Deed Record, No. 86, Madison County, Iowa

MATT PARROTT & SONS CO., WATERLOO, IOWA F27346

Harry E. Saxton By Sheriff To Madison County, Iowa	#3918 No Fee	Filed for record the 6 day of July A. D. 1954 at 8:00 o'clock A. M. Wilma M. Wade, Recorder

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.. CECIL A. LETZ, SHERIFF OF MADISON COUNTY, IOWA:

WHEREAS the undersigned, Madison County, Iowa, a municipal corporation is desirous of taking and acquiring full and complete ownership of and holding certain real estate hereinafter described for the purpose of widening, improving and relocating a public highway, as the same now proceeds through Section 25 and 36 in Township 74 North, Range 29 West of the

MATT PARROTT & SONS CO., WATERLOO, IOWA F27346

5th P. M., Madison County, Iowa, and Sections 30 and 31 in Township 74 North, Range 28 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 therefore, nor as to the taking of said real estate, and

WHEREAS said Madison County, Iowa is desirous of having said real estate condemned and appropriated to it for such purposes under its powers as provided by the laws of the State of Iowa for such purpose, to-wit: Chapters 471 and 472 of the 1950 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 or encumbrances on said real estate, if any, together with each and all of their respective places of residence, so far as known to this Applicant, are as follows, to-wit:

The Owner: Harry E. Saxton
Place of Residence: Madison County, Iowa
Post Office Address: Lorimor, Iowa
Name of Lessees: None
Name of Mortgage or Lien Holder: None

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 20th day of May, A. D., 1954.

MADISON COUNTY, IOWA, A MUNICIPAL CORPORATION
By Gordon K. Darling County Attorney
in and for Madison County, Iowa.

STATE OF IOWA MADISON COUNTY) ss:

I, Gordon K. Darling, being first duly sworn on oath depose and state that I am the duly qualified County Attorney in and for Madison County, Iowa; that I have prepared the above and foregoing Application for Condemnation; that said Application was drawn in accordance with the instructions of the Board of Supervisors of Madison County, Iowa; that I have made investigation of the facts, and that the statements and allegations therein contained are true and correct as I verily believe.

Gordon K. Darling

Subscribed and sworn to before me this 20th day of May, A. D., 1954.

Pearl E. Shetterly Clerk of the District Court in and for Madison County, Iowa.

(DISTRICT COURT SEAL)

EXHIBIT "A"

DESCRIPTION OF RIGHT-OF-WAY TO BE ACQUIRED FROM HARRY SAXTON & RUTH JAUNITA SAXTON IN SECTION 25 & 36, GRAND RIVER AND SECTION 31, MONROE TOWNSHIP.

Commencing at the N.W. Corner Section 36, T74N R29W of the 5th P. M. thence East 62 feet, thence South 40 feet to the point of beginning, thence East 438.00 feet, thence South 87°08' East 100.13 feet, thence,

