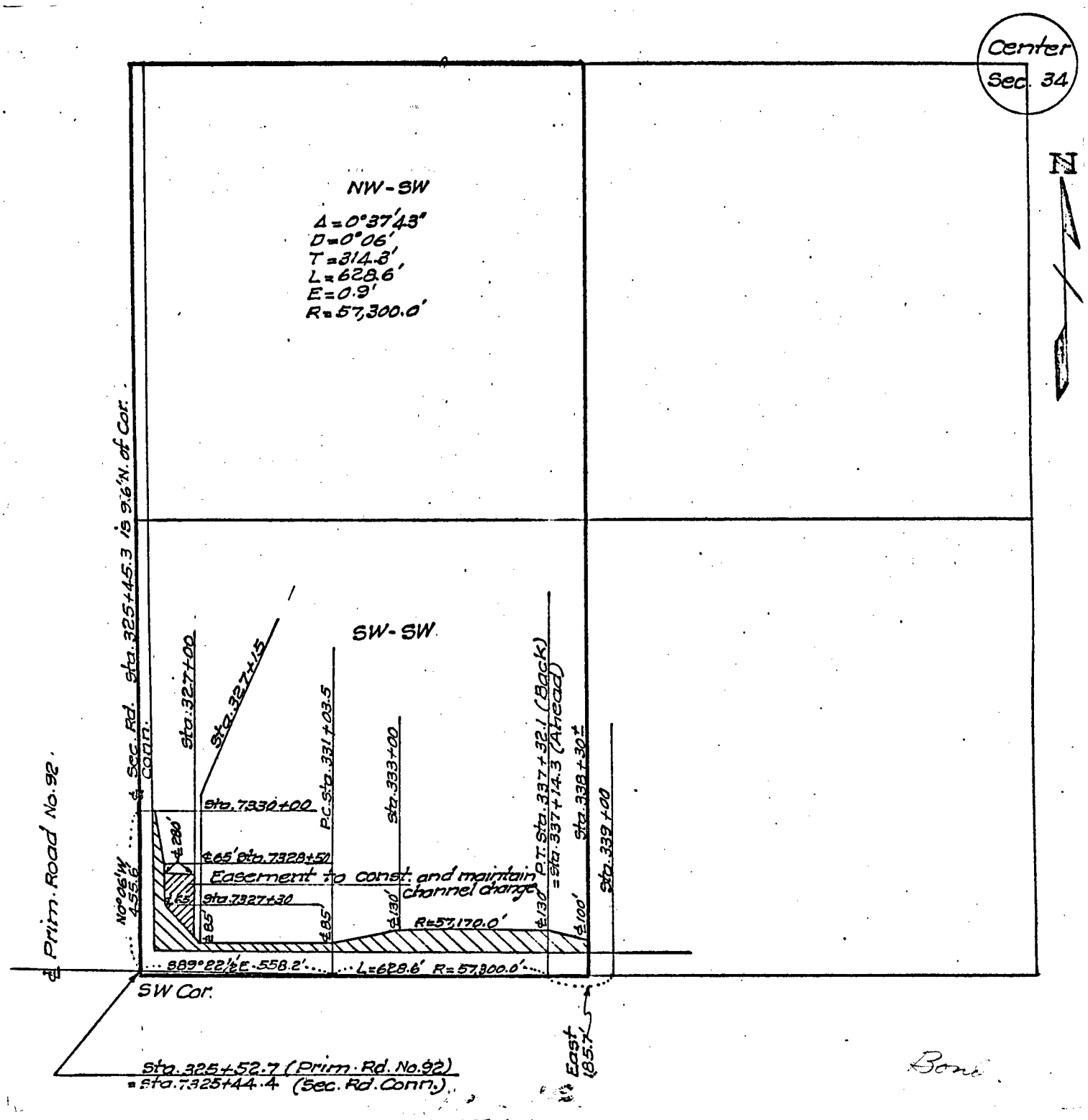
The easement rights, for the specific purpose of constructing and maintaining a channel change sought to be appropriated, is in land described as follows:

Bounded on the east by a line normal to the centerline of Primary Road No. 92 through Sta. 327+00; on the north by a line 280 ft. normally distant northerly of and parallel to said centerline; on the west and south by the land sought in fee title.

EXHIBIT "A"
PLAT OF LAND
SOUGHT TO BE APPROPRIATED
OWNERS:- LLOYD R. BOND ET UX R.O.W. AREA 1.5 ACRES

LOCATION

FROM CL STA. 325+45.3 TO CL STA. 338+30± SECTION 34 TWP. 76N RANGE 29W



MADISON COUNTY PROJECT NO. F-327 "A"

TO: Dean A. Robinson, Rural Route No. 4, Winterset, Iowa
Mary L. Robinson, Rural Route No. 4, Winterset, Iowa
R. E. Spera, Winterset, Iowa
Alma H. Spera, Winterset, Iowa
Mutual Benefit Life Insurance Company, 500 5th Street, Ames, 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:

NE¼SW¼, NW¼SE¼, NE¼SE¼, SE¼SW¼, SW¼SE¼, SE¼SE¼ of Sec. 34, T76N, R29W 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:

A parcel of land located in the E½SW¼ and SE¼ of Sec. 34, T76N, R29W of the 5th P.M., Madison County, Iowa, lying on the northerly side of part of the following described centerline of Primary Road No. 92 and on the westerly side of the following described centerline of the Secondary Road Connection, as shown on Official plans for Project F-327 "A".

The centerline of Primary Road No. 92, designated by station points 100 feet apart, numbered consecutively from west to east is described as follows: Beginning at Sta. 378+02.6, a point on the SE Corner of said Sec. 34, thence West 4002.6 ft. to Sta. 338+00.

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

The centerline of the Secondary Road Connection, designated by station points 100 feet apart, numbered consecutively from south to north is described as follows: Beginning at Sta. 8378+02.6, a point on the centerline of Primary Road No. 92 located at Sta. 378+02.6, thence N0°22'W 497.4 ft. to Sta. 8383+00.

Said parcel is described as follows: All that part of the E½SW¼ and SE¼ of said Sec. 34 that lies southerly and easterly of a line beginning at a point 100 ft. normally distant northerly from centerline of Primary Road No. 92 on the west line of said E½SW¼, thence to a point 85 ft. normally distant northerly from Sta. 339+50, thence to a point 85 ft. normally distant northerly from Sta. 345+00, thence to a point 100 ft. normally distant northerly from Sta. 346+50, thence to a point 100 ft. normally distant northerly from centerline on the present north-south fence line through Sta. 351+47, thence to a point 110 ft. normally distant northerly from Sta. 353+00, thence to a point 110 ft. normally distant northerly from Sta. 335+00, thence to a point 100 ft. normally distant northerly from Sta. 356+00, thence to a point 100 ft. normally distant northerly from centerline on the present north-south fence line through Sta. 370+65, thence to a point 80 ft. normally distant northerly from Sta. 372+00, thence to a point 80 ft. normally distant northerly from Sta. 376+00, thence to a point 100 ft. normally distant northerly from Sta. 377+10, thence to a point 50 ft. normally distant westerly from Sta. 8381+00 (Sec. Rd. Conn.), thence to a point 50 ft. normally distant westerly from Sta. 8382+00, thence to a point normally distant westerly from Sta. 8383+00 on the present westerly right of way line of said Secondary Road Connection, thence East to the East line of said Sec. 34.

Said parcel contains 3.5 acres, more or less, exclusive of the present established roads.

Note: A straight line between the SE Cor. and the SW Cor. of said Sec. 34 is assumed to bear East and West.

In connection with this condemnation proceeding it is specifically provided that the State of Iowa shall have a right of temporary easement, for the specific purpose of ditching an inlet, to a maximum distance of 120 ft. northerly from centerline (Prim. Rd. No. 92) from Sta. 346+00 to Sta. 347+30. It is further provided that upon completion of said operations the temporary easement right of the State of Iowa for the specific purpose of ditching an inlet shall terminate and in no event later than December 31, 1969.

