

1198



MATT SCHULTZ
Secretary of State
State of Iowa

TRANSMITTAL FORM FOR CONDEMNATION APPLICATION –
Pursuant to Iowa Code sections 6B.3(3), 9.2A, and 331.602(24)

Box 1

TRANSMITTAL FORM FOR SHERIFF'S STATEMENT –
Pursuant to Iowa Code sections 6b.38, 9.2A, and 331.602(24)

Box 2

Part I: CONDEMNATION APPLICATION

Pursuant to Iowa Code section 6B.3(3), the undersigned County Recorder files a copy of the attached Condemnation Application with the Office of the Secretary of State, noting as follows.

1. The name of the acquiring agency is the Iowa Department of Transportation
2. The real property subject to the Application is located in _____ Sac _____ County.
3. The date the condemnation application was filed by the undersigned County Recorder is June month, 19th day, 2014 year.
4. The attached Condemnation Application is filed of record at Document # E140096
Book _____, Page _____.

Nancy L. Allen
County Recorder for

_____ Sac _____ County

Part II: SHERIFF'S STATEMENT

Pursuant to Iowa Code section 6B.38, the undersigned County Recorder files a copy of the attached Sheriff's Statement with the Office of the Secretary of State, noting as follows.

1. The name of the acquiring agency is the Iowa Department of Transportation
2. The corresponding Condemnation Application to this Sheriff's Statement was filed of record at Document # E140096, Book _____, Page _____ and a copy was sent to the Secretary of State.
3. The attached Sheriff's Statement was filed of record at Document # 141477,
Book _____, Page _____; on October month, 1st day, 2014 year.

Nancy L. Allen
County Recorder for

_____ Sac _____ County

PLEASE SUBMIT TO:
Secretary of State
Attention: Condemnation Filings
State Capitol, Des Moines, IA 50319
FAX: 515-242-5952

SEE INSTRUCTIONS ON BACK

Document 141477
COND CONDEMNATION Pages 40
Date 10/01/2014 Time 12:37 PM
Total Fees: \$202.00

Instr. Number: E140096
Recorded: 6/19/2014 at 8:13:00.0 AM
Fee Amount: \$22.00
Revenue Tax:
Nancy Auen RECORDER
Sac County, Iowa

REC'D
JUN 16 2014

DCA

Nancy L Auen
SAC COUNTY RECORDER

178
BQ

OFFICE OF THE COUNTY CLERK
SAC COUNTY

Prepared by: Michael J. Schneider 515-239-1029, IA Dept. of Transportation, Right of Way-Condemnation,
800 Lincoln Way, Ames, IA 50010
Return to: Michael J. Schneider 515-239-1029, IA Dept. of Transportation, Right of Way-Condemnation,
800 Lincoln Way, Ames, IA 50010

In the Matter of the Condemnation of Certain
Rights in Land by the Iowa Department of
Transportation for the Improvement of

Primary Road No. IA 196
East of the City of Lake View
located in Sac County, Iowa

APPLICATION TO THE CHIEF
JUDGE OF THE
2nd JUDICIAL DISTRICT
FOR THE APPOINTMENT OF A
COMMISSION TO APPRAISE
DAMAGES

Project No. STPN-196-1(016)--2J-81 Group B

TO: Kurt Wilke, Chief Judge, 2nd Judicial District including Sac County, Iowa

Comes now the Iowa Department of Transportation and states that the public interest requires that certain rights be acquired in Non-agricultural land by Condemnation proceedings. The Iowa Department of Transportation, acting on behalf of the State of Iowa and/or its political subdivisions, has not been able to secure rights in lands by purchase and conveyance for the improvement of roads and streets. In accordance with Sec. 6B.2A, 6B.2B and 6B.3, the Code of Iowa, as amended by H.F. 476, the following is set forth:

Description: The lands and/or property rights sought to be condemned or affected are described on the attached Notice of Condemnation which is made a part of this Application.

Plat: The location of the right of way or other property rights sought to be condemned or affected are shown on the plat(s) attached to and a part of the attached Notice of Condemnation.

Minimum Land Needs: The minimum amount of land necessary to achieve the public purpose is as described in and shown on the Notice of Condemnation and attached plat(s).

Names and Addresses: The names and addresses of the record owners, lienholders, encumbrancers and other persons affected by this proceeding are listed on the attached Notice of Condemnation.

Purpose: The Department of Transportation desires the rights specified in the lands sought to be condemned for the improvement and/or maintenance of roads and streets within the State of Iowa.

Statement of Individual Rights: The Iowa Department of Transportation has provided the owner(s) with a statement of their individual rights and written notification as required under Sec. 6B.2A.

Good Faith Negotiations: The Applicant has made an effort to negotiate in good faith with the

owner(s) to acquire the property sought to be condemned. These efforts include:

1. Provided the owner(s) with written notification at least 30 days prior to the intent to proceed with this public improvement.
2. Provided the owner(s) with a copy of the appraisal of the property sought.
3. Discussed the basis of determining value.
4. Reviewed the project design plans.
5. Discussed the contents of the acquisition contract.
6. Addressed owner's questions and concerns.
7. Provided the owner(s) with a written offer of the fair market value.

Based on these efforts, we were unable to reach an agreement.

Agricultural Land: A part of the lands sought to be appropriated may be classified as Class I or Class II within an agricultural area and, if so classified, is reasonably necessary for this internal improvement.

Request: NOW, THEREFORE, the Iowa Department of Transportation hereby requests the appointment of a compensation commission of six qualified persons to view the premises and appraise the damages which the owners, lienholders, encumbrancers and other persons affected will sustain by reason of this Condemnation.

Dated at Ames, Iowa, this 5 day of June, 2014.

IOWA DEPARTMENT OF TRANSPORTATION
David S. Gorham
Special Assistant Attorney General
and General Counsel to the Iowa DOT

By Katie A. Johnson
Katie A. Johnson
Condemnation Unit Coordinator
Office of Right of Way

Filed in my office at Ft Dodge, Iowa, this 17th day of June, 2014.

Kurt Wilke
Kurt Wilke
Chief Judge of the 2nd Judicial District
including Sac County, Iowa.

I certify that this Application for Condemnation has been approved by the Chief Judge.

Michael S. Schick
Condemnation Unit

In the Matter of the Condemnation of
Certain Rights in Land
by the Iowa Department of Transportation
for the Improvement of

NOTICE

Primary Road No. IA 196

East of the City of Lake View

located in Sac County, Iowa

Project No. STPN-196-1(016)--2J-81

Group "B"

TO:

Unknown ownership interests

and to all other persons, companies or corporations having any interest in or owning any of the following described real estate: Part of the Southeast Quarter (SE ¼) of the Southeast Quarter (SE ¼) of Section 30, Township 87 North, Range 35 West of the Fifth Principal Meridian, Sac County, Iowa.

You, and each of you, are hereby notified that the State of Iowa desires certain rights in land more specifically described as follows and shown with reference to their location as to land affected on the Acquisition Plat Exhibit "A" attached hereto and to the Application filed with the Chief Judge of the Judicial District containing Sac County, Iowa, and in the Office of the Sheriff of Sac County, Iowa, to which you are referred:

The title in fee simple sought to be appropriated for the use and benefit of the State of Iowa, is in land described as follows:

A parcel of land located in a part of the Southeast Quarter (SE ¼) of the Southeast Quarter (SE ¼) of Section 30, Township 87 North, Range 35 West of the Fifth Principal Meridian, Sac County, Iowa, as shown on the Acquisition Plat Exhibit "A" attached hereto and by reference made a part hereof.

Said parcel is described as follows:

Beginning at the Southeast Corner of the Southeast ¼ of said Section 30; thence North 88°11'11" West, 209.03 feet along the South line of said Southeast ¼ ; thence North 00°52'53" East 33.00 feet; thence South 88°11'11" East, 209.03 feet to a point on the East line of said Southeast ¼ ; thence South 00°52'53" West, 33.00 feet along said East line to the Point of Beginning, containing 0.16 acre of existing highway right of way.

In connection with this condemnation proceeding, it is specifically provided that any and all improvements located wholly within the land sought in fee simple title are condemned in their entirety.