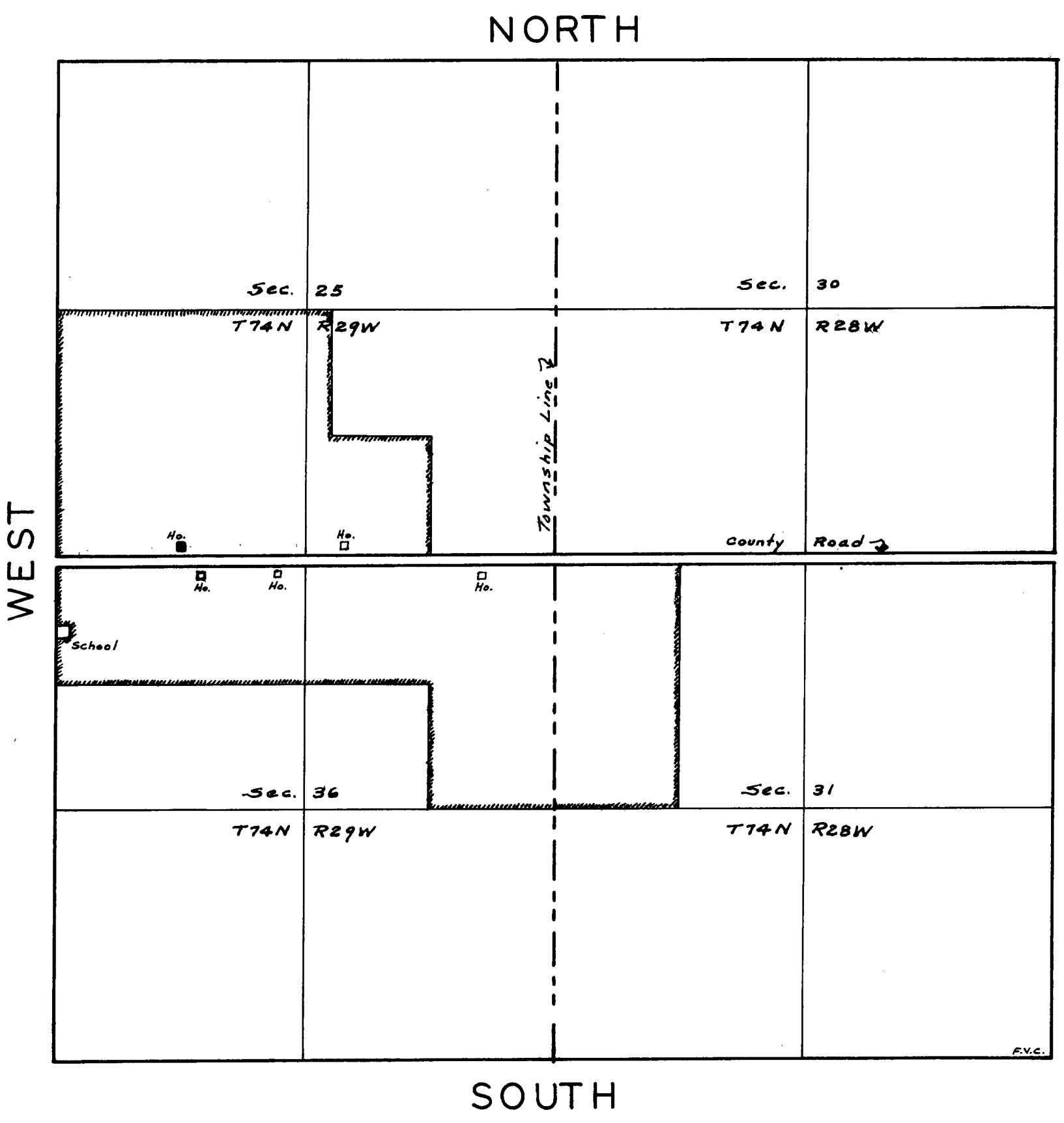
MATT PARROTT & SONS CO., WATERLOO, IOWA F27346

East 100 feet, thence South 84°17' East 50.25 feet, thence East 50.00 feet, thence North 84°17' East 100.50 feet, thence East 391.00 feet, thence North 86°00' East 100.24 feet, thence East 101.00 feet, thence South 86° East 100.24 feet, thence East 1371.54 feet, thence South 88°32' East 1286.46 feet, thence South 82°49' East 50.25 feet, thence South 88°32' East 44.00 feet, thence North 86°23' East 56.22 feet, thence South 88°32' East 400.00 feet, thence South 82°49' East 100.50 feet, thence South 88°32' East 300.00 feet, thence North 85°45' East 50.25 feet, thence South 88°32' East 32.00 feet, thence South 89°54' East 68.00 feet, thence South 84°11' East 50.25 feet, thence South 89°54' East 981.00 feet, thence North 0°06' East 17.00 feet, thence North 89°54' West 1098.8 feet, thence North 88°32' West 2318.66 feet, thence West 2901.54 feet, thence South 7 feet to the point of beginning, containing 1.38 acres, more or less. (The North line of the NW¼ Section 36, T74N R29W, is assumed to be East & West.)

Also commencing at the S.W. Corner Section 25, T74N R29W of the 5th P.M. thence East 58 feet, thence North 40 feet to the point of beginning, thence East 342.00 feet, thence North 87°08' East 100.13 feet, thence East 100.00 feet, thence North 87°08' East 100.13 feet, thence East 100 feet, thence South 84°17' East 100.5 feet, thence East 2063.54 feet, thence South 88°32' East 1005.46 feet, thence South 1°28' West 7.00 feet, thence North 88°32' West 1005.46 feet, thence West 2905.54 feet, thence North 7.0 feet to the point of beginning, containing 0.70 acres, more or less. (The South line of the SW¼ of Section 25, T74N R29W, is assumed to be due east & West.)

EXHIBIT "B"
PLAT OF FARM

OF HARRY SAXTON AREA 481.22 ACRES STA. 0+64 TO STA. 63+81



MADISON COUNTY PROJECT NO. S-1988

Office of Madison Co. Engr.
May 12th 1954

MATT PARROTT & SONS CO., WATERLOO, IOWA F27346

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 municipal corporation for the Appointment of Commissioners to assess the damages sustained by those having interest in certain real estate in Madison County, Iowa, by reason of the appropriation of such 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:

Glenn Kilgore	Scott Twp.	Madison County, Ia.
Guy Moore	Madison Twp.	Madison County, Ia.
Howard Wright	Penn Twp.	Madison County, Ia.
C. D. Herron	Grand River Twp.	Madison County, Ia.
Charles Binns	Center Twp.	Madison County, Ia.
Raymond Hurst	Lincoln Twp.	Madison County, Ia.

