JENKINS-FERGEMANN CO., WATERLOO, IOWA-99067

Ethel A. Brown et al
By Rex Rouse, Sheriff
To
Madison County, Iowa

#2881

No Fee

CONDEMNATION PROCEEDINGS

Filed for record the 30 day of July A. D. 1959 at 8:30 o'clock A. M.

Mary E. Welty, Recorder

RECEIVED 1959 JUL 14 AM 11:00
Madison County Sheriff, Winterset, Iowa

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

APPLICATION TO SHERIFF FOR CONDEMNATION OF PROPERTY

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

WHEREAS, the undersigned, Madison County, Iowa, a corporation, is desirous of taking and acquiring full and complete ownership of and holding certain real estate and relocating a public highway as the same now proceeds through Section 12, in Township 75 North, of

JENKINS-FERGEMANN CO., WATERLOO, IOWA-99067

Range 27 West of the 5th P.M., Madison County, Iowa, and

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

WHEREAS, said Madison County, Iowa is desirous of having said real estate condemned and appropriated to it for such purposes under its powers as provided by laws of the State of Iowa for such purpose, to-wit: Chapter 471 and 472 of the 1958 Code of Iowa, and any and all other pertinent statutory provisions, and

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

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

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

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

	Place of Residence	Post Office Address
The Owner: Ethel A. Brown, formerly Ethel Murphy	Winterset, Iowa	Winterset, Iowa
Owner's Spouse: Ernest L. Brown	Winterset, Iowa	Winterset, Iowa
Name of Mortgagee or Lien Holder		
Federal Land Bank of Omaha	Indianola, Iowa	Indianola, Iowa

NOW, THEREFORE, this Applicant, Madison County, Iowa, requests that you appoint six disinterested freeholders of Madison County, Iowa, who are not interested in the same or a like question, to inspect the said real estate hereinbefore described, and to assess the damages which will be sustained by the owners and any other persons interested in said real estate, by reason of the taking, acquiring, appropriating, and condemnation of said real estate for all of said purposes hereinbefore stated by Madison County, Iowa, and you are requested to proceed in connection with this application as provided by law.

Dated this 14th day of July, 1959.

MADISON COUNTY, IOWA
By Emery L. Goodenberger County Attorney
in and for Madison County, Iowa

EXHIBIT "A"

Description of real estate belonging to Ethel A. Brown, formerly Ethel Murphy, and being the subject matter of this condemnation proceeding:

The undivided one-half (½) interest in and into the following described real estate.

Commencing at the SW Cor. Sec. 12, T75N R27W of the 5th P. M., thence north 25 feet, thence east 33.4 feet to the P.O.B., thence east 1288 feet, thence north 20 feet, thence west 1288 feet, thence south 20 feet, to the P.O.B., containing 0.59 acres, more or less.

Note: The south line of said SW¼ SW¼ Sec. 12 is assumed to bear due East and West.