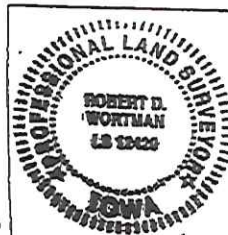
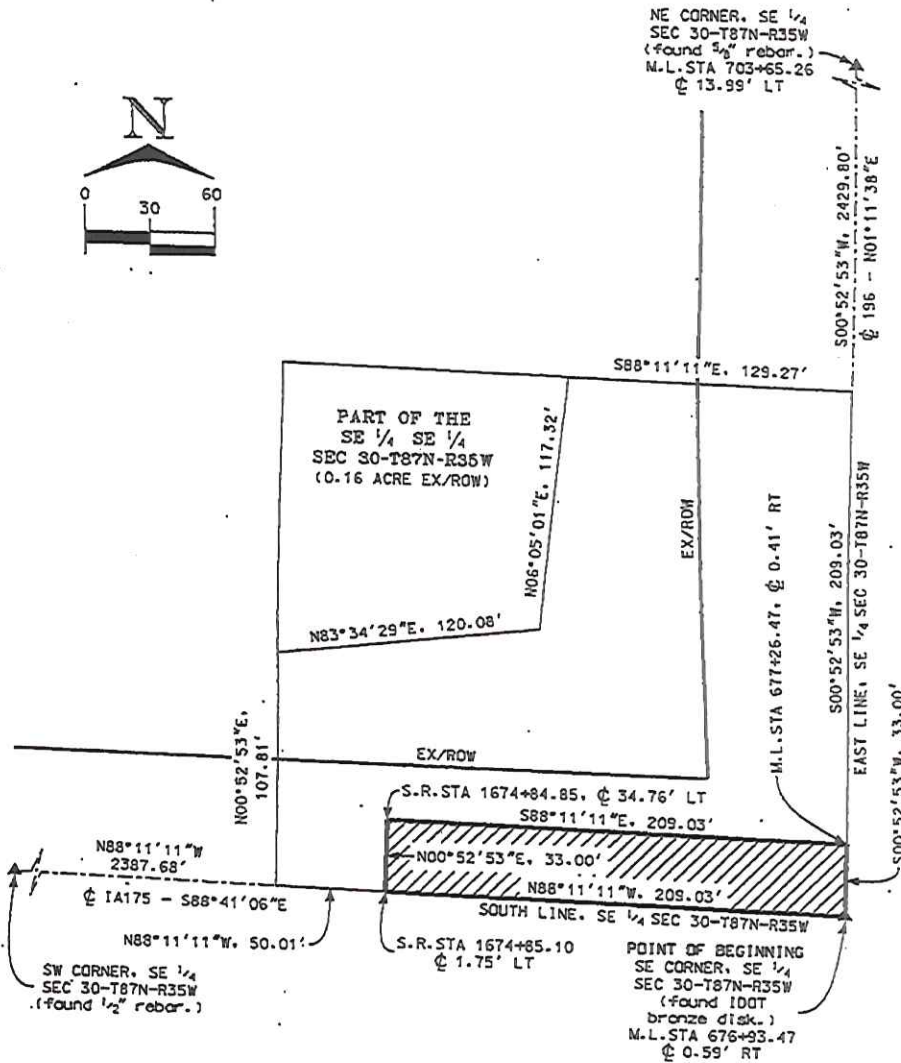
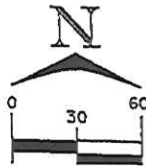


IOWA DEPARTMENT OF TRANSPORTATION
ACQUISITION PLAT
EXHIBIT "A"



COUNTY _____ SAC _____ STATE CONTROL NO. _____
 PROJECT NO. STPN-196-1(016)-2J-81 PARCEL NO. 48
 SECTION 30 TOWNSHIP R7N RANGE 35W
 ROW - FEE 0.16 ACRE * EASE _____ OUIT CLAIM _____
 ACQUIRED ACCESS RIGHTS FROM STA. _____ TO STA. _____ MAIN LINE _____ LEFT SIDE
 ACQUIRED ACCESS RIGHTS FROM STA. _____ TO STA. _____ SIDE ROAD _____ SIDE
 ACQUIRED FROM Unknown Ownership Interest

* 0.16 ACRE OF EXISTING HIGHWAY RIGHT OF WAY.



I hereby certify that this land surveying document was prepared and the related survey work was performed by me or under my direct personal supervision and that I am a duly licensed Professional Land Surveyor under the laws of the State of Iowa.

Robert D. Wortman 7-15-2013
 Robert D. Wortman License No. 12420 Date

My license renewal date is December 31, 2013

Pages or sheets covered by this seal: THIS SHEET ONLY

DATE DRAWN ALR 06/02/2013

In the Matter of the Condemnation
of Certain Rights in Land by the
Iowa Department of Transportation
for the Improvement of

Primary Road No. IA 196
East of the City of Lake View
located in Sac County, Iowa

**SELECTION AND APPOINTMENT OF
COMPENSATION COMMISSIONERS
BY THE CHIEF JUDGE OF THE
2nd JUDICIAL DISTRICT**

Project No. STPN-196-1(016)--2J-81 Group B

An Application and Notice of Condemnation having been filed with me by the Iowa Department of Transportation for the selection and appointment, by lot, of six suitable persons as the law provides to act as a compensation commission to assess and appraise the damages sustained by reason of the condemnation of certain specified rights in certain land described by Applicant, in the Notice of Condemnation filed in the above-entitled matter, I hereby DESIGNATE, SELECT AND APPOINT as the members of said compensation commission required in this matter the following persons:

NAME	ADDRESS	QUALIFICATIONS
mike Green	Sac City	Licensed Real Estate Salesperson or Broker
Gary Wicker	Lake View	Licensed Real Estate Salesperson or Broker
Scott Currie	Schaller	Knowledgeable of Property Values by Virtue of Occupation
neil Sibenaller	Odebolt	Knowledgeable of Property Values by Virtue of Occupation
Robert Williams	lytton	Non-agricultural
Dr. Steve Burns	Sac City	Non-agricultural

I further designate, select and appoint the above-named mike Green to act as
Chairperson of said commission.

To the Sheriff of Sac County, Iowa: Attached hereto please find a duplicate of the Application for Condemnation in
the above-entitled matter.

Dated at Ft Dodge, Iowa, this 17th day of June, 2014.

Kurt Wilke
Kurt Wilke
Chief Judge of the 2nd Judicial District
including Sac County, Iowa

Filed in my office at Sac City, Iowa, this _____ day of _____, 20____.

Kenneth W McClure
~~Roger Owens~~ Kenneth W. McClure
Sheriff of Sac County, Iowa

In the Matter of the Condemnation
of Certain Rights in Land by the
Iowa Department of Transportation
for the Improvement of

Primary Road No. IA 196
East of the City of Lake View
located in Sac County, Iowa

**SUPPLEMENTARY ORDER
APPOINTING ALTERNATE
COMPENSATION COMMISSIONERS**

Project No. STPN-196-1(016)--2J-81 Group B

An Application and Notice of Condemnation having been filed with me by the Iowa Department of Transportation, entitled as above, for the selection and appointment, by lot, of a duly-constituted compensation commission, and said selection and appointment of up to five alternate commissioners, having been made by me, I further DESIGNATE, SELECT and APPOINT the following persons to serve as alternate members of said compensation commission, in the event that any of the said members having the same qualifications are unable to serve for any reason.

NAME	ADDRESS	QUALIFICATIONS
1. Glen Determan 2. 3. Jim Bisenius 4. 5. Chris Grote	Wall Lake Schaller Lake View	Licensed Real Estate Salesperson or Broker
1. Steve Kettering 2. 3. Kevin Sparrer 4. 5. Tom Lange	Lake View Wall Lake Sac City	Knowledgeable of Property Values by Virtue of Occupation
1. Jay Coon 2. 3. William Dreesen 4. 5. George Norris	Early Odebolt Nemaha	Non-agricultural

The Sheriff of Sac County, Iowa, shall, upon being informed of a vacancy in the compensation commission, notify an alternate member appointed having the same qualifications as the person unable to serve in the same manner as the original commissioners were notified.

Dated at At Dodge, Iowa, this 17th day of June, 2014.

Kurt Wilke
Kurt Wilke
Chief Judge of the 2nd Judicial District
including Sac County, Iowa.

Filed in my office at Sac City, Iowa, this _____ day of _____, 20____.

Kenneth W. McClure
~~Roger Owens~~ Kenneth W. McClure
Sheriff of Sac County, Iowa

In the Matter of the Condemnation
of Certain Rights in Land by the
Iowa Department of Transportation
for the Improvement of

Primary Road No. IA 196
East of the City of Lake View
located in Sac County, Iowa

SUMMONS TO COMMISSIONERS

Project No. STPN-196-1(016)--2J-81 Group B

TO: Neil Sibenaller

The Iowa Department of Transportation has filed with the Chief Judge of the 2nd Judicial District including Sac County, Iowa, an Application and Notice of Condemnation for the selection of a Compensation Commission to assess the damages which owners, lienholders, encumbrancers and other persons interested in the land from which certain rights are sought to be appropriated by these proceedings will sustain by reason of such appropriation of the rights as described in the Application and Notice of Condemnation for the improvement and/or maintenance of roads and streets in Sac County, Iowa, and

Pursuant to Iowa law, you have been selected and appointed by the Chief Judge of the 2nd Judicial District for Sac County, Iowa, as a member of such Compensation Commission, and such selection and appointment has been duly filed in my office and that Mike Green has been designated as Chairperson of the Commission.

NOW, THEREFORE, you are commanded to be and appear before the undersigned in the office of the Sheriff at Sac City, Sac County, State of Iowa, on the 28th day of August, 2014, at 9:30 o'clock a.m. for the purpose of qualifying as such Commission, and proceed to view said premises and make an award of damages as by law provided.

Kenneth W. McClure
Kenneth W. McClure
Sheriff of Sac County, Iowa

ACCEPTANCE OF SERVICE

(Before accepting appointment to this commission, please note the persons and real estate affected by the condemnation on the attached Notice(s) to determine whether or not you possess any interest which would cause you to render a biased decision.)

Due and legal service of foregoing Summons accepted and receipt of copy acknowledged at Odebolt, Iowa, this 17 day of July, 2014. I further certify that I do not possess any interest in the above proceedings which would cause me to render a biased decision therein.

x Neil S. Sibenaller
Filed in my office at Sac City, Iowa, this 18th day of July, 2014.
Kenneth W. McClure
Kenneth W. McClure
Sheriff of Sac County, Iowa

REFUSAL TO SERVE

I will be unable to serve for the reason that I possess an interest in the proceeding which would cause me to render a biased decision, or for the reason that...

Please sign original summons and return promptly to the Sheriff of Sac County, Iowa.