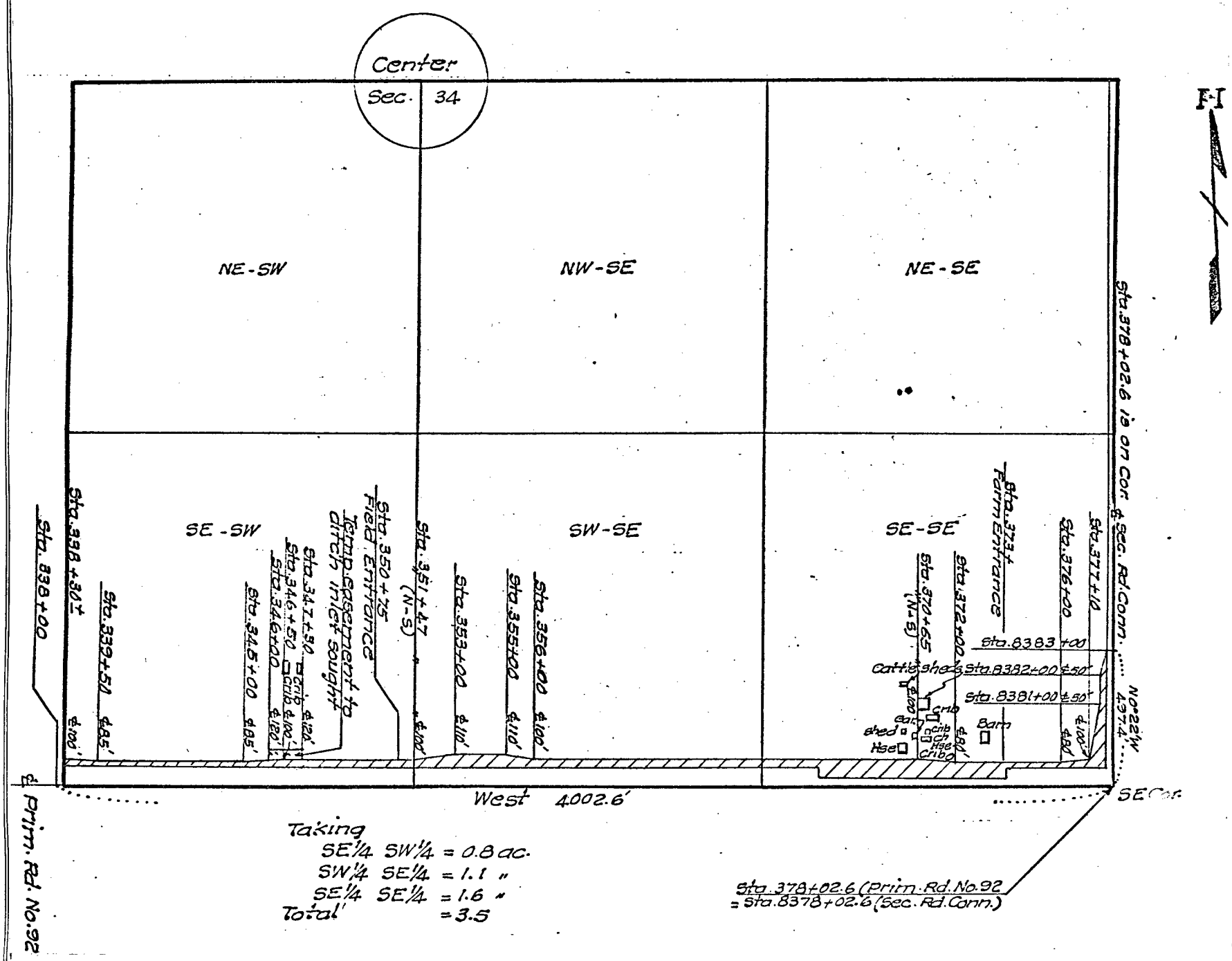
EXHIBIT "A"

PLAT OF LAND SOUGHT TO BE APPROPRIATED

OWNERS:- DEAN A. ROBINSON ET AL. R.O.W. AREA 3.5 ACRES

LOCATION

FROM CL STA. 338+30± TO CL STA. 378+02.6 SECTION 34 TWP. 76N RANGE 29W



Taking
SE¼ SW¼ = 0.8 ac.
SW¼ SE¼ = 1.1 "
SE¼ SE¼ = 1.6 "
Total = 3.5

MADISON COUNTY PROJECT NO. F-327 "A"

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 "A" Group "A"

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

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

RECEIVED 6-2-66 9:12 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 19th day of May 1966

Rex Rouse Rex Rouse
Sheriff, Madison County, Iowa

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 "A" Group "A"

SELECTION AND APPOINTMENT OF CONDEMNATION COMMISSIONERS BY THE CHIEF JUSTICE

RECEIVED 6-2-66 9:12 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 designate, select, and appoint as the members of said condemnation commission required in this matter the following persons:

NAME	ADDRESS	COUNTY
Clarence Johnson	Winterset	Madison
Cedric E. Glenn	Adel	Dallas
Donald Desenberg	Norwalk	Warren
James A. Wade	Osceola	Clarke
Donn W. Harper	Creston	Union
Leonard C. Wright	Greenfield	Adair

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

Dated at Ames, Iowa, this 23d 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 2day 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 "A" Group "A"

SUMMONS TO COMMISSIONERS

RECEIVED 6-2-66 9:12 A.M. D.R. MADISON COUNTY SHERIFF WINTERSET, IOWA

RECEIVED 6-3-66 9:15 A.M. RRR 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

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

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 20 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 3rd day of June, 1966

Donald Desenberg
DONALD DESENBERG

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 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 "A" Group "A"

SUMMONS TO COMMISSIONERS

RECEIVED 6-2-66 9:12 A.M.
D.R. MADISON COUNTY
SHERIFF WINTERSET, IOWA

TO: James A. Wade, 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 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 20 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 3rd day of June, 1966.

J. A. Wade
JAMES A. WADE.

Filed in my office at Winterset, Iowa, this 4 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 "A" Group "A"

SUMMONS TO COMMISSIONERS

RECEIVED 6-2-66 9:12 A.M.
D.R. MADISON COUNTY
SHERIFF WINTERSET, IOWA
RECEIVED 6-7-66 9:06 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., WINTERSET, IOWA 64-3012

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 20 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 6 day of June, 1966

Donn W. Harper
DONN W. HARPER

Filed in my office at Winterset, Iowa, this 7 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 "A" Group "A"

SUMMONS TO COMMISSIONERS

RECEIVED 6-2-66 9:12 A.M. D.R. MADISON COUNTY SHERIFF WINTERSET, IOWA
RECEIVED 6-4-66 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 duly been/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 20 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 - - day of - -, 19 - -

Leonard C. Wright
By Frances A. Hughes
LEONARD C. WRIGHT

Filed in my office at Winterset, Iowa, this 4 day of June, 1966

Rex Rouse Rex Rouse
Sheriff, Madison County, Iowa

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

In the Matter of the Condemnation of Certain 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, located in Madison County, Project No. F-327 "A", "A"

ORDER

RECEIVED 6-10-66 9:10 A.M. D.R. MADISON COUNTY SHERIFF WINTERSET, IOWA

Now on this 7th day of June, 1966, the above entitled matter was presented to the undersigned Chief Justice of the Supreme Court of Iowa, who finds thatClarence Johnson 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 dateof hearing, to-wit: June 20, 1966 and, therefore, Charles E. Tucker, Jr. 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 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, located in Madison County, Project No. F-327 "A", Group "A"

ORDER

RECEIVED 6-16-66 9:15 A.M. D.R. MADISON COUNTY SHERIFF WINTERSET, IOWA

Now on this 15th day of June, 1966, the above entitled matter was presented to the undersigned Chief Justice of the Supreme Court of Iowa, who finds that Charles E. Tucker 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 20, 1966 and, therefore, W. G. Jackson of Earlham 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 Iowain the Improvement of Primary Road No. 92, west of Winterset, Iowa located in Madison County Project No. F-327 "A" Group "A"

SUMMONS TO COMMISSIONERS

RECEIVED 6-16-66 9:15 A.M. D.R. MADISON COUNTY SHERIFF WINTERSET, IOWA

TO: W. G. Jackson, Earlham, 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 - - County, state of Iowa, on the 20 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 Earlham, Iowa, this 16 day of June, 1966

W. G. Jackson
W. G. Jackson

Filed in my office at Winterset, Iowa, this 16 day of June, 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 Iowain the Improvement of Primary Road No. 92, west of Winterset, Iowa located in Madison County Project No. F-327 "A" Group "A"

OATH OF COMMISSIONERS

RECEIVED 6-2-66 9:12 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 the 1962 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.

J. A. Wade
Donald Desenberg
Donn W. Harper
Cedric E. Glenn
W. G. Jackson
Leonard C. Wright

Subscribed and sworn to before me this 20 day of June 1966

Marguerite Morrissey Clerk of Court
in and for said County and State

Filed in my office at Winterset, Iowa, this 20 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 Iowain the Improvement of Primary Road No. 92, west of Winterset, Iowa located in Madison County Project No. F-327 "A" Group "A"

NOTICE

RECEIVED 6-2-66 9:12 A.M. D.R. MADISON COUNTY SHERIFF WINTERSET, IOWA

TO: Lloyd R. Bond, Earlham, Iowa
Lois Anna Bond, 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:

NW¼SW¼, SW¼SW¼ of Sec. 34, T76N, R29W 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:

A parcel of land located in the W½SW¼ of Sec. 34, T76N, R29W of the 5th P.M., Madison County, Iowa, lying on both sides of part of the following described centerline of Primary Road No. 92 and on both sides of the following described centerline of the Secondary Road Connection, as shown on Official plans for Project F-327 "A".

