

Deed Record, No. 91, Madison County, Iowa

FIDLAR & CHAMBERS CO., DAVENPORT, IOWA 54101

Erwin R. Hinz and wife, Wilhelmine Hinz by Madison County Sheriff To Madison County, Iowa	#3680 No Fee	Filed for record the 19 day of Sept. A. D. 1960 at 1:09 o'clock P. M. Mary E. Welty, Recorder
-------------------------------------------------------------------------------------------------------	---------------------	---------------------------------------------------------------------------------------------------------

CONDEMNATION PROCEEDINGS

RECEIVED AUG 22 PM 3:45 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 5, in Township 77 North, of Range 26 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 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 affected 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:

The Owners:	Place of Residence	Post Office
Erwin R. Hinz and wife, Wilhelmine Hinz	Booneville, Iowa	Address Booneville, Iowa

Name of Mortgage or Lien Holder: None
Name of Lessee: 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

Deed Record, No. 91, Madison County, Iowa

FIDLAR & CHAMBERS CO., DAVENPORT, IOWA 54101

a like question, to inspect the said real estate hereinbefore described and to assess the damages for all claims of every kind and nature including any consequential damages, if any, sustained by the owners and any other persons interested in said real estate, by reason of the taking, acquiring, and 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 22nd day of August, 1960.

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

EXHIBIT "A"

Description of real estate belonging to Erwin R. Hinz and Wilhelmine Hinz, the subject matter of this condemnation proceeding:

Commencing at the East $\frac{1}{4}$ corner Section 5, T77N, R26W, thence North 33.0 feet, thence West 33.0 feet, to the place of beginning, thence North 2529.0 feet, thence West 13.0 feet, thence South 429.0 feet, thence South $4^{\circ} 00'$ West 100.5 feet, thence South $0^{\circ} 00'$ 600.00 feet, thence South $2^{\circ} 52'$ West 100.12 feet, thence South $0^{\circ} 00'$ 100 feet, thence South $6^{\circ} 50'$ East 100.72 feet, thence South $0^{\circ} 00'$ 1100.0 feet, thence East 13.0 feet to the place of beginning, containing 0.91 acres more or less, exclusive of the present established roadway, and moving approximately 153 rods of fencing.