PROPERTY PLAT

Acquired from Ethel A. Brown, formerly Ethel Murphy Married or Single Married

R.O.W. Area 0.59 Acres Borrow Area - - Acres. Total Consideration $ - -

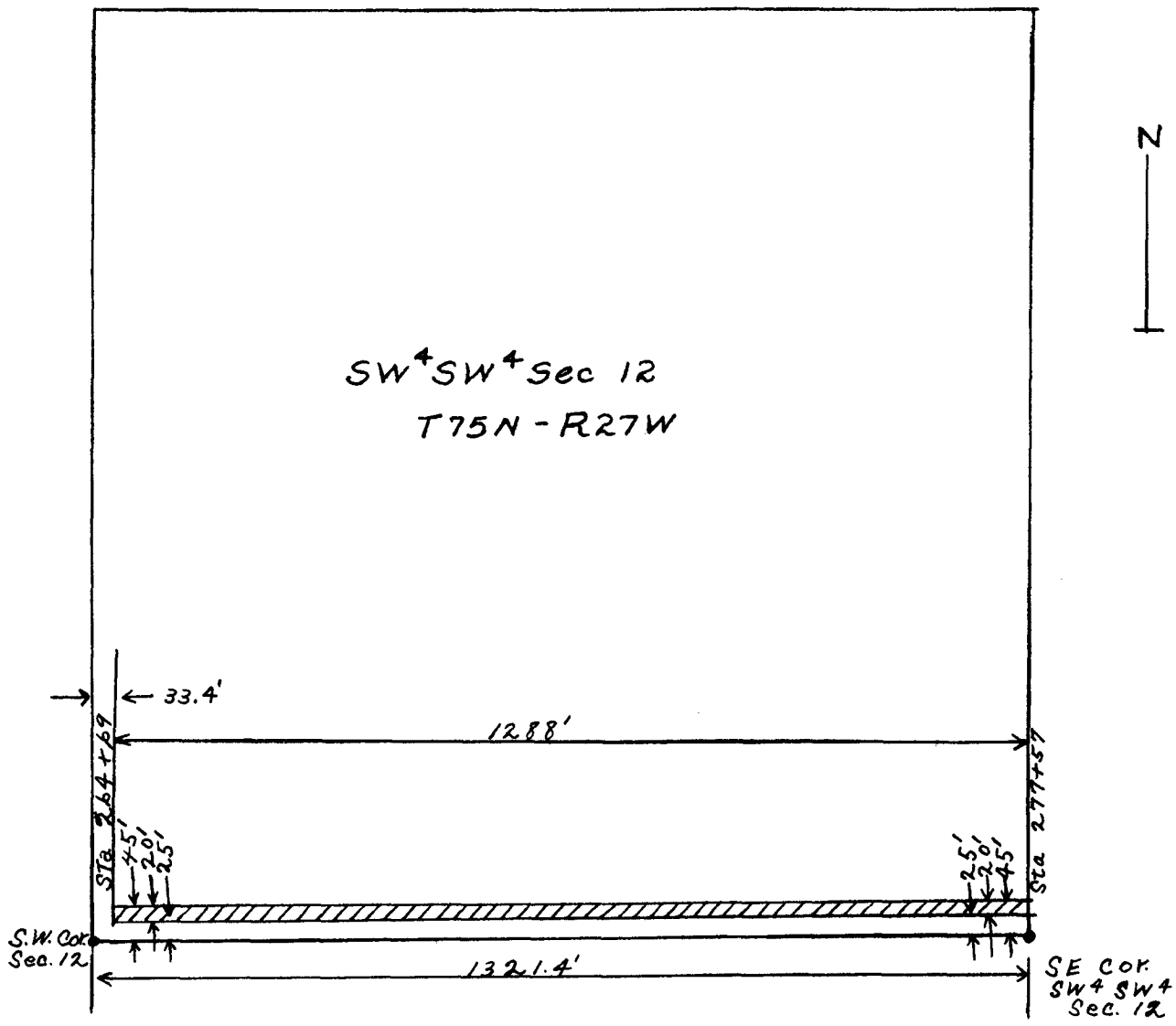
Acquired by - - - Date of Contract - -, 19 - -