The centerline of Primary Road No. 92, designated by station points 100 feet apart, numbered consecutively from west to east, said numbers being adjusted at Sta. 337+32.1 to equal Sta. 337+14.3, is described as follows: Beginning at Sta. 325+45.3, a point 9.6 ft. north of the SW Corner of said Sec. 34, thence S89°22½'E 558.2 ft. to Sta. 331+03.5, thence easterly 628.6 ft. along a 57,300.0 ft. radius curve, concave northerly and tangent to the preceding and following courses to Sta. 337+32.1, which equals Sta. 337+14.3, thence East 185.7 ft. to Sta. 339+00.

The centerline of the Secondary Road Connection, designated by station points 100 feet apart, numbered consecutively from south to north, is described as follows: Beginning at Sta. 7325+44.4, a point on the centerline of Primary Road No. 92 located at Sta. 325+52.7, thence N0°06'W 455.6 ft. to Sta. 7330+00.

Said parcel is described as follows: All that part of the W½SW¼ of said Sec. 34 that lies southerly and westerly of a line beginning at a point 100 ft. normally distant northerly from centerline of Primary Road No. 92 on the east line of said W½SW¼, thence to a point 130 ft. normally distant northerly from Sta. 337+32.1, which equals Sta. 337+14.3, thence concentric with centerline to a point 130 ft. radially distant northerly from Sta. 333+00, thence to a point 85 ft. normally distant northerly from Sta. 331+03.5, thence to a point 85 ft. normally distant northerly from Sta. 327+15, thence to a point 65 ft. normally distant easterly from Sta. 7327+30 (Sec. Rd. Conn.), thence to a point 65 ft. normally distant easterly from Sta. 7328+50, thence to a point normally distant easterly from Sta. 7330+00, on the present easterly right of way line of said Secondary Road, thence West to the west line of said Sec. 34.

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

Said parcel contains 1.5 acres, more or less, exclusive of the present established roads.

Note: A straight line between the SW Corner and the SE Corner of said Sec. 34 is assumed to bear East and West.

The easement rights, for the specific purpose of constructing and maintaining a channel change sought to be appropriated, is in land described as follows:

Bounded on the east by a line normal to the centerline of Primary Road No. 92 through Sta. 327+00, on the north by a line 280 ft. normally distant northerly of and parallel to said centerline; on the west and south by the land sought in fee title.

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 20 day of June, 1966, at 10:15 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 2 day of June, 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
Lloyd R. Bond	June	3	1966	Jackson	Madison	Iowa

Rex Rouse Rex Rouse
Sheriff, Madison County, Iowa

EXHIBIT "A"

PLAT OF LAND SOUGHT TO BE APPROPRIATED

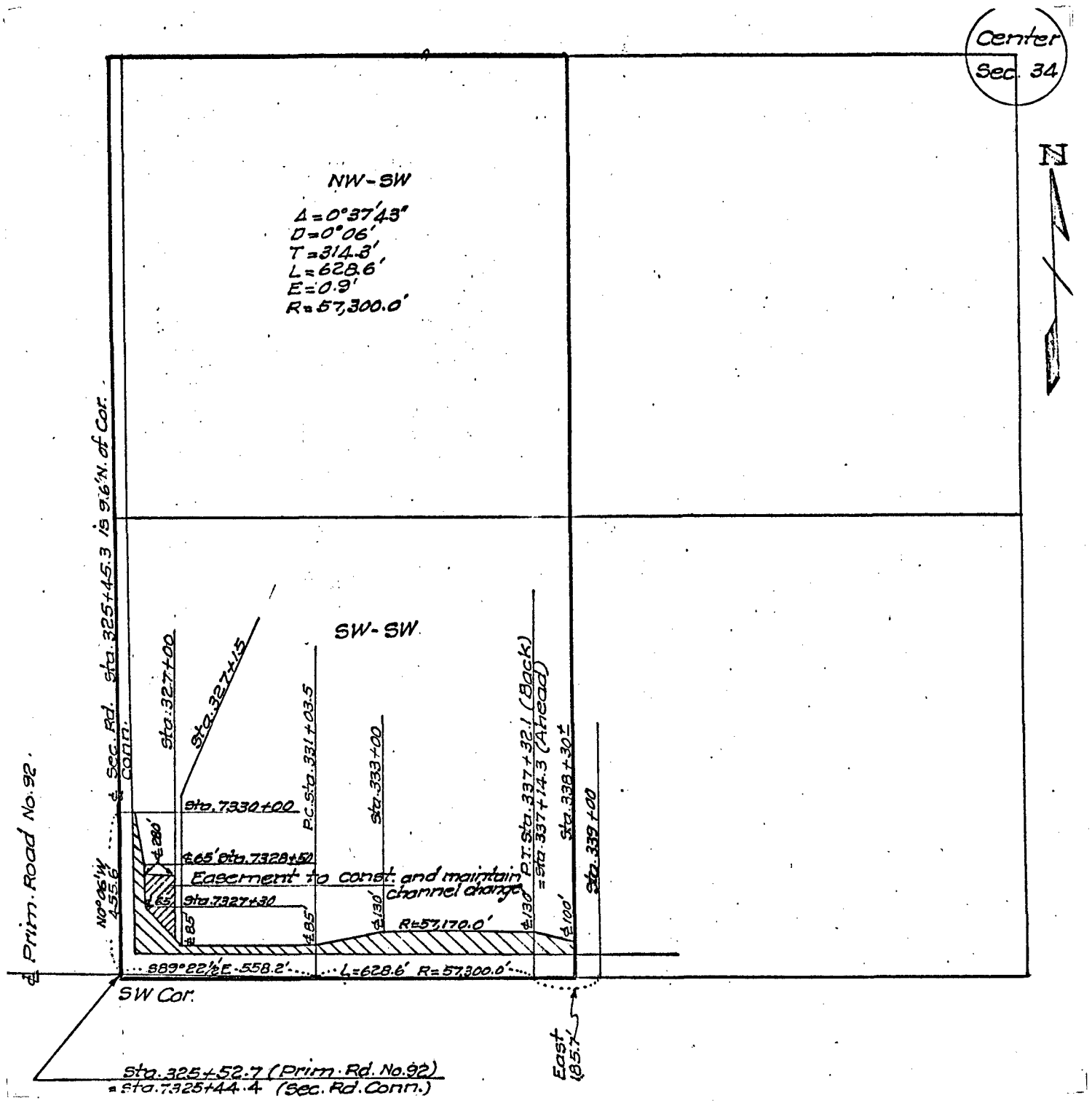
OWNERS:- LLOYD R. BOND ET UX R.O.W. AREA 1.5 ACRES

LOCATION

FROM CL STA. 325+45.3 TO CL STA. 338+30± SECTION 34

TWP. 76N RANGE 29W

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



MADISON COUNTY PROJECT NO. F-327 "A"

RETURN OF SERVICE--Company or Corporation

STATE OF IOWA, Madison County, ss.

The within notice came into my hands on the 2 day of June, 1966 and on the 4th day of June, 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 Iowain the Improvement of Primary Road No. 92, west of Winterset, Iowa located in Madison County Project No. F-327 "A" Group "A"

NOTICE

RECEIVED 6-2-66 9:12 A.M.
D.R. MADISON COUNTY SHERIFF
WINTERSET, IOWA

TO: Fred Binns, R.F.D. #4, Winterset, Iowa
Margaret Binns, R.F.D. #4, Winterset, Iowa
Carl Binns, R.F.D. #4, 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:

SW¼SE¼, SE¼SE¼ of Sec. 5, T75N, R29W 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:

A parcel of land located in the S½SE¼ of Sec. 5, T75N, R29W of the 5th P.M., Madison County, Iowa, lying on both sides of part of the following described centerline of Pri-

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

mary Road No. 92 and on both sides of the following described centerline of the Secondary Road Connection, as shown on Official plans for Project F-327 "A".