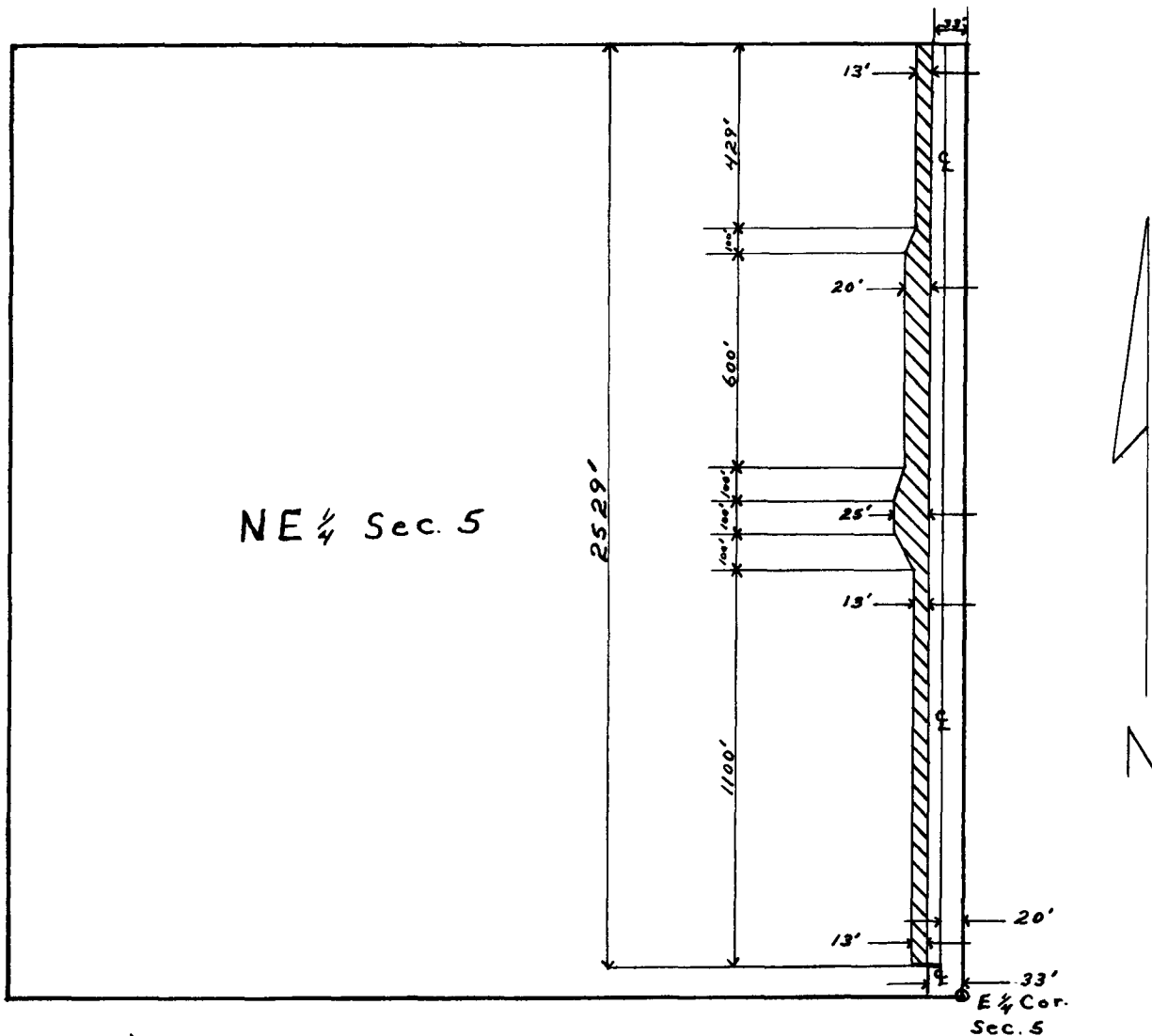
Note: the East line of said Section 5 is assumed to bear due North.

PROPERTY PLAT

Acquired from Erwin R. Hinz & Wilhelmine Hinz Married or Single? - -
 R.O.W. Area 0.91 Acres. Borrow Area - - Acres. Total Consideration \$ - -
 Acquired by Condemnation Date of Contract - - 19 --

LOCATION

From CL Station 0+00 to CL Station 25+29 Section 5
 Township 77 N Range 26 W Township (Civil) Lee, County of Madison Iowa.