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 May, A. D., 1954.

Cecil A. Letz
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 Cecil A. Letz, Sheriff of Madison County, Iowa, on the 20th day of May, 1954, 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 25 and 36, Township 74, North Range 29, West of the 5th P. M., Madison County, Iowa, and in Section 31, Township 74, North Range 28, West of the 5th P. M., Madison County, Iowa, and being more particularly described in the order for Appointment of Commissioners to which this oath and qualification is attached; we and each of us further state that 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.

Guy Moore	Raymond Hurst	C. D. Herren
Chas. Binns	Glenn Kilgore	Howard Wright

Subscribed and sworn to before me by all and each of the foregoing named individuals, in my presence this 21st day of June, A. D., 1954.

(DISTRICT COURT SEAL)

Pearl E. Shetterly Clerk of Court
in and for Madison County, Iowa.

EXHIBIT "A" TO
APPOINTMENT & COMMISSION

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.. CECIL A. LETZ, SHERIFF OF MADISON COUNTY, IOWA:

WHEREAS the undersigned, Madison County, Iowa, a municipal corporation is desirous of taking and acquiring full and complete ownership of and holding certain real estate herein-

MATT PARROTT & SONS CO., WATERLOO, IOWA F27346

after described for the purpose of widening, improving and relocating a public highway, as the same now proceeds through Sections 25 and 36 in Township 74 North, Range 29 West of the 5th P. M., Madison County, Iowa, and Sections 30 and 31 in Township 74 North, Range 28 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 therefore, nor as to the taking of said real estate, and

WHEREAS said Madison County, Iowa is desirous of having said real estate condemned and appropriated to it for such purposes under its powers as provided by the laws of the State of Iowa for such purpose, to-wit: Chapters 471 and 472 of the 1950 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 or encumbrances on said real estate, if any, together with each and all of their respective places of residence, so far as known to this Applicant, are as follows, to-wit:

The Owner: Harry E. Saxton
Place of Residence: Madison County, Iowa
Post Office Address: Lorimor, Iowa
Name of Lessees: None
Name of Mortgage or Lien Holder: None

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 20th day of May, A. D., 1954.

MADISON COUNTY, IOWA, A MUNICIPAL CORPORATION
By Gordon K. Darling County Attorney
in and for Madison County, Iowa.

STATE OF IOWA MADISON COUNTY) ss:

I, Gordon K. Darling, being first duly sworn on oath depose and state that I am the duly qualified County Attorney in and for Madison County, Iowa; that I have prepared the above and foregoing Application for Condemnation; that said Application was drawn in accordance with the instructions of the Board of Supervisors of Madison County, Iowa; that I have made investigation of the facts, and that the statements and allegations therein contained are true and correct as I verily believe.

Gordon K. Darling

Subscribed and sworn to before me this 20th day of May, A. D., 1954.

(SEAL)

/s/ Pearl E. Shetterly Clerk of the District Court
in and for Madison County, Iowa.

MATT PARROTT & SONS CO., WATERLOO, IOWA FZ7346

EXHIBIT "A"