The centerline of Primary Road No. 92, designated by station points 100 feet apart, numbered consecutively from west to east is described as follows: Beginning at Sta. 196+14.7, a point 163.7 ft. North of the SW Corner of said Sec. 5, on the west line thereof, thence N84° 14½'E 3567.7 ft. to Sta. 231+82.4, thence easterly 250.0 ft. along a spiral curve, concave northerly and tangent to the preceding course, having a long tangent of 166.7 ft., a short tangent of 83.4 ft. and a deflection angle of 3° 07½', to Sta. 234+32.4, thence easterly 1945.3 ft. along a 2292.0 ft. radius curve, concave northerly and tangent at its end to a line bearing N33° 29'E to Sta. 253+77.7.

The centerline of the Secondary Road Connection, designated by station points 100 feet apart, numbered consecutively from south to north is described as follows: Beginning at Sta. 4250+33.2, a point on the centerline of Primary Road No. 92, located at Sta. 249+42.2, thence S40° 34'E 95.7 ft. to Sta. 4249+37.5, thence southerly 287.5 ft. along a 409.3 ft. radius curve, concave westerly and tangent to the preceding and following courses, to Sta. 4246+50, thence S0° 19'E 100.0 ft. to Sta. 4245+50.

Said parcel is described as follows: Bounded on the west by the west line of the SE¼ of said Sec. 5; on the north by a line beginning at the point of intersection of the west line of said SE¼ and the northerly right of way line of present Primary Road No. 92, thence easterly along said present northerly right of way line to a point radially distant northerly from Sta. 236+00, thence to a point 110 ft. radially distant northerly from Sta. 237+50, thence concentric with centerline to a point 110 ft. radially distant northerly from Sta. 247+00, thence to a point radially distant northerly from Sta. 248+00 on the present northerly right of way line of Primary Road No. 92, thence northeasterly along said present northerly right of way line to the north line of the S½SE¼ of said Sec. 5, thence easterly along the north line of said S½SE¼ to the east line of said Sec. 5; on the east by the east line of said Sec. 5; on the south by a line beginning at a point 100 ft. normally distant southerly from centerline of Primary Road No. 92 on the west line of the SE¼ of said Sec. 5, thence to a point 180 ft. normally distant southerly from Sta. 223+50, thence to a point 180 ft. normally distant southerly from centerline on the present southerly right of way line of the Northwest-Southeast Secondary Road in the SW¼SE¼ of said Sec. 5, thence to a point 120 ft. normally distant southerly from Sta. 230+00, thence to a point 120 ft. normally distant southerly from Sta. 231+82.4, thence to a point 120 ft. radially distant southerly from Sta. 234+32.4, thence concentric with centerline to a point which is 120 ft. radially distant southerly from centerline of Primary Road No. 92 and 50 ft. radially distant westerly from centerline of the Secondary Road Connection, thence concentric with centerline (Sec. Rd. Conn.) to a point 50 ft. normally distant westerly from Sta. 4246+50, thence to a point normally distant westerly from Sta. 4245+50, on the present westerly right of way line of said Secondary Road Connection, thence East to the east line of said Sec. 5.

Said parcel contains 7.3 acres, more or less, exclusive of the present established roads.

Note: The west line of the SW¼ of said Sec. 5 is assumed to bear North and South.

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 20th day of June, 1966, at 10:00 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

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 2 day of June, 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:

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

Name	Month	Day	Year	Township, City or Town	County	State
Margaret Binns	June	3	1966	Webster	Madison	Iowa
Carl Binns	June	3	1966	Webster	Madison	Iowa

Rex Rouse Rex Rouse
Sheriff, Madison County, Iowa

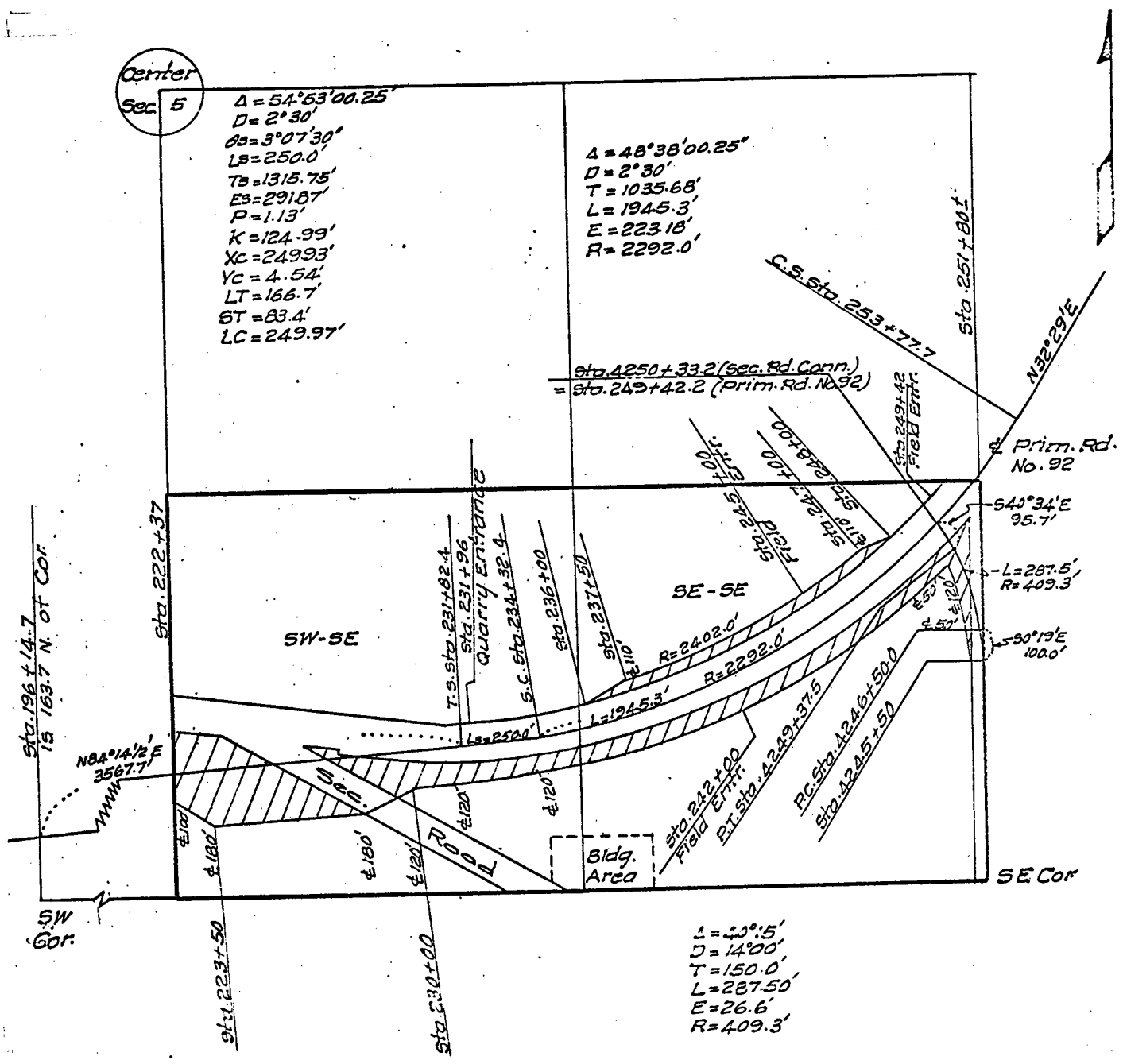
EXHIBIT "A"

PLAT OF LAND SOUGHT TO BE APPROPRIATED

OWNERS:- FRED BINNS R.O.W. AREA 7.3 ACRES

LOCATION

FROM CL STA. 222+37 TO CL STA. 251+80± SECTION 5 TWP. 75 N RANGE 29W



MADISON COUNTY PROJECT NO. F-327 "A"

RETURN OF SERVICE--Company or Corporation

STATE OF :IOWA, Madison County, ss.

The within notice came into my hands on the 2 day of June, 1966 and on the 4th day of June, 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

RETURN OF ORIGINAL NOTICE

STATE OF IOWA, Madison County, ss.

The within notice came into my hands on the 2nd day of June 1966, and on the 3rd dya of June, 1966, I served the same on Fred Binns, by leaving a true copy thereof at the house of Fred Binns, situated in the Township of Webster Madison County, Iowa, the same being the usual place of residence of said defendent with Mrs. Fred Binns, a member of said defendant's family, with whom he resides, and over 18 years of age, the said defendant not being found within the County.