In the Matter of the Condemnation
of Certain Rights in Land by the
Iowa Department of Transportation
for the Improvement of

Primary Road No. IA 196
East of the City of Lake View
located in Sac County, Iowa

SUMMONS TO COMMISSIONERS

Project No. STPN-196-1(016)--2J-81 Group B

TO: Gary Wicker

The Iowa Department of Transportation has filed with the Chief Judge of the 2nd Judicial District including Sac County, Iowa, an Application and Notice of Condemnation for the selection of a Compensation Commission to assess the damages which owners, lienholders, encumbrancers and other persons interested in the land from which certain rights are sought to be appropriated by these proceedings will sustain by reason of such appropriation of the rights as described in the Application and Notice of Condemnation for the improvement and/or maintenance of roads and streets in Sac County, Iowa, and

Pursuant to Iowa law, you have been selected and appointed by the Chief Judge of the 2nd Judicial District for Sac County, Iowa, as a member of such Compensation Commission, and such selection and appointment has been duly filed in my office and that Mike Green has been designated as Chairperson of the Commission.

NOW, THEREFORE, you are commanded to be and appear before the undersigned in the office of the Sheriff at Sac City, Sac County, State of Iowa, on the 28th day of August, 2014, at 9:30 o'clock a.m. for the purpose of qualifying as such Commission, and proceed to view said premises and make an award of damages as by law provided.

Kenneth W. McClure
Kenneth W. McClure
Sheriff of Sac County, Iowa

ACCEPTANCE OF SERVICE

(Before accepting appointment to this commission, please note the persons and real estate affected by the condemnation on the attached Notice(s) to determine whether or not you possess any interest which would cause you to render a biased decision.)

Due and legal service of foregoing Summons accepted and receipt of copy acknowledged at Lake View, Iowa, this 17 day of July, 2014. I further certify that I do not possess any interest in the above proceedings which would cause me to render a biased decision therein.

X [Signature]
Filed in my office at Sac City, Iowa, this 18th day of July, 2014.
Kenneth W. McClure
Kenneth W. McClure
Sheriff of Sac County, Iowa

REFUSAL TO SERVE

I will be unable to serve for the reason that I possess an interest in the proceeding which would cause me to render a biased decision, or for the reason that...

Please sign original summons and return promptly to the Sheriff of Sac County, Iowa.

In the Matter of the Condemnation
of Certain Rights in Land by the
Iowa Department of Transportation
for the Improvement of

Primary Road No. IA 196
East of the City of Lake View
located in Sac County, Iowa

SUMMONS TO COMMISSIONERS

Project No. STPN-196-1(016)--2J-81 Group B

TO: Dr. Steve Burns

The Iowa Department of Transportation has filed with the Chief Judge of the 2nd Judicial District including Sac County, Iowa, an Application and Notice of Condemnation for the selection of a Compensation Commission to assess the damages which owners, lienholders, encumbrancers and other persons interested in the land from which certain rights are sought to be appropriated by these proceedings will sustain by reason of such appropriation of the rights as described in the Application and Notice of Condemnation for the improvement and/or maintenance of roads and streets in Sac County, Iowa, and

Pursuant to Iowa law, you have been selected and appointed by the Chief Judge of the 2nd Judicial District for Sac County, Iowa, as a member of such Compensation Commission, and such selection and appointment has been duly filed in my office and that Mike Green has been designated as Chairperson of the Commission.

NOW, THEREFORE, you are commanded to be and appear before the undersigned in the office of the Sheriff at Sac City, Sac County, State of Iowa, on the 28th day of August, 2014, at 9:30 o'clock a.m. for the purpose of qualifying as such Commission, and proceed to view said premises and make an award of damages as by law provided.

Kenneth W. McClure
Kenneth W. McClure
Sheriff of Sac County, Iowa

ACCEPTANCE OF SERVICE

(Before accepting appointment to this commission, please note the persons and real estate affected by the condemnation on the attached Notice(s) to determine whether or not you possess any interest which would cause you to render a biased decision.)

Due and legal service of foregoing Summons accepted and receipt of copy acknowledged at Sac City, Iowa, this 17 day of July, 2014. I further certify that I do not possess any interest in the above proceedings which would cause me to render a biased decision therein.

X Steve E. Burns

Filed in my office at Sac City, Iowa, this 18th day of July, 2014.

Kenneth W. McClure
Kenneth W. McClure
Sheriff of Sac County, Iowa

REFUSAL TO SERVE

I will be unable to serve for the reason that I possess an interest in the proceeding which would cause me to render a biased decision, or for the reason that...

Please sign original summons and return promptly to the Sheriff of Sac County, Iowa.

In the Matter of the Condemnation
of Certain Rights in Land by the
Iowa Department of Transportation
for the Improvement of

Primary Road No. IA 196
East of the City of Lake View
located in Sac County, Iowa

SUMMONS TO COMMISSIONERS

Project No. STPN-196-1(016)--2J-81 Group B

TO: Robert Williams

The Iowa Department of Transportation has filed with the Chief Judge of the 2nd Judicial District including Sac County, Iowa, an Application and Notice of Condemnation for the selection of a Compensation Commission to assess the damages which owners, lienholders, encumbrancers and other persons interested in the land from which certain rights are sought to be appropriated by these proceedings will sustain by reason of such appropriation of the rights as described in the Application and Notice of Condemnation for the improvement and/or maintenance of roads and streets in Sac County, Iowa, and

Pursuant to Iowa law, you have been selected and appointed by the Chief Judge of the 2nd Judicial District for Sac County, Iowa, as a member of such Compensation Commission, and such selection and appointment has been duly filed in my office and that Mike Green has been designated as Chairperson of the Commission.

NOW, THEREFORE, you are commanded to be and appear before the undersigned in the office of the Sheriff at Sac City, Sac County, State of Iowa, on the 28th day of August, 2014, at 9:30 o'clock a.m. for the purpose of qualifying as such Commission, and proceed to view said premises and make an award of damages as by law provided.

Kenneth W. McClure
Kenneth W. McClure
Sheriff of Sac County, Iowa

ACCEPTANCE OF SERVICE

(Before accepting appointment to this commission, please note the persons and real estate affected by the condemnation on the attached Notice(s) to determine whether or not you possess any interest which would cause you to render a biased decision.)

Due and legal service of foregoing Summons accepted and receipt of copy acknowledged at Luton, Iowa, this 17th day of July, 2014. I further certify that I do not possess any interest in the above proceedings which would cause me to render a biased decision therein.

X Robert Williams

Filed in my office at Sac City, Iowa, this 18th day of July, 2014.

Kenneth W. McClure
Kenneth W. McClure
Sheriff of Sac County, Iowa

REFUSAL TO SERVE

I will be unable to serve for the reason that I possess an interest in the proceeding which would cause me to render a biased decision, or for the reason that...

Please sign original summons and return promptly to the Sheriff of Sac County, Iowa.

In the Matter of the Condemnation
of Certain Rights in Land by the
Iowa Department of Transportation
for the Improvement of

Primary Road No. IA 196
East of the City of Lake View
located in Sac County, Iowa

SUMMONS TO COMMISSIONERS

Project No. STPN-196-1(016)--2J-81 Group B

TO: Scott Currie

The Iowa Department of Transportation has filed with the Chief Judge of the 2nd Judicial District including Sac County, Iowa, an Application and Notice of Condemnation for the selection of a Compensation Commission to assess the damages which owners, lienholders, encumbrancers and other persons interested in the land from which certain rights are sought to be appropriated by these proceedings will sustain by reason of such appropriation of the rights as described in the Application and Notice of Condemnation for the improvement and/or maintenance of roads and streets in Sac County, Iowa, and

Pursuant to Iowa law, you have been selected and appointed by the Chief Judge of the 2nd Judicial District for Sac County, Iowa, as a member of such Compensation Commission, and such selection and appointment has been duly filed in my office and that Mike Green has been designated as Chairperson of the Commission.

NOW, THEREFORE, you are commanded to be and appear before the undersigned in the office of the Sheriff at Sac City, Sac County, State of Iowa, on the 28th day of August, 2014, at 9:30 o'clock a.m. for the purpose of qualifying as such Commission, and proceed to view said premises and make an award of damages as by law provided.

Kenneth W. McClure
Kenneth W. McClure
Sheriff of Sac County, Iowa

ACCEPTANCE OF SERVICE

(Before accepting appointment to this commission, please note the persons and real estate affected by the condemnation on the attached Notice(s) to determine whether or not you possess any interest which would cause you to render a biased decision.)

Due and legal service of foregoing Summons accepted and receipt of copy acknowledged at Schaller Iowa, this 17th day of July, 2014. I further certify that I do not possess any interest in the above proceedings which would cause me to render a biased decision therein.

X Scott Currie
Filed in my office at Sac City, Iowa, this 18th day of July, 2014.
Kenneth W. McClure
Kenneth W. McClure
Sheriff of Sac County, Iowa

REFUSAL TO SERVE

I will be unable to serve for the reason that I possess an interest in the proceeding which would cause me to render a biased decision, or for the reason that...

Please sign original summons and return promptly to the Sheriff of Sac County, Iowa.