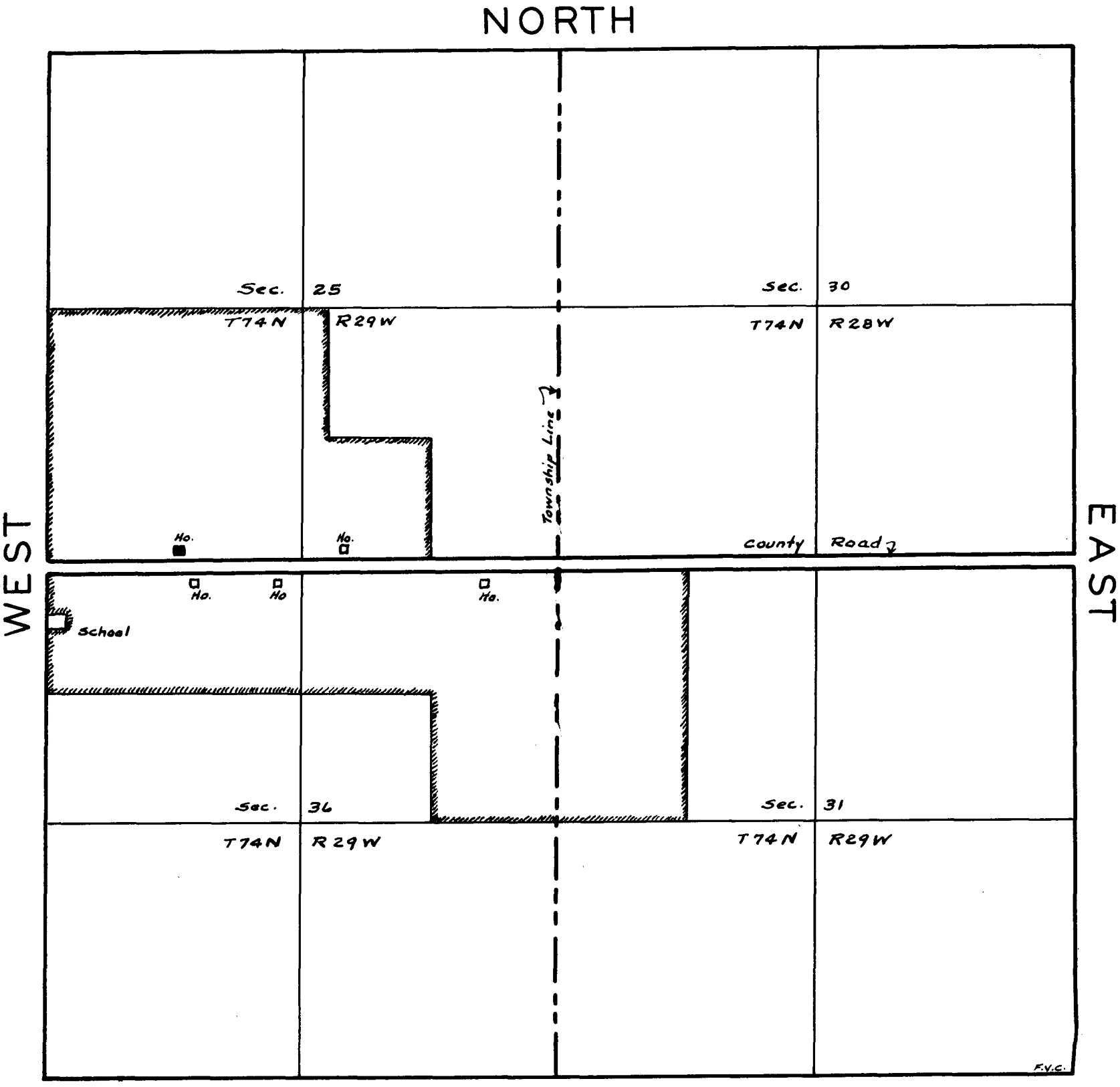
DESCRIPTION OF RIGHT-OF-WAY TO BE ACQUIRED FROM HARRY SAXTON & RUTH JAUNITA SAXTON IN SECTION 25 & 36, GRAND RIVER AND SECTION 31, MONROE TOWNSHIP.

Commencing at the N. W. Corner Section 36, T74N R29W of the 5th P.M. thence East 62 feet, thence South 40 feet to the point of beginning, thence East 438.00 feet, thence South 87°08' East 100.13 feet, thence, East 100 feet, thence South 84°17' East 50.25 feet, thence East 50.00 feet, thence North 84°17' East 100.50 feet, thence East 391.00 feet, thence North 86°00' East 100.24 feet, thence East 101.00 feet, thence South 86° East 100.24 feet, thence East 1371.54 feet, thence South 88°32' East 1286.46 feet, thence South 82°49' East 50.25 feet, thence South 88°32' East 44.00 feet, thence North 86°23' East 56.22 feet, thence South 88°32' East 400.00 feet, thence South 82°49' East 100.50 feet, thence South 88°32' East 300.00 feet, thence North 85°45' East 50.25 feet, thence South 88°32' East 32.00 feet, thence South 89°54' East 68.00 feet, thence South 84°11' East 50.25 feet, thence South 89°54' East 981.00 feet, thence North 0°06' East 17.00 feet, thence North 89°54' West 1098.8 feet, thence North 88°32' West 2318.66 feet, thence West 2901.54 feet, thence South 7 feet to the point of beginning, containing 1.38 acres, more or less. (The North line of the NW¼ Section 36, T74N R29W, is assumed to be East & West.)

Also commencing at the S.W. Corner Section 25, T74N R29W of the 5th P.M. thence East 58 feet, thence North 40 feet to the point of beginning, thence East 342.00 feet, thence North 87°08' East 100.13 feet, thence East 100.00 feet, thence North 87°08' East 100.13 feet, thence East 100.00 feet, thence South 84°17' East 100.5 feet, thence East 2063.54 feet, thence South 88°32' East 1005.46 feet, thence South 1°28' West 7.00 feet, thence North 88°32' West 1005.46 feet, thence West 2905.54 feet, thence North 7.0 feet to the point of beginning, containing 0.70 acres, more or less. (The South line of the SW¼ of Section 25, T74N R29W, is assumed to be due East & West.)

EXHIBIT "B" PLAT OF FARM

OF HARRY SAXTON AREA 481.22 ACRES STA. 0+64 TO STA. 63+81



MADISON COUNTY PROJECT NO. S-1988

Office of Madison Co. Engr.
May 12th, 1954

v.c.