Rex Rouse Rex Rouse
Sherriff of Madison County

HAYT 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 "A" Group "A"

NOTICE

RECEIVED 6-2-66 9:12 A.M.
D.R. MADISON COUNTY
SHERIFF WINTERSET, IOWA

TO: Dean A. Robinson, Rural Route No. 4, Winterset, Iowa
Mary L. Robinson, Rural Route No. 4, Winterset, Iowa
R. E. Spera, Winterset, Iowa
Alma H. Spera, Winterset, Iowa
Mutual Benefit Life Insurance Company, 500 5th Street, Ames, 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:

NE¼SW¼, NW¼SE¼, NE¼SE¼, SE¼SW¼, SW¼SE¼, SE¼SE¼ of Sec. 34, T76N, R29W 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:

A parcel of land located in the E½SW¼ and SE¼ of Sec. 34, T76N, R29W of the 5th P.M., Madison County, Iowa, lying on the northerly side of part of the following described centerline of Primary Road No. 92 and on the westerly side of the following described centerline of the Secondary Road Connection, as shown on Official plans for Project F-327 "A".

The centerline of Primary Road No. 92, designated by station points 100 feet apart, numbered consecutively from west to east is described as follows: Beginning at Sta. 378+02.6, a point on the SE Corner of said Sec. 34, thence West 4002.6 ft. to Sta. 338+00.

The centerline of the Secondary Road Connection, designated by station points 100 feet apart, numbered consecutively from south to north is described as follows: Beginning at Sta. 8378+02.6, thence N0° 22'W 497.4 ft. to Sta. 8383+00.

Said parcel is described as follows: All that part of the E½SW¼ and SE¼ of said Sec. 34 that lies southerly and easterly of a line beginning at a point 100 ft. normally distant northerly from centerline of Primary Road No. 92 on the west line of said E½SW¼, thence to a point 85 ft. normally distant northerly from Sta. 339+50, thence to a point 85 ft. normally distant northerly from Sta. 345+00, thence to a point 100 ft. normally distant northerly from Sta. 346+50, thence to a point 100 ft. normally distant northerly from centerline on the present north-south fence line through Sta. 351+47, thence to a point 110 ft. normally distant northerly from Sta. 353+00, thence to a point 110 ft. normally distant northerly from Sta. 355+00, thence to a point 100 ft. normally distant northerlyerly from Sta. 356+00, thence to a point 100 ft. normally distant northerly from centerline on the present north-south fence line through Sta. 370+65, thence to a point 80 ft. normally distant northerly from Sta. 372+00, thence to a point 80 ft. normally distant northerly from Sta. 376+00, thence to a point 100 ft. normally distant northerly from Sta. 377+10, thence to a point 50 ft. normally distant westerly from Sta. 8381+00 (Sec. Rd. Conn.), thence to a point 50 ft. normally distant westerly from Sta. 8382+00, thence to a point normally distant westerly from Sta. 8383+00 on the present westerly right of way line of said Secondary Road Connection, thence East to the East line of said Sec. 34.

Said parcel contains 3.5 acres, more or less, exclusive of the present established roads.

Note: A straight line between the SE Cor. and the SW Cor. of said Sec. 34 is assumed to bear East and West.

In connection with this condemnation proceeding it is specifically provided that the State of Iowa shall have a right of temporary easement, for the specific purpose of ditching an inlet, to a maximum distance of 120 ft. northerly from centerline (Prim. Rd. No. 92) from Sta. 346+00 to Sta. 347+30. It is further provided that upon completion of said operations the temporary easement right of the State of Iowa for the specific purpose of ditching an inlet shall terminate and in no event later than December 31, 1969.

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 20 day of June, 1966, at 10:30 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

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

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 2 day of June, 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
Dean A. Robinson	June	3	1966	Jackson	Madison	Iowa
Mary L. Robinson	June	3	1966	Jackson	Madison	Iowa
Alma H. Spera	June	3	1966	Jackson	Madison	Iowa

Fees:
Service $5.75
Mileage $7.40
Total $13.15

Rex Rouse Rex Rouse
Sheriff, Madison County, Iowa

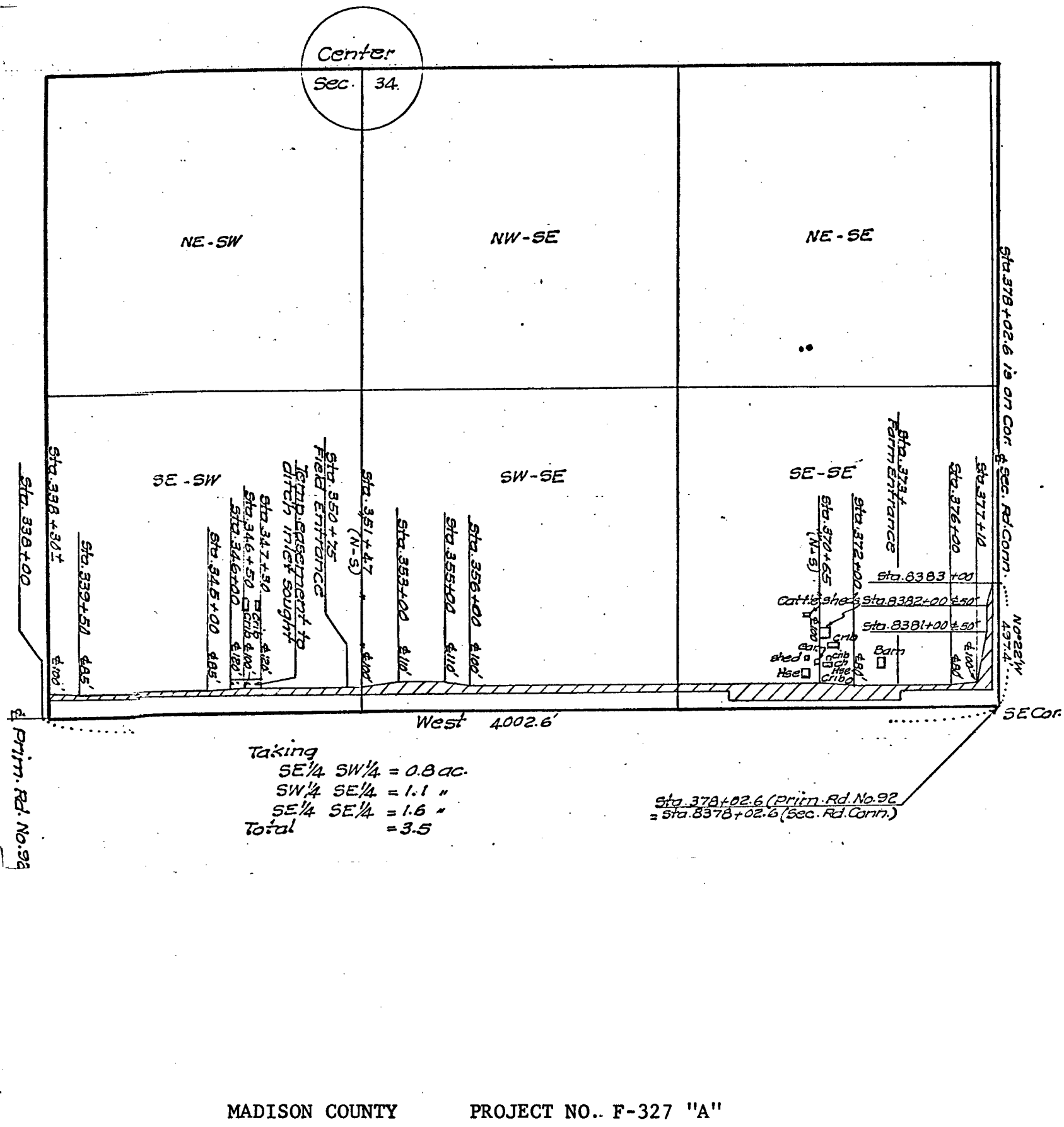
EXHIBIT "A"

PLAT OF LAND SOUGHT TO BE APPROPRIATED

OWNERS:- DEAN A. ROBINSON ET AL. R.O.W. AREA 3.5 ACRES

LOCATION

FROM CL STA. 338+30± TO CL STA. 378+02.6 SECTION 34 TWP. 76N RANGE 29W



Taking
SE¼ SW¼ = 0.8 ac.
SW¼ SE¼ = 1.1 "
SE¼ SE¼ = 1.6 "
Total = 3.5

MADISON COUNTY PROJECT NO.. F-327 "A"

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

RETURN OF SERVICE--Company or Corporation

STATE OF IOWA, Madison County, ss.

The within notice came into my hands on the 2 day of June, 1966 and on the 4th day of June, 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

RETURN OF ORIGINAL NOTICE

STATE OF IOWA, Madison County, ss.

The within notice came into my hands on the 2nd day of June, 1966, and on the 3rd day of June, 1966, I served the same on R. E. Spera, by leaving a true copy thereof at the house of R. E. Spera, situated in the Township of Jackson Madison County, Iowa, the same being the usual place of residence of said defendent with Mrs R. E. Spera, a member of said defendant's family, with whom he resides, and over 18 years of age, the said defendant not being found within the County.