Madison County Project No. 2-60

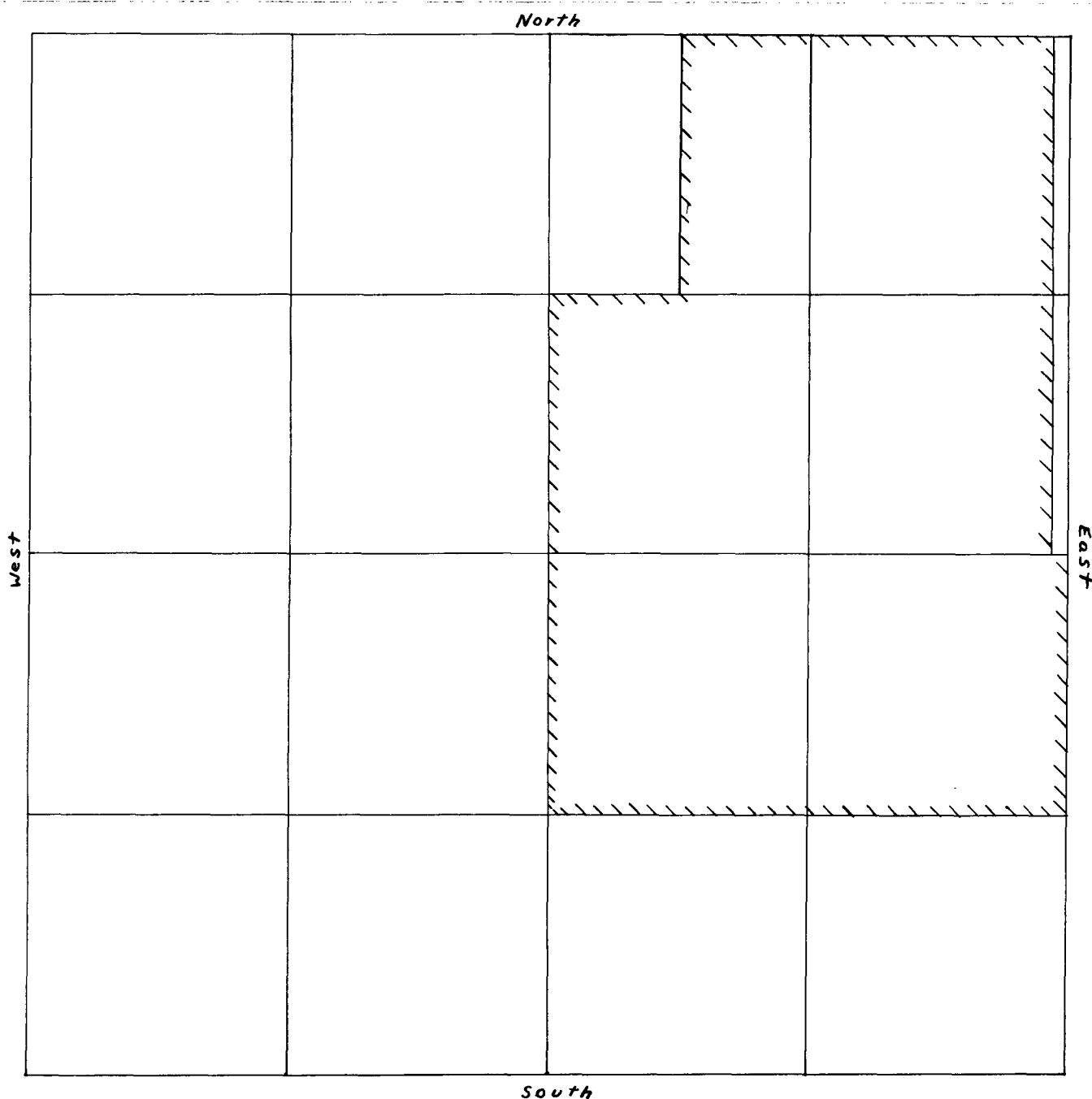
Exhibit "B"

Plat of Property
 Of Erwin R. Hinz & Wilhelmine Hinz Area 216.71 Acres. Sta. 0+00 to Sta. 25+29

Section 5 T 77 N-R 26 W.

Deed Record, No. 91, Madison County, Iowa

FIDLAR & CHAMBERS CO., DAVENPORT, IOWA 54101



Madison County Project No. 2-60

COUNTY Madison INFORMATION FOR CONDEMNATION PROCEEDINGS Project 2-60

OWNER OF RECORD

Erwin R. Hinz Spouse - - Booneville, Iowa

Wilhelmine Hinz Spouse - - Booneville, Iowa

Occupant of the Land - - Signed? - -

Occupant of the House - - Signed? - -

NAMES AND ADDRESSES OF ALL LIENHOLDERS: None

Legal Description of parcel to be condemned.