MATT PARROTT & SONS CO., WATERLOO, IOWA F27346

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... HARRY E. SAXTON:

YOU ARE HEREBY NOTIFIED that Madison County, Iowa, a municipal 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:

Commencing at the N.W. Corner Section 36, T74N R29W of the 5th P.M. thence East 62 feet, thence South 40 feet to the point of beginning, thence East 438.00 feet, thence South 87°08' East 100.13 feet, thence, East 100 feet, thence South 84°17' East 50.25 feet, thence East 50.00 feet, thence North 84°17' East 100.50 feet, thence East 391.00 feet, thence North 86°00' East 100.24 feet, thence East 101.00 feet, thence South 86° East 100.24 feet, thence East 1371.54 feet, thence South 88°32' East 1286.46 feet, thence South 82°49' East 50.25 feet, thence South 88°32' East 44.00 feet, thence North 86°23' East 56.22 feet, thence South 88°32' East 400.00 feet, thence South 82°49' East 100.50 feet, thence South 88°32' East 300.00 feet, thence North 85°45' East 50.25 feet, thence South 88°32' East 32.00 feet, thence South 89°54' East 68.00 feet, thence South 84°11' East 50.25 feet, thence South 89°54' East 981.00 feet, thence North 0°06' East 17.00 feet, thence North 89°54' West 1098.8 feet, thence North 88°32' West 2318.66 feet, thence West 2901.54 feet, thence South 7 feet to the point of beginning, containing 1.38 acres, more or less. (The North line of the NW¼ Section 36, T74N R29W, is assumed to be East & West.)
Also commencing at the S.W. Corner Section 25, T74N R29W of the 5th P.M. thence East 58 feet, thence North 40 feet to the point of beginning, thence East 342.00 feet, thence North 87°08' East 100.13 feet, thence East 100.00 feet, thence North 87°08' East 100.13 feet, thence East 100.00 feet, thence South 84°17' East 100.5 feet, thence East 2063.54 feet, thence South 88°32' East 1005.46 feet, thence South 1°28' West 7.00 feet, thence North 88°32' West 1005.46 feet, thence West 2905.54 feet, thence North 7.0 feet to the point of beginning, containing 0.70 acres, more or less. (The South line of the SW¼ of Section 25, T74N R29W, is assumed to be due East & 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.

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 Commissioners will, on the 21st day of June, A. D., 1954, at 10 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, IOWA, APPLICANT
By Gordon K. Darling County Attorney
in and for Madison County, Iowa.

RETURN OF SERVICE

State of Iowa Madison County) ss

The within Notice of Condemnation by 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, received this 20th day of May, 1954, and I certify that on the 26th day of May, 1954, I served the same on Harry E. Saxton by delivering a copy of the same to him personally in Grand River Township, Madison County, Iowa.

FEES Service $ .75
Mileage $ 3.60
Total $ 4.35

Cecil A. Letz Sheriff
of Madison County, Iowa.
By J. Clair Boyd Deputy

IN THE MATTER OF THE APPLICATION OF MADISON COUNTY, IOWA FOR THE APPOINTMENT OF COMMISSIONERS TO ASSESS DAMAGES FOR THE TAKING OF REAL ESTATE FOR ROAD IMPROVEMENTS : NOTICE OF APPOINTMENT OF COMMISSIONERS TO ASSESS DAMAGE

To Glenn Kilgore, Scott Township, Guy Moore, Madison Township, Charles Binns, Center Township, C. D. Herron Grand River Township, Howard Wright, Penn Township, Raymond Hurst, Lincoln Township, Madison County, Iowa.

MATT PARROTT & SONS CO., WATERLOO, IOWA FZ7346

You and each of you are hereby notified that you are hereby appointed as Commissioners to assess damages to certain real estate sustained by parties interested therein by reason of it's being appropriated by Madison County, Iowa, for road improvement purposes.

You are further notified to meet at the office of the Sheriff of Madison County, Iowa, at 10:00 A. M. on the 21st day of June, 1954, as a commission to view said real estate and assess aforesaid damage.

Cecil A. Letz
Sheriff of Madison County, Ia.

RETURN OF SERVICE

State of Iowa Madison County) ss

The within Notice of Appointment of Commissioners to Assess Damage, received this 20th day of May, 1954, & I certify that on the 9th day of June 1954, I served the same on Clair Leeper & Ray_Hurst by delivering a true copy of the same to each of them personally, in Center Township, Madison County, Iowa.

And I certify that on the 10th day of June, 1954, I served the same on C. D. Herron by delivering a true copy of the same to him personally, in Grand River Township, Madison County, Iowa.

And I certify that on the 14th day of June, 1954, I served the same on Howard Wright by delivering a true copy of the same to him personally, in Penn Township, Madison County, Iowa.