Rex Rouse Rex Rouse
Sherriff 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 "A" Group "A"

NOTICE

RECEIVED 6-8-66 9:18 A.M. D.R.
MADISON COUNTY SHERIFF
WINTERSET, IOWA
RECEIVED 1966 June 2 AM 9:56
SHERIFF, STORY COUNTY, IOWA
J. I. SHALLEY, SHERIFF

TO: Dean A. Robinson, Rural Route No. 4, Winterset, Iowa
Mary L. Robinson, Rural Route No. 4, Winterset, Iowa
R. E. Spera, Winterset, Iowa
Alma H. Spera, Winterset, Iowa
Mutual Benefit Life Insurance Company, 500 5th Street, Ames, 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:

NE¼SW¼, NW¼SE¼, NE¼SE¼, SE¼SW¼, SW¼SE¼, SE¼SE¼ of Sec. 34, T76N, %29W 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:

A parcel of land located in the E½SW¼ and SE¼ of Sec. 34, T76N, R29W of the 5th P.M., Madison County, Iowa, lying on the northerly side of part of the following described centerline of Primary Road No. 92 and on the westerly side of the following described centerline of the Secondary Road Connection, as shown on Official plans for Project F-327 "A".

The centerline of Primary Road No. 92, designated by station points 100 feet apart, numbered consecutively from west to east is described as follows: Beginning at Sta. 378+02.6, a point on the SE Corner of said Sec. 34, thence West 4002.6 ft. to Sta. 338+00.

The centerline of the Secondary Road Connection, designated by station points 100 feet apart, numbered consecutively from south to north is described as follows: Beginning at Sta. 8378+02.6, a point on the centerline of Primary Road No. 92 located at Sta. 378+02.6, thence N0°22'W 497.4 ft. to Sta. 8383+00.

Said parcel is described as follows: All that part of the E½SW¼ and SE¼ of said Sec. 34 that lies southerly and easterly of a line beginning at a point 100 ft. normally distant northerly from centerline of Primary Road No. 92 on the west line of said E½SW¼, thence to a point 85 ft. normally distant northerly from Sta. 339+50, thence to a point 85 ft. normally distant northerly from Sta. 345+00, thence to a point 100 ft. normally distant northerly from Sta. 346+50, thence to a point 100 ft. normally distant northerly from centerline on the present north-south fence line through Sta. 351+47, thence to a point 110 ft. normally distant northerly from Sta. 353+00, thence to a point 110 ft. normally distant northerly from Sta. 355+00, thence to a point 100 ft. normally distant northerly from Sta. 356+00, thence to a point 100 ft. normally distant northerly from centerline on the present north-south fence line through Sta. 370+65, thence to a point 80 ft. normally distant northerly from Sta. 372+00, thence to a point 80 ft. normally distant northerly from Sta. 376+00, thence to a point 100 ft. normally distant northerly from Sta. 377+10, thence to a point 50 ft. normally distant westerly from Sta. 8381+00 (Sec. Rd. Conn.), thence to a point 50 ft. normally distant westerly from Sta. 8382+00, thence to a point normally distant westerly from Sta. 8383+00 on the present westerly right of way line of said Secondary Road Connection, thence East to the East line of said Sec. 34.

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

Said parcel contains 3.5 acres, more or less, exclusive of the present established roads.

Note: A straight line between the SE Cor. and the SW Cor. of said Sec. 34 is assumed to bear East and West.

In connection with this condemnation proceeding it is specifically provided that the State of Iowa shall have a right of temporary easement, for the specific purpose of ditching an inlet, to a maximum distance of 120 ft. northerly from centerline (Prim. Rd. No. 92) from Sta. 346+00 to Sta. 347+30. It is further provided that upon completion of said operations the temporary easement right of the State of Iowa for the specific purpose of ditching an inlet shall terminate and in no event later than December 31, 1969.

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 20 day of June, 1966, at 10:30 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 StateHighway
Commission

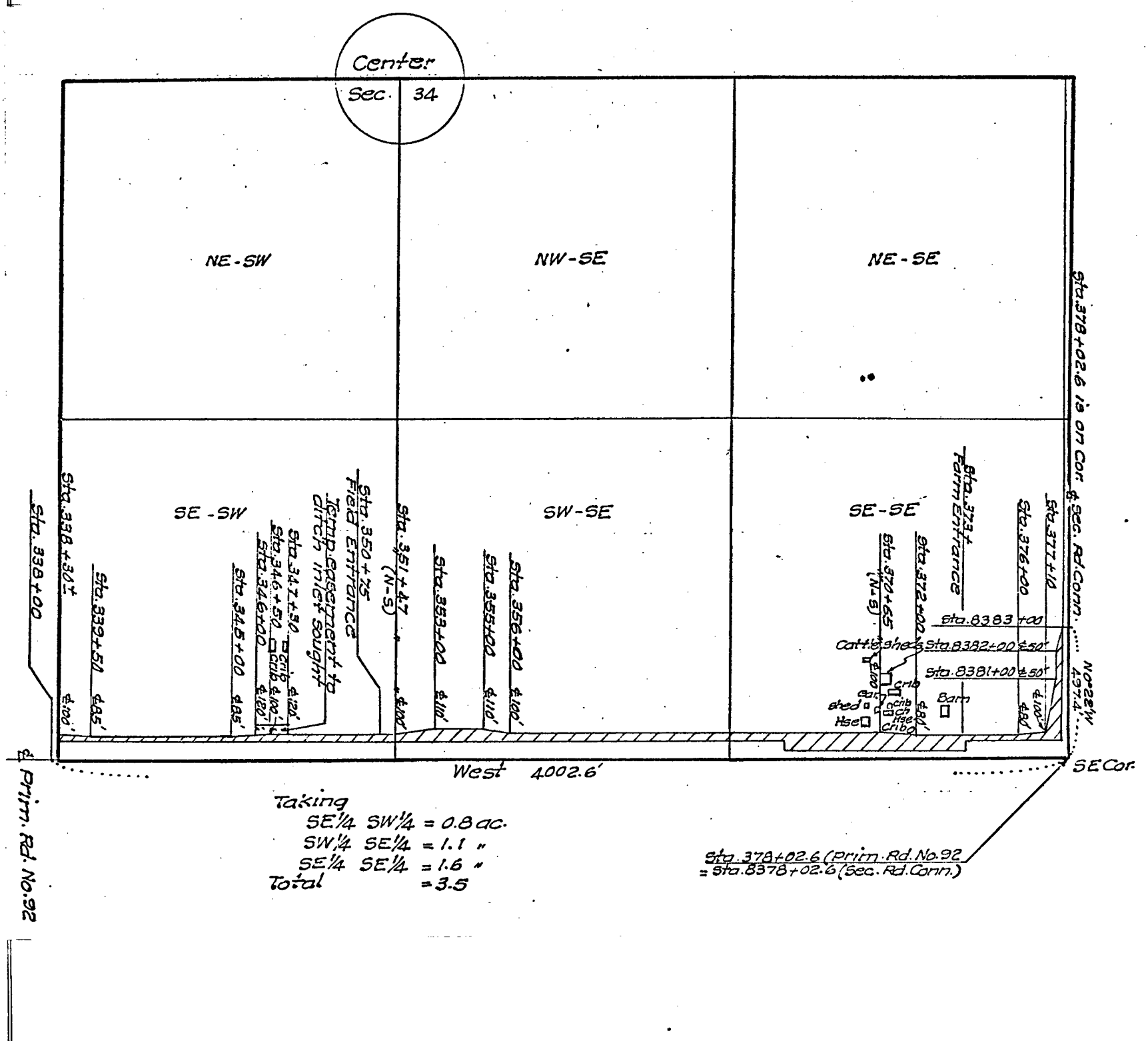
EXHIBIT "A"

PLAT OF LAND SOUGHT TO BE APPROPRIATED

OWNERS:- DEAN A. ROBINSON ET AL. R.O.W. AREA 3.5 ACRES

LOCATION

FROM CL STA. 338+30± TO CL STA. 378+02.6 SECTION 34 TWP. 76N RANGE 29W



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

MADISON COUNTY PROJECT NO. F-327 "A"

STATE OF IOWA, STORY County) ss. RETURN OF NOTICE.

The within notice received this 2d day of June, 1966, and I certify that on the 3d day of June, 1966, I served the same on the defendant Mutual Benefit Life Ins. Co., a Corporation (1), by delvering a copy thereof to Lloyd Kurtz Associate Mgr. Ames office, of said defendant, in the City, of Ames, in Story County, State of Iowa.