LOCATION

From CL Station 264+69 to CL Station 277+57 Section 12, Township 75N, Range 27 W

Township (Civil) Scott Iowa

JENKINS-FERGEMANN CO., WATERLOO, IOWA-99067

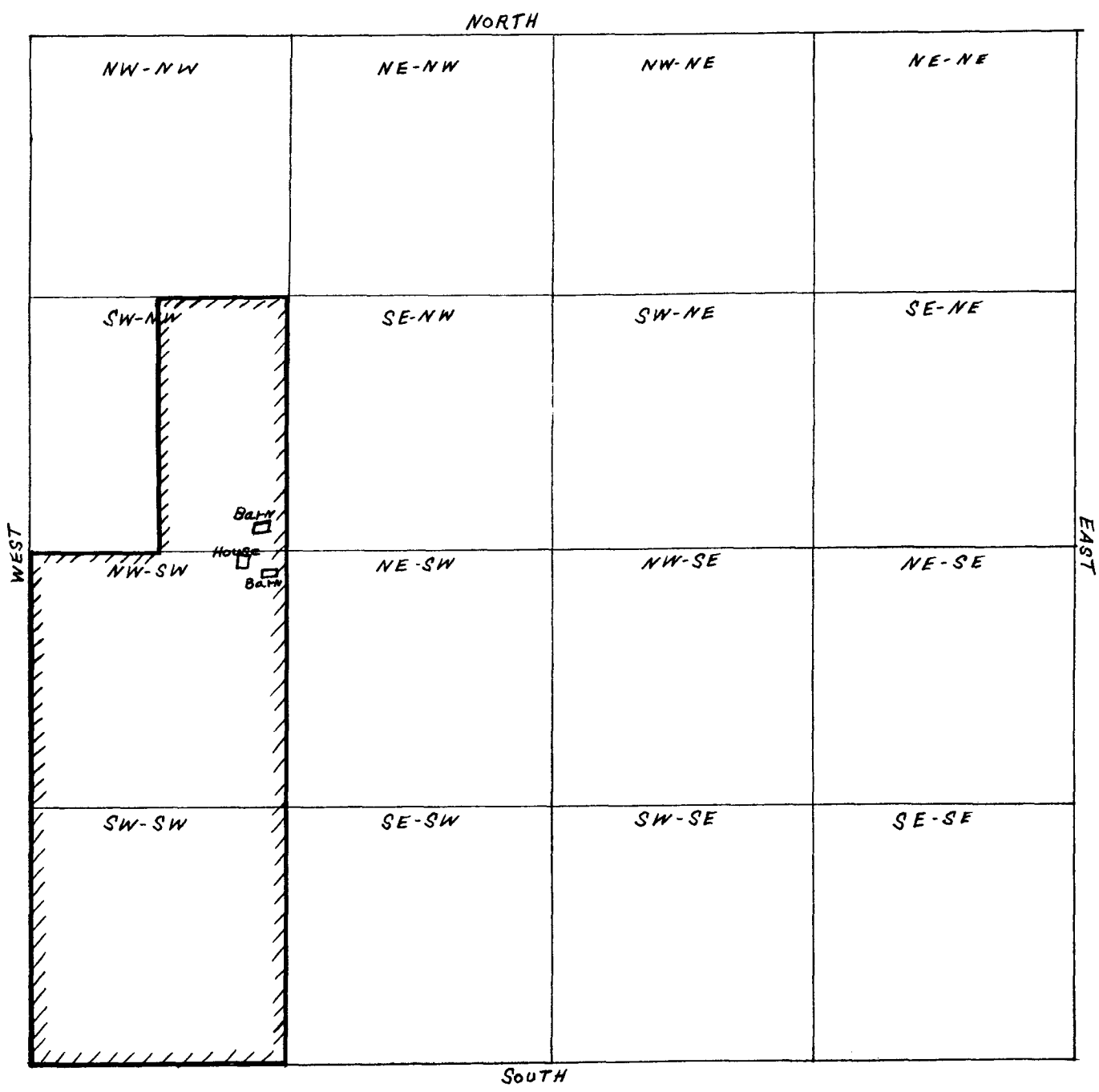


Madison County Project No. S-299(4)

EXHIBIT "B"

PLAT OF FARM

Of Ethel A. Brown, formerly Ethel Murphy Area 100 Acres Sta. 264+35.6 to Sta. 277+57 SECTION 12 T 75 N-R 27 W



Madison County Project No. S-299(4)

JENKINS-FERGEMANN CO., WATERLOO, IOWA—99067

INFORMATION FOR CONDEMNATION PROCEEDINGS COUNTY Madison
Project S-299(4)

OWNER OF RECORD
Ethel A. Brown, formerly Ethel Murphy Name Winterset, Iowa Address

Spouses Ernest L. Brown Name Winterset, Iowa Address

Occupant of the Land Ernest and Ethel Brown Name Winterset, Iowa Address

Is tenant a member of the family of the property owner Yes Has old road been regularly established Yes Has tenant signed crop contract form No. 676 -

Recorded in Book A, Page 261 Width 66' - Reduced to 50' - 4-112

LIENS: Federal Land Bank of Omaha Name of holder Omaha, Nebraska Address

New Fencing - rods Total amount asked $ -

Old Fencing 78 rods Total amount offered $ -

Legal Description of parcel to be condemned (R.O.W. - Channel change - Borrow)

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Note: The south line of said SW¼ SW¼ Sec. 12 is assumed to bear due East and West.

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

NOTICE OF CONDEMNATION OF PROPERTY BY MADISON COUNTY, IOWA

RECEIVED 1959 JUL 14 AM 11:00
Madison County Sheriff Winterset, Iowa

TO: ETHEL A. BROWN (formerly Ethel Murphy) and HUSBAND, ERNEST L. BROWN; FEDERAL LAND BANK OF OMAHA:

YOU AND EACH OF YOU ARE HEREBY NOTIFIED that Madison County, Iowa, a corporation, desired the condemnation of the following described real estate, and has filed with the Sheriff of Madison County, Iowa, a written application for the condemnation of said real estate, which real estate is described as follows, to-wit:

The undivided one-half (½) interest in and into the following described real estate.