And I certify that on the 15th day of June, 1954, I served the same on Glenn Kilgore by delivering a true copy of the same to him personally, in Center Township, Madison County, Iowa.

And I certify that on the 15th day of June, 1954, I served the same on Guy Moore by delivering a true copy of the same to him personally, in Madison Township, Madison County, Iowa.

And on the 21st day of June Clair Leeper being unable to attend and serve as a commissioner I served a copy of Notice of appointment of Commissioner on Chas. B. Binns, by delivering a copy thereof to him personally in Center Township, Madison County, all done on the 21st day of June, 1954.

Cecil A. Letz
Sheriff of Madison County, Iowa.
By J. Clair Boyd, Deputy

FEES Service $ 3.25
Mileage $ 10.26
Total $ 13.51

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: Glenn Kilgore, C. D. Herren, Raymond Hurst, Chas. B. Binns, Guy Moore and Howard Wright

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 Harry E. Saxton and located in Sections 25 and 36, Township 74, North Range 29 West of the 5th P. M., and Section 31, Township 74 North Range 28 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 20th day of May, A. D., 1954, are hereby notified 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 premises and appraise the damages is the 21st day of June, A. D., 1954, at 10 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.

MATT PARROTT & SONS CO., WATERLOO, IOWA F27346

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

Dated this 20th day of May, A. D., 1954.

Cecil A. Letz
Sheriff of Madison County, Iowa.

ACCEPTANCES AND ACKNOWLEDGMENTS 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 21 day of June, 1954.

Glenn Kilgore
C. D. Herren
Raymond Hurst
Chas. Binns
Guy Moore
Howard Wright

EXHIBIT "A"

TO NOTICE TO APPRAISERS OF TIME AND PLACE FOR APPRAISEMENT

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... CECIL A. LETZ, SHERIFF OF MADISON COUNTY, IOWA.

WHEREAS the undersigned, Madison County, Iowa, a municipal corporation is desirous of taking and acquiring full and complete ownership of and holding certain real estate hereinafter described for the purpose of widening, improving and relocating a public highway, as the same now proceeds through Sections 25 and 36 in Township 74 North, Range 29 West of the 5th P. M., Madison County, Iowa, and Sections 30 and 31 in Township 74 North, Range 28 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 therefore, nor as to the taking of said real estate, and

WHEREAS said Madison County, Iowa is desirous of having said real estate condemned and appropriated to it for such purposes under its powers as provided by the laws of the State of Iowa for such purpose, to-wit: Chapters 471 and 472 of the 1950 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 or encumbrances on said real estate, if any, together with each and all of their respective places of residence, so far as known to this Applicant, are as follows, to-wit:

The Owner: Harry E. Saxton
Place of Residence: Madison County, Iowa
Post Office Address: Lorimor, Iowa
Name of Lessees: None
Name of Mortgage or Lien Holder: None

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

MATT PARROTT & SONS CO., WATERLOO, IOWA F27346

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 20th day of May, A. D., 1954.

MADISON COUNTY, IOWA, A MUNICIPAL CORPORATION
By Gordon K. Darling County Attorney
in and for Madison County, Iowa.

STATE OF IOWA MADISON COUNTY) ss:

I, Gordon K. Darling, being first duly sworn on oath depose and state that I am the duly qualified County Attorney in and for Madison County, Iowa; that I have prepared the above and foregoing Application for Condemnation; that said Application was drawn in accordance with the instructions of the Board of Supervisors of Madison County, Iowa; that I have made investigation of the facts, and that the statements and allegations therein contained are true and correct as I verily believe.

Gordon K. Darling

Subscribed and sworn to before me this 20th day of May, A. D., 1954.

(SEAL)

/s/ Pearl E. Shetterly Clerk of the District Court in and for Madison County, Iowa.

EXHIBIT "A"

DESCRIPTION OF RIGHT-OF-WAY TO BE ACQUIRED FROM HARRY SAXTON & RUTH JAUNITA SAXTON IN SECTION 25 & 36, GRAND RIVER AND SECTION 31, MONROE TOWNSHIP.

Commencing at the N.W. Corner Section 36, T74N R29W of the 5th P.M. thence East 62 feet, thence South 40 feet to the point of beginning, thence East 438.00 feet, thence South 87°08' East 100.13 feet, thence, East 100 feet, thence South 84°17' East 50.25 feet, thence East 50.00 feet, thence North 84°17' East 100.50 feet, thence East 391.00 feet, thence North 86°00' East 100.24 feet, thence East 101.00 feet, thence South 86° East 100.24 feet, thence East 1371.54 feet, thence South 88°32' East 1286.46 feet, thence South 82°49' East 50.25 feet, thence South 88°32' East 44.00 feet, thence North 86°23' East 56.22 feet, thence South 88°32' East 400.00 feet, thence South 82°49' East 100.50 feet, thence South 88°32' East 300.00 feet, thence North 85°45' East 50.25 feet, thence South 88°32' East 32.00 feet, thence South 89°54' East 68.00 feet, thence South 84°11' East 50.25 feet, thence South 89°54' East 981.00 feet, thence North 0°06' East 17.00 feet, thence North 89°54' West 1098.8 feet, thence North 88°32' West 2318.66 feet, thence West 2901.54 feet, thence South 7 feet to the point of beginning, containing 1.38 acres, more or less. (The North line of the NW¼ Section 36, T74N R29W, is assumed to be East & West.)