Commencing at the East $\frac{1}{4}$ corner Section 5, T77N, R26W, thence North 33.0 feet, thence West 33.0 feet to the place of beginning, thence North 2529.0 feet, thence West 13.0 feet, thence South 429.0 feet, thence South $4^{\circ} 00'$ West 100.5 feet, thence South $0^{\circ} 00'$ 600.0 feet, thence South $2^{\circ} 52'$ West 100.12 feet, thence South $0^{\circ} 00'$ 100 feet, thence South $6^{\circ} 50'$ East 100.72 feet, thence South $0^{\circ} 00'$ 1100.0 feet, thence East 13.0 feet to the place of beginning, containing 0.91 acres more or less, exclusive of the present established roadway, and moving approximately 153 rods of fencing.

Note: the East line of said Section 5 is assumed to bear due North.

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

TO . . . Erwin R. Hinz and Wilhelmine Hinz:

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:

Commencing at the East $\frac{1}{4}$ corner Section 5, T77N, R26W, thence North 33.0 feet, thence West 33.0 feet to the place of beginning, thence North 2529.0 feet, thence West 13.0 feet, thence South 429.0 feet, thence South $4^{\circ} 00'$ West 100.5 feet, thence South $0^{\circ} 00'$ 600.0 feet, thence South $2^{\circ} 52'$ West 100.12 feet, thence South $0^{\circ} 00'$ 100 feet, thence South $6^{\circ} 50'$ East 100.72 feet, thence South $0^{\circ} 00'$ 1100.0 feet, thence East 13.0 feet to the

Deed Record, No. 91, Madison County, Iowa

FIDLAR & CHAMBERS CO., DAVENPORT, IOWA 54101

place of beginning, containing 0.91 acres more or less, exclusive of the present established roadway, and moving approximately 153 rods of fencing.

Note: the East line of said Section 5 is assumed to bear due North.

YOU ARE FURTHER NOTIFIED that such condemnation is sought for the purpose of widening, improving, altering 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 all 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 15th day of Sept., 1960, at 10:30 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, IOWA, ss.

The within notice received this 22nd day of August 1960, and I hereby certify that I served the same on the defendants named below by delivering a copy thereof to each of the said defendants personally at the time and place set opposite their respective names:

Name of Defendant	Month	Day	Year	City, Town or Township	County	State
Erwin R. Hinz	Sept.	2	1960	Lee Twp.	Madison	Iowa
Erwin R. Hinz, Administrator of Estate of Wilhelmine Hinz	Sept.	2	1960	Lee Twp.	Madison	Iowa

Rex Rouse, Sheriff
Official Title

FEES

Service,	\$	1.25
Copies,	\$	- -
Mileage,	\$	3.60
Total,	\$	4.85

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

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 widening, improving, altering, and re-locating 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:

Lyle L. Hart	Lloyd Bond	Harvey L. Davis
Wilbur Riser	M. S. Creger	Claude Shearer

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 such 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 12th day of Sept., 1960.

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

Deed Record, No. 91, Madison County, Iowa

FIDLAR & CHAMBERS CO., DAVENPORT, IOWA 54101

one of the persons appointed by Rex Rouse, Sheriff of Madison County, Iowa, on the 15 day of Sept., 1960, 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 5, in Township 77 North, of Range 26 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.

Lyle L. Hart	Wilbur Riser
M. S. Creger	Lloyd Bond
Harvey L. Davis	Claude Shearer

Subscribed and sworn to before me by all and each of the foregoing named individuals, in my presence this 15 day of Sept., 1960.

(DISTRICT COURT SEAL) Marguerite Morrissey Clerk of District Court in and for Madison County, Iowa

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

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 5, in Township 77 North, of Range 26 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 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 and 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 affected 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:

The Owners:	Place of Residence	Post Office
Erwin R. Hinz and wife, Wilhelmine Hinz	Booneville, Iowa	Booneville, Iowa
Name of Mortgage or Lien Holder:	None	
Name of Lessee:	None	

NOW, THEREFORE, this Applicant, Madison County, Iowa, requests that you appoint six

Deed Record, No. 91, Madison County, Iowa

FIDLAR & CHAMBERS CO., DAVENPORT, IOWA 54101

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 for all claims of every kind and nature including any consequential damages, if any, sustained by the owners and any other persons interested in said real estate, by reason of the taking, acquiring, and 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 -- day of --, 1960.