Commencing at the SW Cor. Sec. 12, T75N R27W of the 5th P. M., thence north 25 feet, thence east 33.4 feet to the P.O.B., thence east 1288 feet, thence North 20 feet, thence west 1288 feet, thence south 20 feet, to the P.O.B., containing 0.59 acres, more or less.

Note: The south line of said SW¼ SW¼ Sec. 12 is assumed to bear due East and West.

YOU ARE FURTHER NOTIFIED that such condemnation is sought for the purpose of improving and relocating the public highway which now adjoins said real estate, and for further particulars you are referred to said Application now on file with the Sheriff of Madison County, Iowa, as aforesaid.

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

YOU ARE FURTHER NOTIFIED that said Commissioner will, on the 27th day of July, 1959, at 9:30 o'clock A. M., view said premises and proceed to appraise said damages, at which time you may appear before the Commissioners, if you care to do so.

MADISON COUNTY, APPLICANT
By Emery L. Goodenberger County Attorney
in and for Madison County, Iowa.

RETURN OF ORIGINAL NOTICE

STATE OF IOWA, Madison County) ss.

The within notice received this 14th day of July, 1959, and I certify that I served the same on the defendants named below by delivering a copy thereof to each of said

JENKINS-FERGEMANN CO., WATERLOO, IOWA-99067

defendants personally at the time and place set opposite their respective names:

Name of Defendants	Month	Day	Year	Township	County	State
Ethel A. Brown	July	15th	1959	Scott	Madison	Iowa

FEES Service $1.75
Copies -
Mileage -
Total $1.75

Rex Rouse, Sheriff
Official Title

RETURN OF ORIGINAL NOTICE

STATE OF IOWA, Madison County) ss.

The within notice received this 14th day of July, 1959, and I certify that on the 15th day of July, 1959, I served the same on the defendant Ernest L. Brown at his dwelling house or usual place of abode in the Township of Scott in Madison County, State of Iowa, and which place was not a rooming house, hotel, club or apartment building, by there delivering a copy thereof to Ethel A. Brown, a person residing therein who was then at least eighteen year old.

Rex Rouse, Sheriff
Official Title

RETURN OF ORIGINAL NOTICE

STATE OF IOWA, Madison County) ss.

The within notice received this 14th day of July, 1959, and I certify that on the 14th day of July, 1959, I served the same on the defendant Federal Land Bank of Omaha, a corporation (1) by delivering a copy thereof to G. S. Hauge a Sec. treas. National Farm Loan Office of Federal Land Bank of Omaha (2), of said defendant, in the City, Town or Township of Center in Madison County, State of Iowa,

Rex Rouse, Sheiff
Official Title

ACCEPTANCE OF SERVICE

The undersigned hereby accepts service of the attached Notice of Condemnation of Property by Madison County, Iowa, acknowledges receipt of a copy of said Notice and hereby enters its appearance thereto and consents to said condemnation without further notice to it.

Dated at Omaha, Nebraska This 17 day of July, 1959.

THE FEDERAL LAND BANK OF OMAHA
By Lucien H. Stoakes
Lucien H. Stoakes

Farm Credit Building
19th & Douglas Streest
Omaha 2, Nebraska
Attorney for The Federal
Land Bank of Omaha

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

TO: ETHEL A. BROWN, (formerly Ethel Murphy) AND HUSBAND, ERNEST L. BROWN AND FEDERAL LAND BANK OF OMAHA:

YOU AND EACH OF YOU ARE HEREBY NOTIFIED that Madison County, Iowa, a corporation, desires the condemnation of the following described real estate, and has filed with the Sheriff of Madison County, Iowa, a written application for the condemnation of said real estate, which real estate is described as follows, to-wit:

The undivided one-half (½) interest in and into the following described real estate.

Commencing at the SW Cor. Sec. 12, T75N R27W of the 5th P.M., thence north 25 feet, thence east 33.4 feet to the P.O.B., thence east 1288 feet, thence north 20 feet, thence west 1288 feet, thence south 20 feet, to the P.O.B., containing 0.59 acres, more or less.