Also commencing at the S.W. Corner Section 25, T74N R29W of the 5th P.M. thence East 58 feet, thence North 40 feet to the point of beginning, thence East 342.00 feet, thence North 87°08' East 100.13 feet, thence East 100.00 feet, thence North 87° 08' East 100.13 feet, thence East 100.00 feet, thence South 84°17' East 100.5 feet, thence East 2063.54 feet, thence South 88°32' East 1005.46 feet, thence South 1°28' West 7.00 feet, thence North 88°32' West 1005.46 feet, thence West 2905.54 feet, thence North 7.0 feet to the point of beginning, containing 0.70 acres, more or less. (The South line of the SW¼ of Section 25, T74N R29W, is assumed to be due East & West).

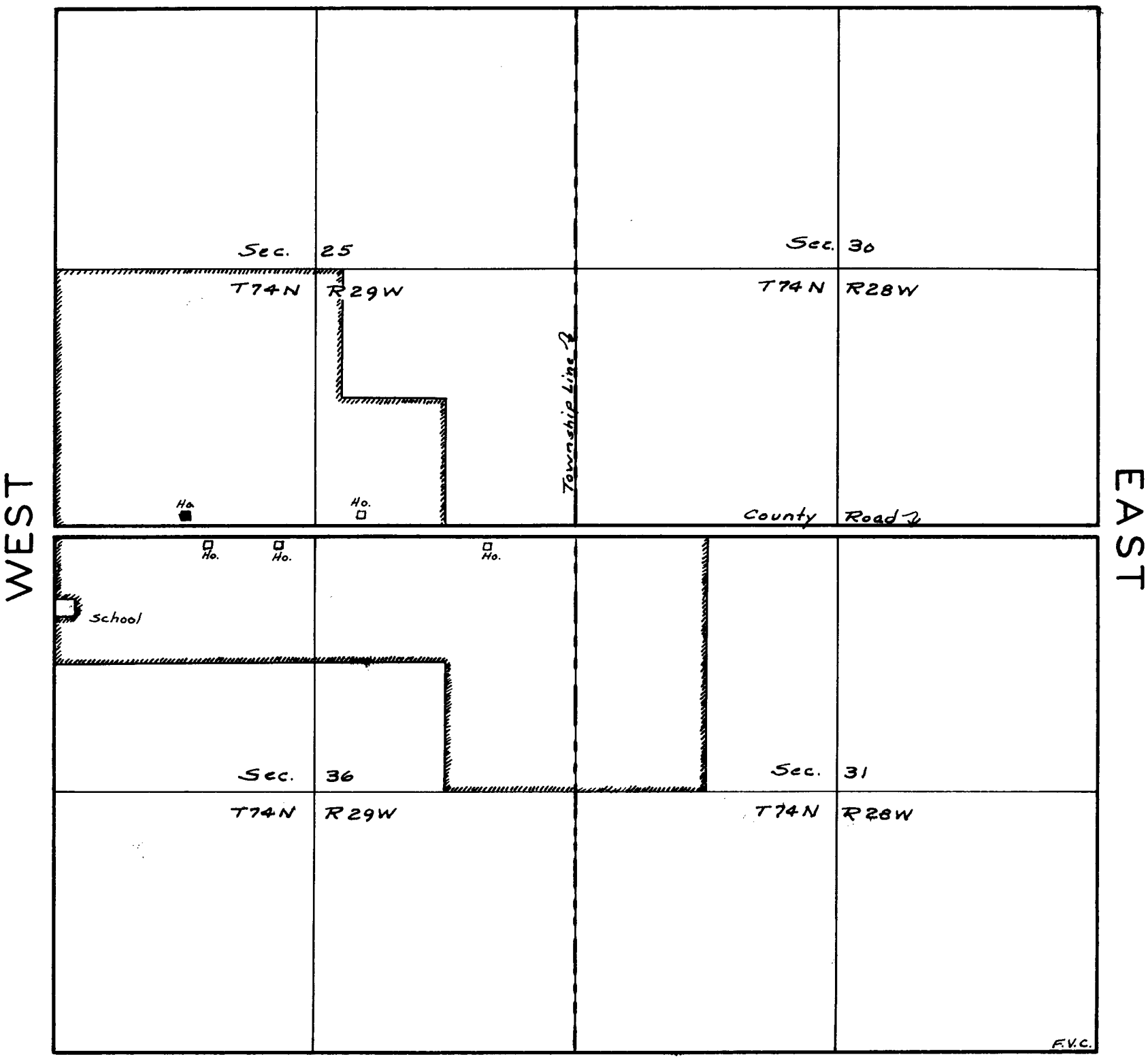
(SEE NEXT PAGE)