In the Matter of the Condemnation
of Certain Rights in Land by the
Iowa Department of Transportation
for the Improvement of

Primary Road No. IA 196
East of the City of Lake View
located in Sac County, Iowa

SUMMONS TO COMMISSIONERS

Project No. STPN-196-1(016)--2J-81 Group B

TO: Mike Green

The Iowa Department of Transportation has filed with the Chief Judge of the 2nd Judicial District including Sac County, Iowa, an Application and Notice of Condemnation for the selection of a Compensation Commission to assess the damages which owners, lienholders, encumbrancers and other persons interested in the land from which certain rights are sought to be appropriated by these proceedings will sustain by reason of such appropriation of the rights as described in the Application and Notice of Condemnation for the improvement and/or maintenance of roads and streets in Sac County, Iowa, and

Pursuant to Iowa law, you have been selected and appointed by the Chief Judge of the 2nd Judicial District for Sac County, Iowa, as a member of such Compensation Commission, and such selection and appointment has been duly filed in my office and that Mike Green has been designated as Chairperson of the Commission.

NOW, THEREFORE, you are commanded to be and appear before the undersigned in the office of the Sheriff at Sac City, Sac County, State of Iowa, on the 28th day of August, 2014, at 9:30 o'clock a.m. for the purpose of qualifying as such Commission, and proceed to view said premises and make an award of damages as by law provided.

Kenneth W. McClure
Kenneth W. McClure
Sheriff of Sac County, Iowa

ACCEPTANCE OF SERVICE

(Before accepting appointment to this commission, please note the persons and real estate affected by the condemnation on the attached Notice(s) to determine whether or not you possess any interest which would cause you to render a biased decision.)

Due and legal service of foregoing Summons accepted and receipt of copy acknowledged at Sac City, Iowa, this 18th day of July, 2014. I further certify that I do not possess any interest in the above proceedings which would cause me to render a biased decision therein.

X Mike Green

Filed in my office at Sac City, Iowa, this 18th day of July, 2014.

Kenneth W. McClure
Kenneth W. McClure
Sheriff of Sac County, Iowa

REFUSAL TO SERVE

I will be unable to serve for the reason that I possess an interest in the proceeding which would cause me to render a biased decision, or for the reason that...

Please sign original summons and return promptly to the Sheriff of Sac County, Iowa.

In the Matter of the Condemnation of Certain Rights in Land by the Iowa Department of Transportation for the Improvement of

OATH OF COMMISSIONERS

Primary Road No. IA 196 East of the City of Lake View located in Sac County, Iowa

Project No. STPN-196-1(016)--2J-81 Group B

STATE OF IOWA)
Sac County) ss

Each of the undersigned, being duly sworn, says:

That I do possess the qualifications listed under my name below, and

That I do not possess any interest in the proceeding which would cause me to render a biased decision,

and, that I will, to the best of my ability, faithfully and impartially assess the damages which owner(s), lienholders, encumbrancers and other persons interested in the land from which certain rights are sought to be appropriated by these proceedings will sustain by reason of the appropriation of the rights set forth and described in the Application and Notice of Condemnation in the Office of the Sheriff for the improvement of roads and streets and make a written report to the Sheriff as Authorized and prescribed in Chapters 28E, 306, 306A, 306B, 306C, 313, 6A, and 6B, Code of Iowa, and any amendments thereto, and in accordance with the instructions of the Chief Justice of the Supreme Court, and will truly perform any and all other duties imposed upon me by law as a member of the compensation commission selected and appointed to assess said damages.

Signature of Mike Green
Name: MIKE GREEN
Licensed Real Estate Salesperson or Broker

Signature of Gary Wicker
Name: GARY WICKER
Licensed Real Estate Salesperson or Broker

Signature of Scott Currie
Name: SCOTT CURRIE
Knowledgeable of Property Values by Virtue of Occupation

Signature of Neil Sibenaller
Name: NEIL SIBENALLER
Knowledgeable of Property Values by Virtue of Occupation

Signature of Robert Williams
Name: ROBERT WILLIAMS
Non-agricultural

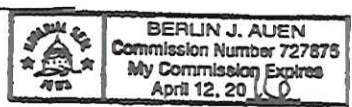
Signature of Dr. Steve Burns
Name: DR. STEVE BURNS
Non-agricultural

Acknowledged, subscribed and sworn to before me this 28th day of August, 2014.

Signature of Notary Public
(Notary Public / Clerk of Court) in and for said County and State

Filed in my office at Sac City, Iowa, this 28th day of August, 2014.

Signature of Kenneth W. McClure
Kenneth W. McClure
Sheriff of Sac County, Iowa



In the Matter of the Condemnation
of Certain Rights in Land by the
Iowa Department of Transportation
for the Improvement of

Primary Road No. IA 196
East of the City of Lake View
located in Sac County, Iowa

**SHERIFF'S CERTIFICATION
AS TO AWARDS AND COSTS**

Project No. STPN-196-1(016)--2J-81 Group B

THE ORIGINAL CERTIFIED APPLICATION FOR CONDEMNATION IS RECORDED IN
~~BOOK XXXXXXXX PAGE XXXXXXXX OF INSTRUMENT~~/DOCUMENT NUMBER E140096
AND DATED 6/19/2014

TO: Iowa Department of Transportation, Ames, Iowa

I certify that the commissioners in the above-entitled cause convened at SAC CITY, Iowa,
on the 28TH day of AUGUST, 2014, and thereupon proceeded to view the premises, and said
commissioners did on the 28TH day of AUGUST, 2014, file their report in my office, awarding
damages as follows:

NAMES OF CONDEMNEES	AWARD	ATTORNEY FEES AND COSTS
<u>UNKNOWN OWNERSHIP INTEREST</u>	\$ <u>0</u>	\$ <u>0</u>
_____	\$ _____	\$ _____
_____	\$ _____	\$ _____
_____	\$ _____	\$ _____
_____	\$ _____	\$ _____
TOTAL DAMAGES AWARDED:	\$ _____	\$ _____

I certify that the costs incident to this proceeding are taxed and Notices were served as listed below:
(attach separate list if necessary)

Date	Names of Condemnees	Service Fee	Mileage x Rate Per Mile = Amount	Sum

	Sub Total	\$ <u>0</u>
Sheriff's Fees		
Summning and attending Commissioners (includes service fees) Publication fee	\$	<u>26.91</u>
(Maximum allowed by Code Section 331.655 is \$100.00)	\$	<u>100.00</u>
Mileage while summoning and attending Commissioners		
(<u>150</u> miles x \$ <u>.56</u> per mile)	\$	<u>84.00</u>
TOTAL:	\$	<u>210.91</u>



Kenneth W. McClure
Sheriff of Sac County, Iowa

COMMISSIONERS' COSTS

-2-

MIKE GREEN of
SAC CITY, Iowa

1 day service \$ 200.00
12 miles at ___ cents 6.72
___ meals _____

TOTAL \$ 206.72

GARY WICKER of
LAKE VIEW, Iowa

1 day service \$ 200.00
24 miles at ___ cents 13.44
___ meals _____

TOTAL \$ 213.44

SCOTT CURRIE of
SCHALLER, Iowa

1 day service \$ 200.00
44 miles at ___ cents 24.64
___ meals _____

TOTAL \$ 224.64

NEIL SIBENALLER of
ODEBOLT, Iowa

1 day service \$ 200.00
44 miles at ___ cents 24.64
___ meals _____

TOTAL \$ 224.64

ROBERT WILLIAMS of
LYTTON, Iowa

1 day service \$ 200.00
14 miles at ___ cents 7.84
___ meals _____

TOTAL \$ 207.84

DR. STEVE BURNS of
SAC CITY, Iowa

1 day service \$ 200.00
12 miles at ___ cents 6.72
___ meals _____

TOTAL \$ 206.72

GRAND TOTAL \$ 1284.00
GRAND TOTAL FROM PAGE 1 AND 2 \$1494.91

I certify that the foregoing amounts are legally payable to each claimant and that the claim is correct and just and that the payment has not been received.

Dated this 28 day of Aug, 2014.
Kenneth W. McClure
Kenneth W. McClure
Sheriff of Sac County, Iowa

CONDEMNATION COMMISSIONERS STATEMENT

To the Sheriff of Sac County

I certify that my fee and expenses as a member of the commission in the matter of the condemnation of certain real estate or rights to real estate for Project No. STPN-196-1(016)--2J-81, held on the 28th day of August, 2014, are as follows and that these claims are due, just, and unpaid.

<u>1</u> day service at \$200.00	\$ <u>200.00</u>
<u>12</u> miles at <u>.56</u> cents	\$ <u>6.72</u>
<u>0</u> meals	\$ <u>0</u>

Signed this 29th day of OCTOBER, 2014.



MIKE GREEN
COMMISSIONER

CONDEMNATION COMMISSIONERS STATEMENT

To the Sheriff of Sac County

I certify that my fee and expenses as a member of the commission in the matter of the condemnation of certain real estate or rights to real estate for Project No. STPN-196-1(016)--2J-81, held on the 28th day of August, 2014, are as follows and that these claims are due, just, and unpaid.

<u>1</u> day service at \$200.00	\$ <u>200⁰⁰</u>
<u>44</u> miles at <u>.50</u> cents	\$ <u>21.64</u>
<u>0</u> meals	\$ <u>0</u>

Signed this 28th day of August, 20 14.



SCOTT CURRIE
COMMISSIONER

CONDEMNATION COMMISSIONERS STATEMENT

To the Sheriff of Sac County

I certify that my fee and expenses as a member of the commission in the matter of the condemnation of certain real estate or rights to real estate for Project No. STPN-196-1(016)--2J-81, held on the 28th day of August, 2014, are as follows and that these claims are due, just, and unpaid.

<u>1</u> day service at \$200.00	\$ <u>200.00</u>
<u>24</u> miles at <u>.50</u> cents	\$ <u>13.44</u>
<u>0</u> meals	\$ <u>0</u>

Signed this 28 day of August, 2014.