Note: The south line of said SW¼ SW¼ Sec. 12 is assumed to bear due Eastand West.

YOU ARE FURTHER NOTIFIED that such condemnation is sought for the purpose of improving and relocating the public highway which now adjoins said real estate, and for further particulars you are referred to said Application now on file with the Sheriff of Madison County, Iowa, as aforesaid.

JENKINS-FERGEMANN CO., WATERLOO, IOWA-99067

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

YOU ARE FURTHER NOTIFIED that said Commissioner will, on the 27th day of July, 1959, at 9:30 o'clock A.M., view said premises and proceed to appraise said damages, at which time you may appear before the Commissioners, if you care to do so.

MADISON COUNTY, APPLICANT
By s/ Emery L. Goodenberger County Attorney
in and for Madison County, Iowa.

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

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

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

Merrill Creger	Claude Shearer	Ward Wight
Alf Danforth	Howard Lull	Glenn Foster

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

Dated at Winterset, Madison County, Iowa, this 20th day of July, 1959.

Rex Rouse Sheriff
of Madison County, Iowa

OATH AND QUALIFICATION OF COMMISSIONERS

STATE OF IOWA MADISON COUNTY) SS.

We, and each of us, being first duly sworn on oath depose and state that we are each one of the persons appointed by Rex Rouse, Sheriff of Madison County, Iowa, on the 20th day of July, 1959, as a Commissioner to assess damages to real estate, on account of Madison County, Iowa, asking to have certain real estate appraised condemned and set over to it for road purposes, said real estate being located in Section 12, in Township 75 North, of Range 27 West of the 5th P. M., Madison County, Iowa, and being more particularly described in the order for Appointment of Commissioners to which this oath and qualification is attahced; we, and each of us further state that he is a resident freeholder of Madison County, Iowa; that he is not interested in the same or a like or similar question; that he will to the best of his ability faithfully and impartially assess said damages and make written report to the Sheriff, as provided by law.

Glenn Foster	Ward Wight	Merrill Creger
Claude N. Shearer	Alf D. Danforth	Howard Lull

Subscribed and sworn to before me by all and each of the foregoing named individuals, in my presence this 27th day of July, 1959.

(DISTRICT COURT SEAL)

Marguerite Morrissey Clerk of Court
in and for Madison County, Iowa.

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

JENKINS-FERGEMANN CO., WATERLOO, IOWA-99067

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

WHEREAS, the undersigned, Madison County, Iowa, a corporation, is desirous of taking and acquiring full and complete ownership of and holding certain real estate and relocating a public highway as the same now proceeds through Section 12, in Township 75 North, of Range 27 West of the 5th P. M., Madison County, Iowa, and

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

WHEREAS, said Madison County, Iowa is desirous of having said real estate condemned and appropriated to it for such purposes under its powers as provided by laws of the State of Iowa for such purposes, to-wit: Chapter 471 and 472 of the 1958 Code of Iowa, and any and all other pertinent statutory provisions, and

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

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

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

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

	Place of Residence	Post Office Address
The Owner: Ethel A. Brown, Formerly Ethel Murphy	Winterset, Iowa	Winterset, Iowa
Owner's spouse: Ernest L. Brown	Winterset, Iowa	Winterset, Iowa
Name of Mortgagee or Lien Holder		
Federal Land Bank of Omaha	Indianola, Iowa	Indianola, Iowa

NOW, THEREFORE, this Applicant, Madison County, Iowa, requests that you appoint six disinterested freeholders of Madison County, Iowa, who are not interested in the same or a like question, to inspect the said real estate hereinbefore described, and to assess the damages which will be sustained by the owners and any other persons interested in said real estate, by reason of the taking, acquiring, appropriating, and condemnation of said real estate for all of said purposes hereinbefore stated by Madison County, Iowa, and you are requested to proceed in connection with this application as provided by law.

Dated this 14th day of July, 1959.

MADISON COUNTY, IOWA
By Emery L. Goodenberger County Attorney
in and for Madison County, Iowa

EXHIBIT "A"

Description of real estate belonging to Ethel A. Brown, formerly Ethel Murphy, and being the subject matter of this condemnation proceeding:

The undivided one-half (½) interest in and into the following described real estate.