Service $ .75
Mileage 2.00
$2.75 Being paid by ISHC

J. I. Shalley, Sheriff Story County, Iowa
By Dean Drake Deputy
Official Title
SHERIFF OF STORY COUNTY
No. 38508

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 "A" Group "A"

REPORT OF CONDEMNATION COMMISSION

TO: Rex Rouse, Sheriff of Madison County, Iowa

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

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

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

		Land and Improvements Condemned	Consequential Damages	Total Award
(Parcel 7)	Fred Binns; Margaret Binns; Carl Binns; Madison County, Iowa	$	$	$5,025.00
(Parcel 15)	Dean A. Robinson; Mary L. Robinson; R. E. Spera; Alma H. Spera; Mutual Benefit Life Insurance Company; Madison County	$	$	$4,470.00

Respectfully reported at Winterset, Iowa, this 20 day of June, 1966

Donald Desenberg — W. G. Jackson
Leonard C. Wright — J. A. Wade
Cedric E. Glenn — Donn W. Harper

Filed in my office at Winterset, Iowa, this 20 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 "A" Group "A".

SHERIFF'S CERTIFICATION AS TO AWARDS AND COSTS.

RECEIVED 6-2-66 9:12 A.M. D.R. MADISON COUNTY SHERIFF WINTERSET, IOWA

To Iowa State Highway Commission,

Ames, Iowa

I hereby certify that the commissioners in the above entitled cause convened at Winterset, Iowa, on the 20th day of June, 1966, and thereupon proceeded to view the premises and said commissioners did thereafter on the 20th day of June, 1966, file their report in my office awarding damages as follows:

	NAME	AMOUNT
(Parcel 7)	Fred Binns; Margaret Binns; Carl Binns; Madison County, Iowa	$5,025.00
(Parcel 15)	Dean A. Robinson; Mary L. Robinson; R. E. Spera; Alma H. Spera; Mutual Benefit Life Insurance Company; Madison County	4,470.00
	TOTAL DAMAGES AWARDED	$9,495.00

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

Serving notices as listed below:

Date	Name of Persons Served	Fee	Mileage	Rate .10	Amount	Total
6-3-66	11 Services	5.75	74		7.40	13.15

Sheriff, Summoning and attending commissioners 7.50

Sheriff, Mileage whil attending commissioners, 26 Miles @ .10 $ 2.60

$23.25

CONSTRUCTION CLAIM VOUCHER Road No. 92 County Madison Project No. F-327(00)
June 23, 1966 Voucher No. - -

THE STATE OF IOWA PRIMARY ROAD FUND

RECEIVED 7-7-66 9:05 A.M. D.R. 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 "A", Group "A"

In payment for right-of-way in accordance with awards made by the condemnation commission on June 20, 1966 as certified by the sheriff of the above county.

MAKE WARRANTS PAYABLE AS FOLLOWS:

Fred, Margaret and Carl Binns; Madison County Treasurer (Parcel 7) #3686275 $ 5,025.00

Dean A. & Mary L. Robinson; R. E. and Alma H. Spera; Mutual Benefit Life Insurance Company; Madison County Treasurer (Parcel 15) #3686276 Dean Robinson 4,470.00 7-8-66

jw Pd. 6/30/66 TOTAL DUE THIS VOUCHER $ 9,495.00

CLASSIFICATION & DISTRIBUTION

Classification		State Roads	County Roads	Urban Streets
Right-of-Way	208	$9,495.00	$	$
Total		$9,495.00		

All papers and Binns Check filed with Clerk of Court on July 27, 1966

Rex Rouse, Sheriff

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

APPROVALS

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

Delano S. Jespersen
Resident Engineer.

July 7, 1966

Dean A. Robinson
R.R. 4
Winterset, Iowa

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

Dear Mr. Robinson:

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 7-8-66, picked check up D.R.

C O P Y

July 7, 1966

Fred Binns
R.F.D. 4
Winterset, Iowa

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

Dear Mr. Binns:

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

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

RECEIVED 7-19-66 9:16 A.M.
D.R. MADISON COUNTY SHERIFF
WINTERSET, IOWA

FRED BINNS, MARGARET BINNS, and CARL BINNS, Plaintiffs, : LAW NO. 20043
v. : 40-151
IOWA STATE HIGHWAY COMMISSION, Defendant. : NOTICE OF APPEAL

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 "A", Group "A"

TO: FRED BINNS, R.F.D. #4, WINTERSET, IOWA
MARGARET BINNS, R.F.D. #4, WINTERSET, IOWA
CARL BINNS, R.F.D. #4, WINTERSET, IOWA
MADISON COUNTY, IOWA, WINTERSET, IOWA

YOU, AND EACH OF YOU, are hereby notified, that the Iowa State Highway Commission does hereby appeal, in accordance with Sections 472.18 and 472.19, 1962 Code of Iowa, from the award of the Condemnation Commission found and made on the 20th day of June, 1966, for the value of the land sought to be appropriated by condemnation under Chapter 472 of the 1962 Code of Iowa, affecting the following described real estate, to-wit:

SW¼SE¼, SE¼SE¼ of Sec. 5, T75N, R29W of the 5th P.M., Madison County, Iowa.

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

A parcel of land located in the S½SE¼ of Sec. 5, T75N, R29W of the 5th P.M., Madison County, Iowa, lying on both sides of part of the following described centerline of Primary Road No. 92 and on both sides of the following described centerline of the Secondary Road Connection, as shown on Official plans for Project F-327 "A".

The centerline of Primary Road No. 92, designated by station points 100 feet apart, numbered consecutively from west to east is described as follows: Beginning at Sta. 196+14.7, a point 163.7 ft. North of the SW Corner of said Sec. 5, on the west line thereof, thence N84° 14½' E 3567.7 ft. to Sta. 231+82.4, thence easterly 250.0ft. along a spiral curve, concave northerly and tangent to the preceding course, having

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

a long tangent of 166.7 ft., a short tangent of 83.4 ft. and a deflection angle of 3°07½' to Sta. 234+32.4, thence easterly 1945.3 ft. along a 2292.0 ft. radius curve, concave northerly and tangent at its end to a line bearing N33°29'E to Sta. 253+77.7.

The centerline of the Secondary Road Connection, designated by station points 100 feet apart, numbered consecutively from south to north is described as follows: Beginning at Sta. 4250+33.2, a point on the centerline of Primary Road No. 92, located at Sta. 249+42.2, thence S40°34'E 95.7 ft. to Sta. 4249+37.5, thence southerly 287.5 ft. along a 409.3 ft. radius curve, concave westerly and tangent to the preceding and following courses, to Sta. 4246+50, thence S0°19'E 100.0 ft. to Sta. 4245+50.

Said parcel is described as follows: Bounded on the west by the west line of the SE¼ of said Sec. 5; on the north by a line beginning at the point of intersection of the west line of said SE¼ and the northerly right of way line of present Primary Road No. 92, thence easterly along said present northerly right of way line to a point radially distant northerly from Sta. 236+00, thence to a point 100 ft. radially distant northerly from Sta. 237+50, thence concentric with centerline to a point 100 ft. radially distant northerly from Sta. 247+00, thence to a point radially distant northerly from Sta. 248+00 on the present northerly right of way line of Primary Road No. 92, thence northeasterly along said present northerly right-of-way line to the north line of the S½SE¼ of said Sec. 5; thence easterly along the north line of said S½SE¼ to the east line of said Sec. 5; on the east by the east line of said Sec. 5; on the south by a line beginning at a point 100 ft. normally distant southerly from centerline of Primary Road No. 92 on the west line of the SE¼ of said Sec. 5, thence to a point 180 ft. normally distant southerly from Sta. 223+50, thence to a point 180 ft. normally distant southerly from centerline on the present southerly right of way line of the Northwest-Southeast Secondary Road in the SW¼SE¼ of said Sec. 5, thence to a point 120 ft. normally distant southerly from Sta. 230+00, thence to a point 120 ft. normally distant southerly from Sta. 231+82.4, thence to a point 120 ft. radially distant southerly from Sta. 234+32.4, thence concentric with centerline to a point which is 120 ft. radially distant southerly from centerline of Primary Road No. 92 and 50 ft. radially distant westerly from centerline of the Secondary Road Connection, thence concentric with centerline (Sec. Rd. Conn.) to a point 50 ft. normally distant westerly from Sta. 4246+50, thence to a point normally distant westerly from Sta. 4245+50, on the present westerly right of way line of said Secondary Road Connection, thence East to the east line of said Sec. 5.

YOU, AND EACH OF YOU, are further notified that you, as the Plaintiff-Condemnees should have your Petition on file in the office of the Clerk of the District Court, in and for Madison County, Iowa, on or before the first day of the next term of said District Court, in accordance with the provisions of Section 472.22 of the 1962 Code of Iowa.