GARY WICKER
COMMISSIONER

CONDEMNATION COMMISSIONERS STATEMENT

To the Sheriff of Sac County

I certify that my fee and expenses as a member of the commission in the matter of the condemnation of certain real estate or rights to real estate for Project No. STPN-196-1(016)--2J-81, held on the 28th day of August, 2014, are as follows and that these claims are due, just, and unpaid.

<u>1</u> day service at \$200.00	\$ <u>200.00</u>
<u>12</u> miles at <u>.56</u> cents	\$ <u>6.72</u>
<u>0</u> meals	\$ <u>0</u>

Signed this 28th day of August, 2014.



DR. STEVE BURNS
COMMISSIONER


CONDEMNATION COMMISSIONERS STATEMENT

To the Sheriff of Sac County

I certify that my fee and expenses as a member of the commission in the matter of the condemnation of certain real estate or rights to real estate for Project No. STPN-196-1(016)--2J-81, held on the 28th day of August, 2014, are as follows and that these claims are due, just, and unpaid.

<u>1</u> day service at \$200.00	\$ <u>200.00</u>
<u>44</u> miles at <u>.50</u> cents	\$ <u>24.04</u>
<u>0</u> meals	\$ <u>0</u>

Signed this 28 day of August, 2014.



NEIL SIBENALLER
COMMISSIONER

CONDEMNATION COMMISSIONERS STATEMENT

To the Sheriff of Sac County

I certify that my fee and expenses as a member of the commission in the matter of the condemnation of certain real estate or rights to real estate for Project No. STPN-196-1(016)--2J-81, held on the 28th day of August, 2014, are as follows and that these claims are due, just, and unpaid.

<u>1</u> day service at \$200.00	\$ <u>200.00</u>
<u>14</u> miles at _____ cents	\$ <u>7.84</u>
<u>0</u> meals	\$ <u>0</u>

Signed this 28th day of August, 2014.

Robert Williams
ROBERT WILLIAMS
COMMISSIONER

In the Iowa District Court, for _____ County

Case Name NEIL SIBENALLER
Case No. STPN-196-1(016)-2J-81 GROUP "B"
Notice recd. this date 7/3/2014

RETURN OF SERVICE:

- Personal 1
- Dwelling/Substitute 2
- Hotel, Boarding/Rooming House 3
- Corporation/Association 4
- Official (State, County, City) 5
- Spouse away from residence 6
- Other 7

Type of
Service Code

STATE OF IOWA

SAC _____ COUNTY

I certify that I served a copy of:
SUMMONS TO COMMISSIONERS

Served:

			Type Code
SIBENALLER, NEIL (NAME)	at 308 DEWEY ST. ODEBOLT, IOWA (ADDRESS)	on 7/17/2014 (DATE)	<input type="text" value="1"/>
_____	at _____	on _____	<input type="text"/>
_____	at _____	on _____	<input type="text"/>
_____	at _____	on _____	<input type="text"/>
_____	at _____	on _____	<input type="text"/>
_____ (NAME)	by serving _____ (NAME)		<input type="text"/>
at _____ (ADDRESS)	on _____		
_____ (COMPANY/GOVERNMENT UNIT NAME)	by serving _____ (NAME)		<input type="text"/>
_____ (its TITLE)	, on _____ (DATE)	, at _____	

NOTES: (Diligent Search, etc.)

Fees:

Service	\$15.00
Mileage:	\$24.64
Copy:	\$0.50
Total:	\$40.14

(OFFICIAL TITLE)

TORY CUDABACK, DEPUTY SHERIFF

Fees charges to/paid by Atty/Party:

NOTE: Copy of Original Notice, if served, must be attached to this form.

In the Iowa District Court, for _____ County

Case Name GARY WICKER
Case No. STPN-196-1(016)--2J-81 GROUP "B"
Notice recd. this date 7/3/2014

STATE OF IOWA

SAC: _____ COUNTY

RETURN OF SERVICE:

	Type of Service Code
Personal	1
Dwelling/Substitute	2
Hotel, Boarding/Rooming House	3
Corporation/Association	4
Official (State, County, City)	5
Spouse away from residence	6
Other	7


I certify that I served a copy of:
SUMMONS TO COMMISSIONERS

Served:

				Type Code	
<u>WICKER, GARY</u> (NAME)	at	<u>315 CRESCENT PARK DR. LAKE VIEW, IA</u> (ADDRESS)	on	<u>7/17/2014</u> (DATE)	<input type="text" value="1"/>
_____	at	_____	on	_____	<input type="text"/>
_____	at	_____	on	_____	<input type="text"/>
_____	at	_____	on	_____	<input type="text"/>
_____	at	_____	on	_____	<input type="text"/>
_____	by serving	_____			<input type="text"/>
(NAME)		(NAME)			
at _____	on _____				
(ADDRESS)					
_____	by serving	_____			<input type="text"/>
(COMPANY/GOVERNMENT UNIT NAME)		(NAME)			
_____	, on _____	, at _____			
(its TITLE)		(DATE)			

NOTES: (Diligent Search, etc.)

Fees:
Service \$15.00
Mileage: \$13.44
Copy: \$0.50
Total: \$28.94



(OFFICIAL TITLE)
TORY CUDABACK, DEPUTY SHERIFF
Fees charges to/paid by Atty/Party: _____

NOTE: Copy of Original Notice, if served, must be attached to this form.

In the Iowa District Court, for _____ County

Case Name DR. STEVE BURNS

Case No. STPN-196-1(016)--2J-81 GROUP "B"

Notice recd. this date 7/3/2014

STATE OF IOWA

SAC _____ COUNTY _____

Type of
Service Code

RETURN OF SERVICE:

Personal 1
Dwelling/Substitute 2
Hotel, Boarding/Rooming House 3
Corporation/Association 4
Official (State, County, City) 5
Spouse away from residence 6
Other 7

I certify that I served a copy of:

SUMMONS TO COMMISSIONERS

Served:

			Type Code
<u>BURNS, DR. STEVE</u> (NAME)	at <u>700 PLATT ST. SAC CITY, IOWA</u> (ADDRESS)	on <u>7/17/2014</u> (DATE)	<input type="text" value="1"/>
_____	at _____	on _____	<input type="text"/>
_____	at _____	on _____	<input type="text"/>
_____	at _____	on _____	<input type="text"/>
_____	at _____	on _____	<input type="text"/>
_____	by serving _____	(NAME)	<input type="text"/>
(NAME)		(NAME)	
at _____	on _____		
(ADDRESS)			
_____	by serving _____	(NAME)	<input type="text"/>
(COMPANY/GOVERNMENT UNIT NAME)		(NAME)	
_____	, on _____	at _____	
(its TITLE)		(DATE)	

NOTES: (Diligent Search, etc.)

Fees:

Service \$15.00
Mileage: \$6.72
Copy: \$0.50
Total: \$22.22



(OFFICIAL TITLE)

MATT BIEDE, DEPUTY SHERIFF

Fees charges to/paid by Atty/Party:

NOTE: Copy of Original Notice, if served, must be attached to this form.

In the Iowa District Court, for _____ County

Case Name ROBERT WILLIAMS

Case No. STPN-196-1(016)--2J-81 GROUP "B"

Notice recd. this date 7/3/2014

STATE OF IOWA

SAC _____ COUNTY

RETURN OF SERVICE:

Personal	1
Dwelling/Substitute	2
Hotel, Boarding/Rooming House	3
Corporation/Association	4
Official (State, County, City)	5
Spouse away from residence	6
Other	7

Type of
Service Code

I certify that I served a copy of:

SUMMONS TO COMMISSIONERS

Served:

				Type Code
<u>WILLIAMS, ROBERT</u> (NAME)	at <u>416 MAIN ST. LYTTON, IOWA</u> (ADDRESS)	on <u>7/17/2017</u> (DATE)		<input type="text" value="1"/>
_____	at _____	on _____		<input type="text"/>
_____	at _____	on _____		<input type="text"/>
_____	at _____	on _____		<input type="text"/>
_____	at _____	on _____		<input type="text"/>
_____	by serving _____		(NAME)	<input type="text"/>
_____	at _____	on _____		
_____	(ADDRESS)			
_____	by serving _____		(NAME)	<input type="text"/>
_____	(COMPANY/GOVERNMENT UNIT NAME)			
_____	, on _____	, at _____		
_____	(its TITLE)	_____	(DATE)	

NOTES: (Diligent Search, etc.)

Fees:
Service \$15.00
Mileage: \$7.84
Copy: \$0.50
Total: \$23.34



(OFFICIAL TITLE)

MATT BIEDE, DEPUTY SHERIFF

Fees charges to/paid by Atty/Party:

NOTE: Copy of Original Notice, if served, must be attached to this form.

In the Iowa District Court, for _____ County

Case Name SCOTT CURRIE
Case No. STPN-196-1(016)--2J-81 GROUP "B"
Notice recd. this date 7/3/2014

Type of
Service Code

RETURN OF SERVICE:

- Personal 1
- Dwelling/Substitute 2
- Hotel, Boarding/Rooming House 3
- Corporation/Association 4
- Official (State, County, City) 5
- Spouse away from residence 6
- Other 7

STATE OF IOWA

SAC _____ COUNTY

I certify that I served a copy of:
SUMMONS TO COMMISSIONERS

Served:

			Type Code
<u>CURRIE, SCOTT</u> (NAME)	at <u>209 SOUTHWIND DR. SCHALLER, IOWA</u> (ADDRESS)	on <u>7/17/2014</u> (DATE)	<input type="text" value="1"/>
_____	at _____	on _____	<input type="text"/>
_____	at _____	on _____	<input type="text"/>
_____	at _____	on _____	<input type="text"/>
_____	by serving _____ (NAME)	_____ (NAME)	<input type="text"/>
at _____ (ADDRESS)	on _____	_____ (NAME)	<input type="text"/>
_____ (COMPANY/GOVERNMENT UNIT NAME)	by serving _____	_____ (NAME)	<input type="text"/>
_____ (its TITLE)	, on _____ (DATE)	, at _____	

NOTES: (Diligent Search, etc.)