Commencing at the SW Cor. Sec. 12, T75N R27 W of the 5th P.M., thence north 25 feet, thence east 33.4 feet to the P.O.B., thence east 1288 feet, thence north 20 feet, thence west 1288 feet, thence south 20 feet, to the P.O.B., containing 0.59 acres, more or less.

Note: The south line of said SW¼ SW¼ Sec. 12 is assumed to bear due East and West.

JENKINS-FERGEMANN CO., WATERLOO, IOWA-99067

PROPERTY PLAT

Acquired from Ethel A. Brown, formerly Ethel Murphy Married or Single Married

R.O.W. 0.59 Acres. Borrow Area - - Acres. Total Consideration $ - -

Acquired by - - Date of Contract - - 19 -

LOCATION

From CL Station 264+69 to CL Station 277+57 Section 12, Township 75N, Range 27 W

Township (Civil) Scott Iowa

FOR COPY OF PLAT AS SHOWN ON FILED INSTRUMENT

SEE EXHIBIT "B" RECORDED IN DEED RECORD 89, PAGE 442

Madison County Project No. S-299(4)

PLAT OF FARM

Of Ethel A. Brown, formerly Ethel Murphy Area 100 Acres

Sta. 264+35.6 to Sta. 277+57 Section 12 T 75 N-R 27 W

FOR COPY OF PLAT AS SHOWN ON FILED INSTRUMENT

SEE PLAT RECORDED IN DEED RECORD 89, PAGE 442.

Madison County Project No. S-299 (4)

INFORMATION FOR CONDEMNATION PROCEEDINGS COUNTY Madison
Project S-299 (4)

OWNER OF RECORD
Ethel A. Brown, formerly Ethel Murphy Name Winterset, Iowa, Address

Spouses Ernest L. Brown Name Winterset, Iowa Address

Occupant of the Land Ernest and Ethel Brown Name Winterset, Iowa Address

Is tenant a member of the family of the property owner Yes Has old road been regularly established Yes Has tenant signed crop contract form No. 676 -

Recorded in Book A, Page 261 Width 66' - Reduced to 50' 4-112

LIENS: Federal Land Bank of Omaha Name of holder Omaha, Nebraska Address

New Fencing - rods Total amount asked $ -

Old Fencing 78 rods Total amount offered $ -

Legal Description of parcel to be condemned. (R.O.W. - Channel change - Borrow.)

The undivided one-half (½) interest in and into the following described real estate.

Commencing at the SW Cor. Sec. 12, T75N R27W of the 5th P. M., thence north 25 feet, thence east 33.4 feet to the P.O.B., thence east 1288 feet, thence north 20 feet, thence west 1288 feet, thence south 20 feet, to the P.O.B., containing 0.59 acres, more or less.

Note: The south line of said SW¼ SW¼ Sec. 12 is assumed to bear due East and West.

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

NOTICE TO APPRAISERS OF TIME FOR APPRAISEMENT

TO: Merrill Creger, Alf Danforth, Claude Shearer, Howard Lull, Ward Wight, Glenn Foster.

YOU AND EACH OF YOU ARE HEREBY NOTIFIED, that, having heretofore been appointed by me as appraisers to appraise the damages to certain real estate owned by Ethel A. Brown, formerly Ethel Murphy, and located in Section 12, in Township 75 North, of Range 27, West of the 5th P. M., Madison County, Iowa, on account of Madison County, Iowa taking and appropriating a part thereof for road purposes, which part said Madison County, Iowa, asked to have condemned in an application filed by said Madison County, with the undersigned Sheriff on the 14th day of July, 1959, and that Notices of such Condemnation have been served on all the parties named in said application as being interested in said real estate, as shown by the Returns of Service thereon on file in my office, and that the time stated in said Notice as the time when the Commissioners will view the

JENKINS-FERGEMANN CO., WATERLOO, IOWA-99067

premises and appraise the damages is the 27th day of July, 1959, at 9:30 o'clock A.M., and that you are now and hereby notified that you are required to proceed with the appraisement of damages in connection with the condemnation of said real estate at the time and date so stated.

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

Dated this 20th day of July, 1959.

Rex Rouse
Sheriff of Madison County, Iowa

ACCEPTANCES AND ACKNOWLEDGEMENTS OF SERVICE

We, the undersigned, having been appointed as Commissioners to appraise the damages to real estate in connection with the Condemnation by Madison County, Iowa, do hereby acknowledge and accept due and legal service of the above and foregoing Notice this 20th day of July, 1959.