IOWA STATE HIGHWAY COMMISSION
LAWRENCE F. SCALISE
Attorney General of Iowa
RAYMOND T. WALTON
Special Assistant Attorney General and Counsel to Iowa State Highway Commission
Ames, Iowa
BY L. Michael McGrane
L. MICHAEL McGRANE
Assistant Attorney General
Iowa State Highway Commission
Ames, Iowa 50010
Phone: 232-7250, Ext. 247 (A.C. 515)
ATTORNEYS FOR DEFENDANT.

ACCEPTANCE OF SERVICE BY SHERIFF

Service of the within and foregoing Notice of Appeal is hereby accepted and receipt of copy acknowledged at Winterset, Iowa, this 19th day of July, 1966.

Rex Rouse Rex Rouse
Sheriff of Madison County, Iowa

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

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

FILED: 1966 AUG 4 PM 2 04
MARGUERITE MORRISSEY
CLERK OF DISTRICT COURT
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 "A", GROUP "A".	
FRED BINNS, MARGARET BINNS AND CARL BINNS, Plaintiffs, v. IOWA STATE HIGHWAY COMMISSION, Defendant.	LAW NO. 20043 STIPULATION OF SETTLEMENT OF APPEAL FROM CONDEMNATION AWARD

IT IS HEREBY STIPULATED AND AGREED TO BY AND BETWEEN THE PARTIES HERETO AS FOLLOWS:

1. That on the 20th day of June, 1966, the Defendant, on behalf of the State of Iowa, appropriated by condemnation proceedings, certain rights in land of which Plaintiffs were the owners, said rights being fully described in the condemnation proceedings from which this appeal was taken.

2. That the Defendant has caused to be deposited in the Office of the Sheriff of Madison County, Iowa, a warrant of the Comptroller of the State of Iowa in the amount of Five Thousand Twenty-five Dollars ($5,025.00) payable to the above-named Plaintiffs, which amount represents the award of the condemnation commission in the within proceedings.

3. That said warrant will be return to the Defendant, Iowa State Highway Commission, for cancellation and that a supplemental warrant payable to the above-named Plaintiffs in the amount of Four Thousand Three Hundred Fifty Dollars ($4,350.00) will be issued by the Comptroller of the State of Iowa and forwarded to the Sheriff of Madison County, Iowa, for transmittal to the Clerk of the District Court of the State of Iowa in and for Madison County to be receipted out therefrom by the Plaintiffs on the docket in the within cause.

4. That in connection with this Stipulation of Settlement it is hereby agreed to by and between the parties that the Defendant will construct a quarry entrance on the property of the Plaintiffs at Station 231+96 as well as field entrances along the north side of Primary Road No. 92 on Plaintiffs' property at Station 245+00 and at Station 249+42. It is further stipulated that a field entrance will be constructed along the south side of the said Primary Road No. 92 at Station 242+00 and off the Secondary Road traversing Plaintiffs' property at Station 3229+50 without cost to the Plaintiffs.

5. That in consideration of the total payment of Four Thousand Three Hundred Fifth Dollars ($4,350.00), as represented by the supplemental warrant of the State Comptroller to be issued to the Plaintiffs, and in consideration of the construction of the various entrances referred to in the foregoing paragraph, that the Plaintiffs will accept said consideration as full and complete compensation for said appropriation and all damages resulting therefrom, and will waive any claim for interest or attorney fees, and herewith consent to dismissal of the within appeal with costs of same to be taxed to the Defendant.

Dated this 3rd day of August, 1966.

Fred Binns, Margaret Binns and
Carl Binns
Plaintiffs
BY Leonard M. Flander
Leonard M. Flander
Attorney at Law
104 West Court Avenue
Winterset, Iowa
Phone: 462-4912 (A.C. 515)
ATTORNEY FOR PLAINTIFFS

IOWA STATE HIGHWAY COMMISSION
LAWRENCE F. SCALISE
Attorney General of Iowa
RAYMOND T. WALTON
Special Assistant Attorney General and
Counsel to Iowa State Highway Commission
Ames, Iowa
BY L. Michael McGrane
L. MICHAEL McGRANE
Assistant Attorney General
Iowa State Highway Commission
Ames, Iowa
Phone: 232-7250, Ext. 342 (A.C. 515)
ATTORNEYS FOR DEFENDANT

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

STATE OF IOWA
DEPARTMENT OF JUSTICE
Des Moines

August 11, 1966

FILED: 1966 AUG 16 AM 11 45
MARGUERITE MORRISSEY
CLERK OF DISTRICT COURT
MADISON COUNTY, IOWA

Mrs. Marguerite Morrissey
Madison County Clerk of Court
Madison County Courthouse
Winterset, Iowa

Dear Mrs. Morrissey:

RE: Madison County Condemnation Appeal --
Fred Binns, et al, v. Iowa State Highway Commission

Enclosed herewith is State Comptroller Warrant No. 3834571 in the amount of $4,350.00, payable to Fred, Margaret and Carl Binns, as per the Stipulation of Settlement filed in the records of the above-entitled case on August 4, 1966. When the Plaintiffs have receipted out for said warrant, please advise this office as to the costs accrued.

Thank you.

Very truly yours,
Sherri Bartram
(Mrs.) Sherri Bartram, Office Manager
Legal Department
Iowa State Highway Commission
Ames, Iowa 50010

Enclosure: 1 warrant

cc Mr. Leonard M. Flander
Attorney at Law
104 West Court Avenue
Winterset, Iowa 50273

IOWA STATE HIGHWAY COMMISSION
AMES, IOWA
GENERAL EXTERNAL VOUCHER Date 8/4/66

COST CENTER CODE 6110
COST CENTER NAME Primary - Regular

FILED: 1966 AUG 16 AM 11 46
MARGUERITE MORRISSEY
CLERK OF DISTRICT COURT
MADISON COUNTY, IOWA

Draw 1 warrant -- SEE BELOW
Madison County Clerk of Court
Madison County Courthouse
Winterset, Iowa

ITEM NUMBER	SYSTEM NUMBER	COUNTY NUMBER	CONTROL SECTION (OR BLDG. NO.)	PAREN (OR UNIT)	DESIGN, BRIDGE OR PLATE & PARCEL	OBJECT CODE	FUNCTION CODE	RURAL-1 URBAN-2
1	20	61	0924	001	00007	866	461	1

PART-1 NON-PART-2 SUSPENCE-3	FIELD PURCHASE ORDER NUMBER	QUANTITY	UNIT PRICE	AMOUNT
2				$4,350.00
DESCRIPTION OF ABOVE ITEMS:			TOTAL	$4,350.00

RE: Madison County Condemnation Appeal F-92-4(1)--20-61, "A"
Fred Binns, et al, v. ISHC -- Law No. ------
Award per Stipulation of Settlement filed in the
records of the above-entitled appeal case $4,350.00

MAKE WARRANT PAYABLE AS FOLLOWS:
1. Fred Binns, Margaret Binns and Carl Binns.
Paid 8/11/66 by State Warrant #3834571

APPROVALS

AUG 5 1966
DATE

Delano S. Jesperson
RESIDENT ENGR.

August 20, 1966

Mrs. Sherri Bartram, Office Manager
Legal Department
Iowa State Highway Commis-sion
Ames, Iowa
50010

In Re: Fred Binns, et al-vs-Iowa State Highway Commission

Dear Mrs. Bartram:

This letter is to advise you that I do not have any accrued costs in the above referred to cause as the only thing that I have received on this case was the transcript of the condemnation proceedings from the Sheriff of Madison County, Iowa. Should this case now be considered closed, and the transcript turned over to the Recorder for recording°

c o p y

Very truly yours,
- - - -
Clerk of District Court

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

OFFICE OF
CLERK DISTRICT COURT
MADISON COUNTY, IOWA
MARGUERITE MORRISSEY, Clerk BEVERLY HAM, Deputy
WINTERSET, IOWA 50273
August 20, 1966

Mrs. Sherri Bartram, Office Manager
Legal Department
Iowa State Highway Commis-sion
Ames, Iowa
50010

In Re: Fred Binns, et al-vs-Iowa State Highway Commission

Dear Mrs. Bartram:

This letter is to advise you that I do not have any accrued costs in the above referred to cause as the only thing that I had received on this case was the transcript of the condemnation proceedings from the Sheriff of Madison County, Iowa. Should this case no be considered closed, and the transcript turned over to the Recorder for recording

Very truly yours,
Marguerite Morrissey
Clerk of District Court

Dear Madam:

If you have no further information in regard to the above-mentioned case, would you please turn the information you have now over to the recorder to have this information recorded.

Thank you.