Fees:

Service	\$15.00
Mileage:	\$24.64
Copy:	\$0.50
Total:	\$40.14

(OFFICIAL TITLE)

MATT BIEDE, DEPUTY SHERIFF

Fees charges to/paid by Atty/Party:

NOTE: Copy of Original Notice, if served, must be attached to this form.

In the Iowa District Court, for _____ County

Case Name MIKE GREEN

Case No. STPN-196-1(016) --2J-81 GROUP "B"

Notice recd. this date 7/3/2014

STATE OF IOWA

SAC _____ COUNTY _____

Type of Service Code

RETURN OF SERVICE:

- Personal 1
- Dwelling/Substitute 2
- Hotel, Boarding/Rooming House 3
- Corporation/Association 4
- Official (State, County, City) 5
- Spouse away from residence 6
- Other 7

I certify that I served a copy of:

SUMMONS TO COMMISSIONERS

Served:

			Type Code
<u>GREEN, MIKE</u> (NAME)	at <u>JACKSON TOWNSHIP, SAC CITY, IOWA</u> (ADDRESS)	on <u>7/18/2014</u> (DATE)	<input type="text" value="1"/>
_____	at _____	on _____	<input type="text"/>
_____	at _____	on _____	<input type="text"/>
_____	at _____	on _____	<input type="text"/>
_____	at _____	on _____	<input type="text"/>
_____	by serving _____	(NAME)	<input type="text"/>
_____	at _____	on _____	
(COMPANY/GOVERNMENT UNIT NAME)	by serving _____	(NAME)	<input type="text"/>
_____	, on _____	, at _____	
(its TITLE)	(DATE)		

NOTES: (Diligent Search, etc.)

Fees:

Service \$15.00

Mileage: \$6.72

Copy: \$0.50

Total: \$22.22

Berlin Auen

(OFFICIAL TITLE)

BERLIN AUEN, CIVIL CLERK

Fees charges to/paid by Atty/Party:

NOTE: Copy of Original Notice, if served, must be attached to this form.

In the Matter of the Condemnation of
Certain Rights in Land
by the Iowa Department of Transportation
for the Improvement of

NOTICE

Primary Road No. IA 196

East of the City of Lake View

located in Sac County, Iowa

Project No. STPN-196-1(016)--2J-81

Group "B"

TO:

Unknown ownership interests

and to all other persons, companies or corporations having any interest in or owning any of the following described real estate: Part of the Southeast Quarter (SE ¼) of the Southeast Quarter (SE ¼) of Section 30, Township 87 North, Range 35 West of the Fifth Principal Meridian, Sac County, Iowa.

You, and each of you, are hereby notified that the State of Iowa desires certain rights in land more specifically described as follows and shown with reference to their location as to land affected on the Acquisition Plat Exhibit "A" attached hereto and to the Application filed with the Chief Judge of the Judicial District containing Sac County, Iowa, and in the Office of the Sheriff of Sac County, Iowa, to which you are referred:

The title in fee simple sought to be appropriated for the use and benefit of the State of Iowa, is in land described as follows:

A parcel of land located in a part of the Southeast Quarter (SE ¼) of the Southeast Quarter (SE ¼) of Section 30, Township 87 North, Range 35 West of the Fifth Principal Meridian, Sac County, Iowa, as shown on the Acquisition Plat Exhibit "A" attached hereto and by reference made a part hereof.

Said parcel is described as follows:

Beginning at the Southeast Corner of the Southeast ¼ of said Section 30; thence North 88°11'11" West, 209.03 feet along the South line of said Southeast ¼ ; thence North 00°52'53" East 33.00 feet; thence South 88°11'11" East, 209.03 feet to a point on the East line of said Southeast ¼ ; thence South 00°52'53" West, 33.00 feet along said East line to the Point of Beginning, containing 0.16 acre of existing highway right of way.

In connection with this condemnation proceeding, it is specifically provided that any and all improvements located wholly within the land sought in fee simple title are condemned in their entirety.

Sac County Project No. STPN-196-1(016)--2J-81
Unknown ownership interests (Parcel 4B)

Page 1

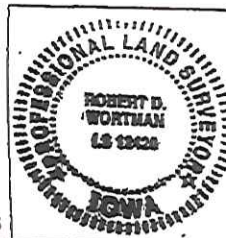
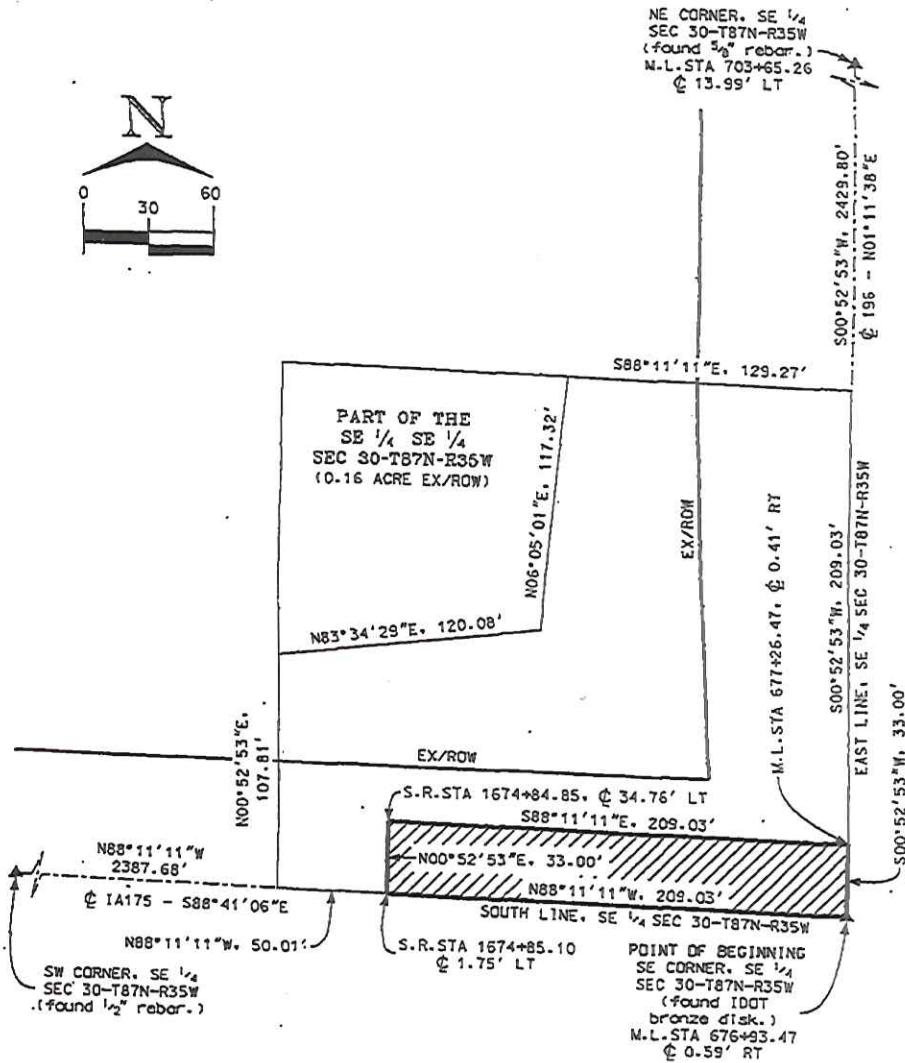
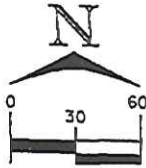


IOWA DEPARTMENT OF TRANSPORTATION
ACQUISITION PLAT
EXHIBIT "A"



COUNTY _____ SAC _____ STATE CONTROL NO. _____
 PROJECT NO. STPN-196-1(016)-2J-81 PARCEL NO. 4B
 SECTION 30 TOWNSHIP 87N RANGE 35W
 ROW - FEE 0.16 ACRE * EASE _____ OUIT CLAIM _____
 ACQUIRED ACCESS RIGHTS FROM STA. _____ TO STA. _____ MAIN LINE LEFT SIDE
 ACQUIRED ACCESS RIGHTS FROM STA. _____ TO STA. _____ SIDE ROAD _____ SIDE
 ACQUIRED FROM Unknown Ownership Interest

* 0.16 ACRE OF EXISTING HIGHWAY RIGHT OF WAY.



I hereby certify that this land surveying document was prepared and the related survey work was performed by me or under my direct personal supervision and that I am a duly licensed Professional Land Surveyor under the laws of the State of Iowa.

Robert D. Wortman 7-15-2013
 Robert D. Wortman License No. 12420 Date

My license renewal date is December 31, 2013.

Pages or sheets covered by this seal: THIS SHEET ONLY

DATE DRAWN ALR 06/02/2013

That such condemnation is sought for the improvement and/or maintenance of roads and streets in the State of Iowa in the matter prescribed in Chapters 28E, 306, 306A, 306B, 306C, 313, 6A, and 6B of the Code of Iowa and all amendments thereto.