Fees: 3.25

Glenn Foster
Claude N. Shearer
Ward Wight

Alf. D. Danforth
Merrill Creger
Howard Lull

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

APPLICATION TO SHERIFF FOR CONDEMNATION OF PROPERTY

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

WHEREAS, the undersigned, Madison County, Iowa, a corporation, is desirous of taking and acquiring full and complete ownership of and holding certain real estate and relocating a public highway as the same now proceeds through Section 12, in Township 75 North, of Range 27 West of the 5th P. M., Madison County, Iowa, and

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

WHEREAS, said Madison County, Iowa is desirous of having said real estate condemned and appropriated to it for such purposes under its powers as provided by laws of the State of Iowa for such purpose, to-wit: Chapter 471 and 472 of the 1958 Code of Iowa, and any and all other pertinent statutory provisions, and

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

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

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

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

	Place of Residence	Post Office Address
The Owner: Ethel A. Brown, formerly Ethel Murphy	Winterset, Iowa	Winterset, Iowa
Owner's Spouse: Ernest L. Brown	Winterset, Iowa	Winterset, Iowa
Name of Mortgagee or Lien Holder: Federal Land Bank of Omaha	Indianola, Iowa	Indianola, Iowa

NOW, THEREFORE, this Applicant, Madison County, Iowa, requests that you appoint six disinterested freeholders of Madison County, Iowa, who are not interested in the same or

JENKINS-FERGEMANN CO., WATERLOO, IOWA-99067

a like question, to inspect the said real estate hereinbefore described, and to assess the damages which will be sustained by the owners and any other persons interested in said real estate, by reason of the taking, acquiring, appropriating, and condemnation of said real estate for all of said purposes hereinbefore stated by Madison County, Iowa, and you are requested to proceed in connection with this application as provided by law.

Dated this 14th day of July, 1959.

MADISON COUNTY, IOWA
By Emery L. Goodenberger County Attorney
in and for Madison County, Iowa

EXHIBIT "A"

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PROPERTY PLAT

Acquired from Ethel A. Brown, formerly Ethel Murphy Married or Single Married

R.O.W. Area 0.59 Acres Borrow Area - - Acres. Total Consideration $ - -

Acquired by - - - Date of Contract - - 19 -.

LOCATION

From CL Station 264+69 to CL Station 277+57 Section 12, Township 75 N, Range 27 W

Township (Civil) Scott Iowa.

FOR COPY OF PLAT AS SHOWN ON FILED INSTRUMENT

SEE EXHIBIT "B" RECORDED IN DEED RECORD 89, PAGE 442

Madison County Project No. S-299(4)

EXHIBIT "B"

PLAT OF FARM

Of Ethel A. Brown, formerly Ethel Murphy Area 100 Acres Sta 264+35.6 to Sta. 277+57.

Section 12 T75N - R 27 W

FOR COPY OF PLAT AS SHOWN ON FILED INSTRUMENT

SEE PLAT RECORDED IN DEED RECORD 89, PAGE 442.

Madison County Project No. S-299(4)

INFORMATION FOR CONDEMNATION PROCEEDINGS County Madison
Project S-299(4)

ONWER OF RECORD
Ethel A. Brown, formerly Ethel Murphy Name Winterset, Iowa Address

Spouses Ernest L. Brown Name Winterset, Iowa Address

Occupant of the Land Ernest and Ethel Brown Name Winterset, Iowa Address

Is tenant a member of the family of the property owner Yes Has old road been regularly established Yes Has tenant signed crop contract form No. 676 - - Recorded in Book A, Page 261 Width 66' - Reduced to 50' 4-112

LIENS: Federal Land Bank of Omaha Name Omaha, Nebraska Address

New Fencing - - - rods. Total Amount asked $ - - -

Old Fencing 78 rods. Total Amount offered $ - - -

LEGAL Description of parcel to be condemned. (R.O.W. - Channel Change - Borrow.)

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JENKINS-FERGEMANN CO., WATERLOO, IOWA-99067

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Note: The south line of said SW¼ SW¼ Sec. 12 is assumed to bear due East and West.