MADISON COUNTY, IOWA
 BY - -
 County Attorney in and for Madison
 County, Iowa

EXHIBIT "A"

Description of real estate belonging to Erwin R. Hinz and Wilhelmine Hinz, the subject matter of this condemnation proceeding:

Commencing at the East $\frac{1}{4}$ corner Section 5, T77N, R26W, thence North 33.0 feet, thence West 33.0 feet, to the place of beginning, thence North 2529.0 feet, thence West 13.0 feet, thence South 429.0 feet, thence South 4° 00' West 100.5 feet, thence South 0° 00' 600.0 feet, thence South 2° 52' West 100.12 feet, thence South 0° 00' 100 feet, thence South 6° 50' East 100.72 feet, thence South 0° 00' 1100.0 feet, thence East 13.0 feet to the place of beginning, containing 0.91 acres more or less, exclusive of the present established roadway, and moving approximately 153 rods of fencing.

Note: the East line of said Section 5 is assumed to bear due North.

PROPERTY PLAT

Acquired from Erwin R. Hinz & Wilhelmine Hinz Married or Single? - -
 R.O.W. Area 0.91 Acres. Borrow Area - - Acres. Total Consideration \$ - -
 Acquired by Condemnation Date of Contract -- 19 --

LOCATION

From CL Station 0+00 to CL Station 25+29 Section 5
 Township 77 N Range 26 W Township (Civil) Lee, County of Madison Iowa.

FOR COPY OF PLAT AS SHOWN ON FILED INSTRUMENT
 SEE PLAT RECORDED IN DEED RECORD 91, PAGE 162

Madison County Project No. 2-60 Exhibit "B"

Plat of Property

Of Erwin R Hinz & Wilhelmine Hinz Area 216.71 Acres. Sta. 0+00 to Sta. 25+29
 Section 5 T 77 N-R 26 W.

FOR COPY OF PLAT AS SHOWN ON FILED INSTRUMENT
 SEE PLAT RECORDED IN DEED RECORD 91, PAGE 163

Madison County Project No. 2-60

COUNTY Madison INFORMATION FOR CONDEMNATION PROCEEDINGS Project 2-60

OWNER OF RECORD

Erwin R. Hinz Spouse - - Booneville, Iowa
 Wilhelmine Hinz Spouse - - Booneville, Iowa
 Occupant of the Land - - Signed? - -
 Occupant of the House - - Signed? - -

NAMES AND ADDRESSES OF ALL LIENHOLDERS: None

Legal Description of parcel to be condemned.

Commencing at the East $\frac{1}{4}$ corner Section 5, T77N, R26W, thence North 33.0 feet, thence West 33.0 feet to the place of beginning, thence North 2529.0 feet, thence West 13.0 feet, thence South 429.0 feet, thence South 4° 00' West 100.5 feet, thence South 0° 00' 600.0 feet, thence South 2° 52' West 100.12 feet, thence South 0° 00' 100.0 feet, thence South 6° 50' East 100.72 feet, thence South 0° 00' 1100.0 feet, thence East 13.0 feet to the place of beginning, containing 0.91 acres more or less, exclusive of the present established roadway, and moving approximately 153 rods of fencing.

Note: the East line of said Section 5 is assumed to bear due North.

Deed Record, No. 91, Madison County, Iowa

FIDLAR & CHAMBERS CO., DAVENPORT, IOWA 54101

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

TO: Wilbur Riser, Claude Shearer, Merrill Creger, Lyle Hart
 Harvey Davis, and Lloyd Bond

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 Erwin R. Hinz and Wilhelmine Hinz and located in Section 5, in Township 77 North, of Range 26 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 22nd day of August, 1960, 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 premises and appraise the damages is the 15th day of Sept., 1960, at 10:30 o'clock A.M., and that you are now and hereby notified that you are required to proceed with the appraisal 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 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 12th day of Sept, 1960.