That a commission for the purpose of appraising and awarding damages which will be caused by said appropriation and condemnation has been selected and appointed.

You are further notified that the Commissioners will report to the Sheriff's Office in **Sac City, Iowa**, at 9:30 a.m. on the 28th day of August, 2014, and will view your property at approximately 10:00 a.m. on the same day. They will then return to the Sheriff's Office and proceed to appraise said damages. You may participate in these proceedings if you care to do so.

IOWA DEPARTMENT OF TRANSPORTATION
DAVID S. GORHAM
Special Assistant Attorney General
and General Counsel to the Iowa DOT

By Katie A. Johnson
Katie A. Johnson
Condemnation Unit Coordinator
Office of Right of Way
Iowa Department of Transportation
Ames, Iowa 50010

ACCEPTANCE OF SERVICE

I accept service of the above notice, I acknowledge receipt of a copy and I waive time of service and any requirements that such notice be published in a newspaper.

Dated at _____, this _____ day of _____, 20____.

STATE OF IOWA)
) ss:
COUNTY OF _____)

Received the within notice the _____ day of _____, 20____, and I hereby certify that I have served to each person named below by delivering a true copy of the same to each person at the time and place set opposite their respective names:

NAME	DATE	CITY OR TOWN	COUNTY	STATE

FEES:
Service \$ _____
Mileage \$ _____
TOTAL \$ _____

Sheriff of _____ County, Iowa

Instr. Number: E140096
Recorded: 6/19/2014 at 8:13:00.0 AM
Fee Amount: \$22.00
Revenue Tax:
Nancy Auen RECORDER
Sac County, Iowa

REC'D
JUN 16 2014
DCA

CERTIFIED TRUE COPY

Prepared by: Michael J. Schneider 515-239-1029, IA Dept. of Transportation, Right of Way-Condemnation,
800 Lincoln Way, Ames, IA 50010
Return to: Michael J. Schneider 515-239-1029, IA Dept. of Transportation, Right of Way-Condemnation,
800 Lincoln Way, Ames, IA 50010

In the Matter of the Condemnation of Certain
Rights in Land by the Iowa Department of
Transportation for the Improvement of

Primary Road No. IA 196
East of the City of Lake View
located in Sac County, Iowa

APPLICATION TO THE CHIEF
JUDGE OF THE
2nd JUDICIAL DISTRICT
FOR THE APPOINTMENT OF A
COMMISSION TO APPRAISE
DAMAGES

Project No. STPN-196-1(016)--2J-81 Group B

TO: Kurt Wilke, Chief Judge, 2nd Judicial District including Sac County, Iowa

Comes now the Iowa Department of Transportation and states that the public interest requires that certain rights be acquired in Non-agricultural land by Condemnation proceedings. The Iowa Department of Transportation, acting on behalf of the State of Iowa and/or its political subdivisions, has not been able to secure rights in lands by purchase and conveyance for the improvement of roads and streets. In accordance with Sec. 6B.2A, 6B.2B and 6B.3, the Code of Iowa, as amended by H.F. 476, the following is set forth:

Description: The lands and/or property rights sought to be condemned or affected are described on the attached Notice of Condemnation which is made a part of this Application.

Plat: The location of the right of way or other property rights sought to be condemned or affected are shown on the plat(s) attached to and a part of the attached Notice of Condemnation.

Minimum Land Needs: The minimum amount of land necessary to achieve the public purpose is as described in and shown on the Notice of Condemnation and attached plat(s).

Names and Addresses: The names and addresses of the record owners, lienholders, encumbrancers and other persons affected by this proceeding are listed on the attached Notice of Condemnation.

Purpose: The Department of Transportation desires the rights specified in the lands sought to be condemned for the improvement and/or maintenance of roads and streets within the State of Iowa.

Statement of Individual Rights: The Iowa Department of Transportation has provided the owner(s) with a statement of their individual rights and written notification as required under Sec. 6B.2A.

Good Faith Negotiations: The Applicant has made an effort to negotiate in good faith with the

owner(s) to acquire the property sought to be condemned. These efforts include:

1. Provided the owner(s) with written notification at least 30 days prior to the intent to proceed with this public improvement.
2. Provided the owner(s) with a copy of the appraisal of the property sought.
3. Discussed the basis of determining value.
4. Reviewed the project design plans.
5. Discussed the contents of the acquisition contract.
6. Addressed owner's questions and concerns.
7. Provided the owner(s) with a written offer of the fair market value.

Based on these efforts, we were unable to reach an agreement.

Agricultural Land: A part of the lands sought to be appropriated may be classified as Class I or Class II within an agricultural area and, if so classified, is reasonably necessary for this internal improvement.

Request: NOW, THEREFORE, the Iowa Department of Transportation hereby requests the appointment of a compensation commission of six qualified persons to view the premises and appraise the damages which the owners, lienholders, encumbrancers and other persons affected will sustain by reason of this Condemnation.

Dated at Ames, Iowa, this 5 day of June, 2014.

IOWA DEPARTMENT OF TRANSPORTATION
David S. Gorham
Special Assistant Attorney General
and General Counsel to the Iowa DOT

By Katie A. Johnson
Katie A. Johnson
Condemnation Unit Coordinator
Office of Right of Way

Filed in my office at Ft Dodge, Iowa, this 17th day of June, 2014.

Kurt Wilke
Kurt Wilke
Chief Judge of the 2nd Judicial District
including Sac County, Iowa.

I certify that this Application for Condemnation has been approved by the Chief Judge.

M. D. Beld
Condemnation Unit

In the Matter of the Condemnation
of Certain Rights in Land by the
Iowa Department of Transportation
for the Improvement of

Primary Road No. IA 196
East of the City of Lake View
located in Sac County, Iowa

SELECTION AND APPOINTMENT OF
COMPENSATION COMMISSIONERS
BY THE CHIEF JUDGE OF THE
2nd JUDICIAL DISTRICT

Project No. STPN-196-1(016)--2J-81 Group B

An Application and Notice of Condemnation having been filed with me by the Iowa Department of Transportation for the selection and appointment, by lot, of six suitable persons as the law provides to act as a compensation commission to assess and appraise the damages sustained by reason of the condemnation of certain specified rights in certain land described by Applicant, in the Notice of Condemnation filed in the above-entitled matter, I hereby DESIGNATE, SELECT AND APPOINT as the members of said compensation commission required in this matter the following persons:

NAME	ADDRESS	QUALIFICATIONS
mike Green	Sac City	Licensed Real Estate Salesperson or Broker
Gary Wicker	Lake View	Licensed Real Estate Salesperson or Broker
Scott Currie	Schaller	Knowledgeable of Property Values by Virtue of Occupation
neil Sibenaller	Odebolt	Knowledgeable of Property Values by Virtue of Occupation
Robert Williams	Lytton	Non-agricultural
Dr. Steve Burns	Sac City	Non-agricultural

I further designate, select and appoint the above-named Mike Green to act as
Chairperson of said commission.

To the Sheriff of Sac County, Iowa: Attached hereto please find a duplicate of the Application for Condemnation in
the above-entitled matter.

Dated at FT Dodge, Iowa, this 17th day of June, 2014.

Kurt Wilke
Kurt Wilke
Chief Judge of the 2nd Judicial District
including Sac County, Iowa

Filed in my office at Sac City, Iowa, this _____ day of _____, 20____.

~~Roger Owens~~ Kenneth W. McClure
Sheriff of Sac County, Iowa

In the Matter of the Condemnation
of Certain Rights in Land by the
Iowa Department of Transportation
for the Improvement of

Primary Road No. IA 196
East of the City of Lake View
located in Sac County, Iowa

**SUPPLEMENTARY ORDER
APPOINTING ALTERNATE
COMPENSATION COMMISSIONERS**

Project No. STPN-196-1(016)--2J-81 Group B

An Application and Notice of Condemnation having been filed with me by the Iowa Department of Transportation, entitled as above, for the selection and appointment, by lot, of a duly-constituted compensation commission, and said selection and appointment of up to five alternate commissioners, having been made by me, I further DESIGNATE, SELECT and APPOINT the following persons to serve as alternate members of said compensation commission, in the event that any of the said members having the same qualifications are unable to serve for any reason.

NAME	ADDRESS	QUALIFICATIONS
1. Glen Determan 2. 3. Jim Bisenius 4. 5. Chris Grote	Wall Lake Schaller Lake View	Licensed Real Estate Salesperson or Broker
1. Steve Kettinger 2. 3. Kevin Sparrer 4. 5. Tom Lange	Lake View Wall Lake Sac City	Knowledgeable of Property Values by Virtue of Occupation
1. Jay Coon 2. 3. William Dreesen 4. 5. George Norris	Early Odebolt Memaha	Non-agricultural

The Sheriff of Sac County, Iowa, shall, upon being informed of a vacancy in the compensation commission, notify an alternate member appointed having the same qualifications as the person unable to serve in the same manner as the original commissioners were notified.

Dated at H Dodge, Iowa, this 17th day of June, 2014.

Kurt Wilke
Chief Judge of the 2nd Judicial District
including Sac County, Iowa.

Filed in my office at Sac City, Iowa, this _____ day of _____, 20____.