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

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

The undersigned, Commissioners, appointed by you by Order of Appointment dated the 20th day of July, 1959, to inspect the real estate hereinafter described and assess the damages which the owner and parties interested therein are sustaining by reason of the Condemnation and Appropriation thereof, for the use of Madison County, Iowa, as stated in the Application for Condemnation of Property, filed with you the 14th day of July, 1959, do hereby make report that upon due notice we met upon said premises, viewed and inspected the same on the 27th day of July, 1959, at 9:30 o'clock A.M. and appraised and assessed the damages sustained by reason of said condemnation as follows by reason of the taking of the following described tract of real estate by Madison County, Iowa, to-wit:

The undivided one-half (½) interest in and into the following described real estate.

Commencing at the SW Cor. Sec. 12, T75N R27W of the 5th P.M., thence north 25 feet, thence east 33.4 feet to the P.O.B., thence east 1288 feet, thence north 20 feet, thence west 1288 feet, thence south 20 feet to the P.O.B., containing 0.59 acres, more or less.

Note: The south line of said SW¼ SW¼ Sec. 12 is assumed to bear due East and West.

TO: Ethel A. Brown, formerly Ethel Murphy $147.00

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

NOTICES: Sheriff of Madison County, Iowa
Costs of mileage and attendance of Sheriff Office
Mileage and Serving Notices $ 25.45
Attendance and Mileage $ 8.85

APPRAISER'S FEES:

Claude N. Shearer	$ 17.87
Glenn Foster	$ 16.26
Ward Wight	$ 16.82
Howard Lull	$ 17.24
Alf D. Danforth	$ 16.26
Merrill Creger	$ 19.41

Award accepted 7-29-59 RRR

STATE OF IOWA MADISON COUNTY) ss.

We, the undersigned, being each duly sworn, on oath depose and state: That we are the six Commissioners appointed by the Sheriff of Madison County, Iowa, to appraise and assess the damages in connection with the Condemnation of certain real estate by Madison County, Iowa, said real estate being described in the within and foregoing Report, said real estate being condemned for road purposes, and that we have viewed the premises involved herein and have appraised and assessed said damages and that the above and foregoing Report contains the assessment of damages as made by us as such Commissioners, and that in making such assessment, we have to the best of our ability, faithfully and impartially assessed such damages, all of which is true and correct as we verily believe.

Claude N. Shearer
Glenn Foster
Ward Wight
Howard Lull
Alf D. Danforth
Merrill Creger

Subscribed and sworn to before me by the above named individuals this 27th day of July, 1959.

Rex Rouse Sheriff
in and for Madison County, Iowa

JENKINS-FERGEMANN CO., WATERLOO, IOWA—99067

SHERIFF'S CERTIFICATION OF COSTS

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

		FEE	MILEAGE	TOTAL
1.	Serving Original Notices	3.75	10.44	$14.19
2.	Sheriff Serving Notice of Appointment of Commissioners	3.25	8.01	11.26
3.	Sheriff Attending Commissioners	7.50	1.35	8.85
	TOTAL SHERIFF'S COSTS			$34.30

4. Commissioner's Expenses:

Claude N. Shearer, Walnut Twp. 1 day service and mileage	17.87
Glenn Foster, Center Twp. 1 day service and mileage	16.26
Ward Wight, Douglas Twp. 1 day service and mileage	16.82
Howard Lull, Crawford Twp. 1 day service and mileage	17.24
Alf D. Danforth, Center Twp. 1 day service and mileage	16.26
Merrill Creger, Ohio Twp. (used his car on viewing) 1 day service and mileage	19.41
TOTAL JURY COSTS	$103.86

5. Damages awarded:

Ethel A. Brown	147.00
Florence E. Frey	203.50
Jack A. Sayre	126.00
S. Rex Sayre	126.00
TOTAL DAMAGES AWARDED	$602.50

RECAPITULATION

TOTAL DAMAGES AWARDED	$602.50
TOTAL SHERIFF'S COSTS	34.30
TOTAL COMMISSIONER'S EXPENSES	103.86
GRAND TOTAL	$740.66

All commissioner's fees charged on Ethel A. Brown condemnation.

Certified a true statement of Ethel A. Brown, Florence E. Frey, Jack A. Sayre, and S. Rex Sayre condemnation expenses and original copies of proceedings therewith.

This 27th day of July, 1959.

COMPARED

Rex Rouse
Rex Rouse, Sheriff
Madison County, Iowa.

[illegible] 150 ft.