Deed Record, No. 86, Madison County, Iowa

MATT PARROTT & SONS CO., WATERLOO, IOWA F27346

EXHIBIT "B" PLAT OF FARM

OF HARRY SAXTON AREA 481.22 ACRES STA. 0+64 TO STA. 63+81



MADISON COUNTY PROJECT NO. S-1988

Office of Madison Co. Engr.
May 12th 1954

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: CECIL A. LETZ, SHERIFF OF MADISON COUNTY, IOWA:

The undersigned, Commissioners, appointed by you by Order of Appointment dated the 20th day of May, A. D., 1954, to inspect the real estate hereinafter described and assess the damages which the owner and Parties interested therein are sustained by reason of the Condemnation and Appropriation thereof, for the use of Madison County, Iowa, in connection with the improvement of certain roads in Madison County, Iowa, as stated in its Application for Condemnation of Property, filed with you the 20th day of May, A. D., 1954, do hereby make report that upon due notice we met upon said premises, viewed and inspected the same on the 21st day of June, A. D., 1954, at 10 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 :

Commencing at the N.W. Corner Section 36, T74N R29W of the 5th P.M. thence East 62 feet, thence South 40 feet to the point of beginning, thence East 438.00 feet, thence South 87°08' East 100.13 feet, thence, East 100 feet, thence South 84°17' East 50.25 feet, thence East 50.00 feet, thence North 84°17' East 100.50 feet, thence East 391.00 feet, thence North 86°00' East 100.24 feet, thence

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East 101.00 feet, thence South 86° East 100.24 feet, thence East 1371.54 feet, thence South 88°32' East 1286.46 feet, thence South 82°49' East 50.25 feet, thence South 88°32' East 44.00 feet, thence North 86°23' East 56.22 feet, thence South 88°32' East 400.00 feet, thence South 82°49' East 100.50 feet, thence South 88°32' East 300.00 feet, thence North 85°45' East 50.25 feet, thence South 88°32' East 32.00 feet, thence South 89°54' East 68.00 feet, thence South 84°11' East 50.25 feet, thence South 89°54' East 981.00 feet, thence North 0°06' East 17.00 feet, thence North 89°54' West 1098.8 feet, thence North 88°32' West 2318.66 feet, thence West 2901.54 feet, thence South 7 feet to the point of beginning, containing 1.38 acres, more or less. (The North line of the NW¼ Section 36, T74N R29W, is assumed to be East & West.)

Also commencing at the S.W. Corner Section 25, T74N R29W of the 5th P.M. thence East 58 feet, thence North 40 feet to the point of beginning, thence East 342.00 feet, thence North 87°08' East 100.13 feet, thence East 100.00 feet, thence North 87°08' East 100.13 feet, thence East 100.00 feet, thence South 84°17' East 100.5 feet, thence East 2063.54 feet, thence South 88°32' East 1005.46 feet, thence South 1°28' West 7.00 feet, thence North 88°32' West 1005.46 feet, thence West 2905.54 feet, thence North 7.0 feet to the point of beginning, containing 0.70 acres, more or less. (The South line of the SW¼ of Section 25, T74N R29W, is assumed to be due East & West.)

To Harry E. Saxton, Owner: $925.00

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

NOTICES:	Sheriff of Madison County, Iowa, Costs of mileage and attendance of Sheriff's office		$ 17.86
	Mileage		$ 10.96
	Attendance		$ 7.50
	Meals for Jury		$ 5.51
APPRAISER'S FEES:			
	Glenn Kilgore	Fee & Mileage	$ 16.43
	Guy Moore,	Fee & Mileage	$ 16.68
	C. D. Herron,	Fee & Mileage	$ 17.52
	Ray Hurst,	Fee & Mileage	$ 16.43
	Chas B. Binns	Fee & Mileage	$ 15.14
	Howard Wright	Fee & Mileage	$ 17.80
Damage Awarded			$ 925.00
		Total Costs & Damages	$ 1066.83

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 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.

Glenn Kilgore — Raymond Hurst — Guy Moore
C. D. Herren — Chas. Binns — Howard Wright

Subscribed and sworn to before me by the above named individuals this 21 day of June, A. D., 1954.

COMPARED

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

(DISTRICT COURT SEAL)