~~Roger Owens~~ Kenneth W. McClure
Sheriff of Sac County, Iowa

**AFFIDAVIT OF MAILING OF NOTICE
BY STATE OF IOWA, CONDEMNOR**

In the Matter of the Condemnation of Certain
Rights in Land by the Iowa Department of
Transportation for the Improvement of
Primary Road No. US 69
East of the City of Lake View
located in Sac County, Iowa

Project No. STPN-196-1(016)--2J-81

Group "B" Parcel 4B

STATE OF IOWA)
) ss.
COUNTY OF SAC)

I, Katie A. Johnson, being duly sworn, state that I am the Condemnation Coordinator for the Iowa Department of Transportation in the above-entitled matter.

I further state that personal service cannot be made to an unknown party and unknown address:

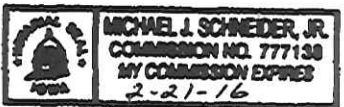
Unknown ownership interests

I further state the Notice will be published on July 2, July 9, and July 16, 2014; in the Lake View Resort, in accordance with the Rules of Civil Procedure 60.1 and 62.

I further state that other persons, companies or corporations not listed may own or have an interest in the land sought to be appropriated. Therefore, to protect whatever interest, if any, they may possess, the Notice of Condemnation, when published, shall provide notification of the forthcoming condemnation proceeding.


Katie A. Johnson
Condemnation Unit Coordinator

Subscribed and sworn to before me this 23rd day of June, 2014.




Michael J. Schneider
Notary Public in and for the State of Iowa

**Notice of Appraisal Hearing
and Public Meeting of Compensation
Commission to Assess Damages**

In the Matter of the Condemnation
of Certain Rights in Land by the Iowa
Department of Transportation for the
Improvement of
Primary Road No. IA 196
Southeast of the City of Lake View
Located in Sac County, Iowa

Project No. STPN-196-1(016) - 2J-61 Group
"B"

To: Mike Green, Gary Wicker, Scott Currie,
Neil Sibenaller, Robert Williams & Dr. Steve
Burns.

An Application of Condemnation, having been
represented to the Chief Judge of the 2nd
Judicial District, requesting the appointment of
six (6) qualified persons as a Condemnation
Commission:

WHEREAS, such an appointment has been
filed in my office and whereas you have been
appointed and selected as such Condemna-
tion Commissioners:

NOW THEREFORE, you are commanded to
be and appear before the undersigned at the
Office of the Sheriff of Sac County, Iowa, at
100 N. W. State Street, Sac City, Iowa on the
26th day of August 2014, at the hour of 9:30
A.M. for the purpose of qualifying as such com-
missioner, and proceed to view said premises
and make an award of damages as provided
by law. Prior to the meeting of the commis-
sion, the commission or a commissioner shall
not communicate with the applicant, property
owner, or tenant, or their agents, regarding the
condemnation proceedings.

**FAIL NOT TO MAKE YOUR APPEARANCE
UNDER PENALTY OF THE LAW.**

This notice published pursuant to Section
6B.11, Code of Iowa.

Kenneth W. McClure, Sheriff
Sac County, Iowa

PROOF OF PUBLICATION

The Sac Sun

Sac City, Iowa Aug 12, 20 14

STATE OF IOWA
Sac County, ss.

I, Dale Wegner, publisher of the Sac Sun, a weekly news-
paper published at Sac City, Iowa, being duly sworn on oath say
that the notice hereto attached was published in said newspaper

for 1 consecutive week(s), the last publication being

August 12, 2014

Signed: Dale P Wegner

I, Dale Wegner, do hereby state that I certify, under penalty
of perjury, and pursuant to the laws of the State of Iowa, that the
preceding is true and correct as I verily believe.

August 12, 20 14

Publication

Fee:

\$ 26.91

In the Matter of the Condemnation
of Certain Rights in Land by the
Iowa Department of Transportation
for the Improvement of

AFFIDAVIT OF FINAL OFFER

Primary Road No. IA 196
East of the City of Lake View
located in Sac County, Iowa

Project No. STPN-196-1(016)--2J-81 Group B

Parcel No. 4B

On this the 28 day of August, 2014, comes the Iowa Department of Transportation and states, as by law provided, that the most recent offers made to the owner(s), lienholders, encumbrancers and other persons interested in the appropriation of certain specified rights in certain land as described by the Applicant in the Notice of Condemnation filed in the above matter are as follows:

Owner(s) & Lienholders

\$ 0

Unknown ownership

Tenant(s)

\$ N/A

IOWA DEPARTMENT OF TRANSPORTATION

By

[Signature]
Condemnation Hearing Compliance Officer
Office of Right of Way

Acknowledged, subscribed and sworn to before me this 28th day of August, 2014.

[Signature]
[Signature]
(Notary Public / Clerk of Court) in and for said County and State

Filed in my office at Sac City, Iowa, this 28th day of August, 2014.

[Signature]
Kenneth W. McClure
Sheriff of Sac County, Iowa



In the Matter of the Condemnation of Certain Rights in Land by the Iowa Department of Transportation for the Improvement of

Primary Road No. IA 196
East of the City of Lake View
 located in Sac County, Iowa

**REPORT OF
 COMPENSATION
 COMMISSION**

Project No. STPN-196-1(016)--2J-81 Group B

TO: Kenneth W. McClure, Sheriff of Sac County, Iowa

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

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

Parcel 4B	Land and Improvements	Consequential Damages	Condemnee's Total Award	Condemnee's Attorney Fees and Costs
Unknown ownership	\$ _____	\$ _____	\$ <u>0</u>	\$ _____
	\$ _____	\$ _____	\$ _____	\$ _____
	\$ _____	\$ _____	\$ _____	\$ _____
	\$ _____	\$ _____	\$ _____	\$ _____
	\$ _____	\$ _____	\$ _____	\$ _____
	\$ _____	\$ _____	\$ _____	\$ _____
	\$ _____	\$ _____	\$ _____	\$ _____
	\$ _____	\$ _____	\$ _____	\$ _____
	\$ _____	\$ _____	\$ _____	\$ _____
	\$ _____	\$ _____	\$ _____	\$ _____
	\$ _____	\$ _____	\$ _____	\$ _____

Value of Condemnee's dwelling: \$ _____

Respectfully reported at Sac City, Iowa, this 28 day of Aug, 2014.
[Signature]
[Signature]
[Signature]
Neil L. Stank
[Signature]
Robert J. Williams

I certify that the above amounts are legally payable to each claimant and that the claim is correct and just and that payment has not been received.

Filed in my office at Sac City, Iowa, this 28 day of Aug, 2014.
Kenneth W. McClure
Kenneth W. McClure
 Sheriff of Sac County, Iowa

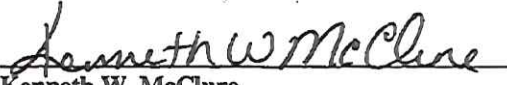
In the Matter of the Condemnation
of Certain Rights in Land by the
Iowa Department of Transportation
for the Improvement of

Primary Road No. IA 196
East of the City of Lake View
located in Sac County, Iowa

**ENDORSEMENT OF SHERIFF
OF MAILING OF NOTICE OF
APPRAISEMENT OF DAMAGES
AND TIME FOR APPEAL**

Project No. STPN-196-1(016)--2J-81 Group B

I, the undersigned, hereby endorse and certify that a true copy of the *Notice of Appraisement of Damages and Time for Appeal* was served upon each of the parties of this proceeding, as listed herein, by enclosing said *Notice* in an envelope addressed to each such party at their respective last-known mailing address as disclosed by the record in the *Application to the Chief Judge* (excepting those parties, if any, listed below), with postage prepaid, and by depositing said envelope in a United States Post Office depository in Sac City, Iowa, on the 28 day of AUG, 2014.


Kenneth W. McClure
Sheriff of Sac County, Iowa

In the Matter of the Condemnation
of Certain Rights in Land by the
Iowa Department of Transportation
for the Improvement of

Primary Road No. IA 196
East of the City of Lake View
located in Sac County, Iowa

**NOTICE OF APPRAISEMENT
OF DAMAGES AND TIME
FOR APPEAL**

Project No. STPN-196-1(016)--2J-81 Group B

Parcel No. 4B

	Land and Improvements	Consequential Damages	Condemnee's Total Award	Condemnee's Attorney Fees and Costs
Unknown ownership	\$ _____	\$ _____	\$ <u>0</u>	\$ _____
	\$ _____	\$ _____	\$ _____	\$ _____
	\$ _____	\$ _____	\$ _____	\$ _____
	\$ _____	\$ _____	\$ _____	\$ _____
	\$ _____	\$ _____	\$ _____	\$ _____
	\$ _____	\$ _____	\$ _____	\$ _____
	\$ _____	\$ _____	\$ _____	\$ _____
	\$ _____	\$ _____	\$ _____	\$ _____
	\$ _____	\$ _____	\$ _____	\$ _____
	\$ _____	\$ _____	\$ _____	\$ _____

NOTE: If Owner-Occupied Dwelling is acquired:

Value of Condemnees' Dwelling: \$ _____

Value of Land and Improvements
other than Condemnees' Dwelling: \$ _____

You and each of you are hereby notified that on the 28th day of Aug, 2014, the duly-appointed and qualified commissioners assessed and appraised the damages sustained by reason of the condemnation as set out above, and that pursuant to the Code of Iowa, you may, within (30) days from the date of mailing this Notice, appeal to the District Court as by law provided. If no appeal is filed, you may pick up the award warrant on deposit with the Sheriff. In the event an appeal is filed, it will be necessary for the court to order any disbursement of funds.

Signed this 28th day of Aug, 2014.
Kenneth W McClure
Kenneth W. McClure
Sheriff of Sac County, Iowa