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 15th day of Sept, 1960.

Lloyd Bond
 Wilbur Riser
 Harvey L. Davis

M. S. Creger
 Lyle L. Hart
 Claude Shearer

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

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 5, in Township 77 North, of Range 26 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 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,

Deed Record, No. 91, Madison County, Iowa

FIDLAR & CHAMBERS CO., DAVENPORT, IOWA 50401

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 affected 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:

The Owners:	Place of Residence	Post Office
Erwin R. Hinz and wife, Wilhelmine Hinz	Booneville, Iowa	Address Booneville, Iowa

Name of Mortgage or Lien Holder: None

Name of Lessee: 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 for all claims of every kind and nature including any consequential damages, if any, sustained by the owners and any other persons interested in said real estate, by reason of the taking, acquiring, and 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 - - day of - -, 1960.

MADISON COUNTY, IOWA
By - -
County Attorney in and for Madison
County, Iowa

EXHIBIT "A"

Description of real estate belonging to Erwin R. Hinz and Wilhelmine Hinz, the subject matter of this condemnation proceeding:

Commencing at the East $\frac{1}{4}$ corner Section 5, T77N, R26W, thence North 33.0 feet, thence West 33.0 feet, to the place of beginning, thence North 2529.0 feet, thence West 13.0 feet, thence South 429.0 feet, thence South 4° 00' West 100.5 feet, thence South 0° 00' 600.00 feet, thence South 2° 52' West 100.12 feet, thence South 0° 00' 100 feet, thence South 6° 50' East 100.72 feet, thence South 0° 00' 1100.0 feet, thence East 13.0 feet to the place of beginning, containing 0.91 acres more or less, exclusive of the present established roadway, and moving approximately 153 rods of fencing.

Note: the East line of said Section 5 is assumed to bear due North.

PROPERTY PLAT

Acquired from Erwin R. Hinz & Wilhelmine Hinz Married or Single? - -
R.O.W. Area 0.91 Acres. Borrow Area - - Acres. Total Consideration \$ - -
Acquired by Condemnation Date of Contract - - 19 --.

LOCATION

From CL Station 0+00 to CL Station 25+29 Section 5
Township 77 N Range 26W Township (Civil) Lee, County of Madison Iowa.

FOR COPY OF PLAT AS SHOWN ON FILED INSTRUMENT
SEE PLAT RECORDED IN DEED RECORD 91, PAGE 162

Madison County Project No. 2-60 Exhibit "B"

Plat of Property

Of Erwin R. Hinz & Wilhelmine Hinz Area 216.71 Acres. Sta. 0+00 to Sta. 25+29
Section 5 T 77 N-R 26 W.

FOR COPY OF PLAT AS SHOWN ON FILED INSTRUMENT
SEE PLAT RECORDED IN DEED RECORD 91, PAGE 163

Madison County Project No. 2-60

Deed Record, No. 91, Madison County, Iowa

FIDLAR & CHAMBERS CO., DAVENPORT, IOWA 54101

COUNTY Madison	INFORMATION FOR CONDEMNATION PROCEEDINGS	Project 2-60
OWNER OF RECORD		
Erwin R. Hinz	Spouse - -	Booneville, Iowa
Wilhelmine Hinz	Spouse - -	Booneville, Iowa
Occupant of the Land - -		Signed? - -
Occupant of the House - -		Signed? - -
NAMES AND ADDRESSES OF ALL LIENHOLDERS: None		

Legal Description of parcel to be condemned.

Commencing at the East $\frac{1}{4}$ corner Section 5, T77N, R26W, thence North 33.0 feet, thence West 33.0 feet to the place of beginning, thence North 2529.0 feet, thence West 13.0 feet, thence South 429.0 feet, thence South 4° 00' West 100.5 feet, thence South 0° 00' 600.0 feet, thence South 2° 52' West 100.12 feet, thence South 0° 00' 100.0 feet, thence South 6° 50' East 100.72 feet, thence South 0° 00' 1100.0 feet, thence East 13.0 feet to the place of beginning, containing 0.91 acres more or less, exclusive of the present established roadway, and moving approximately 153 rods of fencing.

Note: the East line of said Section 5 is assumed to bear due North.

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 12th day of Sept., 1960, 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, in connection with the improvement of certain roads in Madison County, Iowa, as stated in the Application for Condemnation of Property, filed with you the 22 day of August, 1960, do hereby make report that upon due notice we met upon said premises, viewed, and inspected the same on the 15 day of September, 1960, at 10:30 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:

Commencing at the East $\frac{1}{4}$ corner Section 5, T77N, R26W, thence North 33.0 feet, thence West 33.0 feet to the place of beginning, thence North 2529.0 feet, thence West 13.0 feet, thence South 429.0 feet, thence South 4° 00' West 100.5 feet, thence South 0° 00' 600.0 feet, thence South 2° 52' West 100.12 feet, thence South 0° 00' 100 feet, thence South 6° 50' East 100.72 feet, thence South 0° 00' 1100.0 feet, thence East 13.0 feet to the place of beginning, containing 0.91 acres more of less, exclusive of the present established roadway, and moving approximately 153 rods of fencing.

Note: the East line of said Section 5 is assumed to bear due North.

To: Erwin R. Hinz and Wilhelmine Hinz	\$500.00
We further report that the costs of paid assessment are as follows:	
NOTICES: Sheriff of Madison County, Iowa	
Cost of mileage and attendance of Sheriff's Office	
Mileage	\$ 17.86
Attendance	\$ 11.28
Meals	8.62
APPRAISER'S FEES:	
Claude N. Shearer	\$ 16.82
Harvey L. Davis	\$ 15.42
Lloyd Bond	\$ 19.34
M. S. Creger	\$ 17.31
Lyle L. Hart	\$ 17.31
Wilbur Riser	\$ 15.14
	\$639.10

SHERIFF'S CERTIFICATION OF COSTS

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

1. Serving Original Notices	1.25	3.60	\$ 4.85
2. Sheriff Serving Notice of Appointment of Commissioners	3.25	9.76	13.01
3. Sheriff Attending Commissioners	7.50	3.78	11.28
	TOTAL SHERIFF'S COSTS		\$ 29.14

4. Commissioner's Expenses:

Deed Record, No. 91, Madison County, Iowa

FIDLER & CHAMBERS CO., DAVENPORT, IOWA 504101

Claude Shearer, Walnut Twp. 1 day service and mileage	16.82
Harvey Davis, Scott twp. 1 day service and mileage	15.42
Lloyd Bond, Jackson twp. 1 day service and mileage (used his car in viewing)	19.34
Lyle Hart, Walnut twp. 1 day service and mileage	17.31
Wilbur Riser, Union twp. 1 day service and mileage	15.14
Merrill Creger, Ohio twp. 1 day service and mileage	17.31
Meals for Jury	8.62
TOTAL JURY COSTS	<u>\$109.96</u>
5. Damages awarded Erwin R. Hinz and Erwin R. Hinz as administrator of Estate of Wilhelmin Hinz	\$500.00

RECAPITULATION

TOTAL DAMAGES AWARDED	\$500.00
TOTAL SHERIFF'S COSTS	29.14
TOTAL COMMISSIONER'S EXPENSES	109.96
GRAND TOTAL	<u>\$639.10</u>

Certified a true statement of Erwin R. Hinz and Erwin R. Hinz as administrator of Estate of Wilhelmin Hinz condemnation expenses and original copies of proceedings therewith.

Rex Rouse

Rex Rouse, Sheriff of Madison Co., Iowa

Award accepted 9-16-60 RRR **COMPARED**