



#1229
PAUL D. PATE
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 MidAmerican Energy Company
2. The real property subject to the Application is located in Palo Alto County.
3. The date the condemnation application was filed by the undersigned County Recorder is June month, 10 day, 2015 year.
4. The attached Condemnation Application is filed of record at Document # 2015 903
Book 2015, Page 903.

Susan Ruppert
County Recorder for

Palo Alto 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 MidAmerican Energy Company
2. The corresponding Condemnation Application to this Sheriff's Statement was filed of record at Document # _____, Book 2015, Page 903 and a copy was sent to the Secretary of State.
3. The attached Sheriff's Statement was filed of record at Document # _____, Book 2015, Page 1266; on August month, 6th day, 2015 year.

Susan Ruppert
County Recorder for

Palo Alto 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 2015 1266
Book 2015 Page 1266 Pages 62
Date 8/06/2015 Time 12:50 PM
Rec Amt \$312.00



Document 2015 903
Book 2015 Page 903 Pages 12
Date 6/10/2015 Time 8:47 AM
Rec Amt \$62.00

SUSAN RUPPERT, RECORDER
PALO ALTO COUNTY IOWA

SUSAN RUPPERT, RECORDER
PALO ALTO COUNTY IOWA

Prepared by and after recording return to: Christopher R. Pose, 317 Sixth Avenue, Suite 300, Des Moines, Iowa 50309 (515) 243-8157

IN THE SHERIFF'S OFFICE OF PALO ALTO COUNTY, IOWA

**CONCERNING THE CONDEMNATION
OF CERTAIN RIGHTS IN LAND FOR
THE MEC ELECTRIC TRANSMISSION
LINE IN PALO ALTO COUNTY,**

**APPLICATION FOR
CONDEMNATION**

**MIDAMERICAN ENERGY COMPANY,
APPLICANT.**

IA-PA-507.00

TO: THE HONORABLE DUANE E. HOFFMEYER, CHIEF JUDGE, THIRD JUDICIAL DISTRICT

COMES NOW, MidAmerican Energy Company and requests that you establish a compensation commission in accordance with Chapter 6B of the Iowa Code to allow for its acquisition of temporary and permanent easement interests in the lands described in Third Revised Exhibit "E-2", attached hereto and incorporated by this reference.

1. **Public Use and Purpose:** The easements to be acquired will be used for constructing and maintaining an electric transmission line for the MEC Electric Transmission Line in the Palo Alto County Project Tract IA-PA-507.00 and a franchise for same has been issued by the State of Iowa Department of Commerce Utilities Board on August 19, 2014 (No. 18025), in accordance with Chapter 478 of the Code of Iowa.

2. **Legal Descriptions and Plats:** Legal descriptions and plats for the easements are attached to this Application as Third Revised Exhibit "E-2" and are incorporated by this reference herein. The land is Agricultural in nature.

3. **Owners and Interests to be acquired:** The following owners and interest holders will be impacted by the proposed acquisitions of temporary and permanent easements:

Tract: IA-PA-507.000

Nadine Weisbrod as Trustee of The Nadine Weisbrod Revocable Living Trust initially created on November 19, 2001
205 Post Road
Iowa City, IA 52245-3627

Pamela M. Bleckwenn and Garry G. Bleckwenn, wife and husband
205 Post Road
Iowa City, IA 52245-3627
And

Daniel Hansen (Tenant)
2507 30th Avenue
Whittenmore, IA 50598

Palo Alto County Treasurer (for any unpaid taxes)
1010 Broadway
Emmetsburg, IA 50536

Plus all unknown heirs and assigns of the above-listed persons and any and all parties in possession.


4. **Minimum Land Necessary:** MidAmerican Energy Company asserts that the land being acquired by easement is the minimum amount necessary to achieve its construction and maintenance purposes and no land is being acquired as an uneconomic remnant.

5. **Good Faith Efforts to Negotiate:** Immediately following the informational meeting held as part of the Iowa Utilities Board proceedings, MidAmerican Energy Company has made efforts to voluntarily and in good faith acquire the easement interests to avoid the need for condemnation. These efforts will continue up to the date of hearings before the compensation commission.

NOW THEREFORE, MidAmerican Energy Company hereby requests the appointment of a compensation commission of six persons (and alternates) as prescribed by the Code of Iowa, not interested in the same or a like question, to view the real estate involved and appraise the damages which the owners thereof, lienholders, encumbrancers, or other persons interested therein will sustain by reason of the appropriation herein sought to be condemned, for the purpose herein stated, and make their report in writing to the Sheriff as provided by law.

Dated this 22 day of April, 2015.

LILLIS O'MALLEY OLSON MANNING POSE TEMPLEMAN LLP
Attorneys for MidAmerican Energy Company

By 
Christopher R. Pose
317 Sixth Avenue Suite 300
Des Moines, IA 50309
(515) 243-8157

FILED in duplicate in my office at Sioux City, Iowa, on this 28 day of April, 2015.


Hon. Duane E. Hoffmeyer, Chief Judge
Third Judicial District of Iowa

IN ACCORDANCE with Iowa Code, § 6B.3(3), the undersigned certifies that the Chief Judge has approved this original Application on this 26th day of April, 2015.


Christopher R. Pose, Esq.

Tract: IA-PA-507.000
Page 1 of 6
Third Revised Exhibit E-2

Third Revised Exhibit E-2

TRACT: IA-PA-507.000

TITLE HOLDER: Nadine Weisbrod as Trustee of The Nadine Weisbrod Revocable Living Trust initially created on November 19, 2001

MAILING ADDRESS: Nadine Weisbrod as Trustee of The Nadine Weisbrod Revocable Living Trust initially created on November 19, 2001
205 Post Road
Iowa City, Iowa 52245-3627

TITLE HOLDER: Pamela M. Bleckwenn and Garry G. Bleckwenn, wife and husband

MAILING ADDRESS: Pamela M. Bleckwenn and Garry G. Bleckwenn, wife and husband
205 Post Road
Iowa City, Iowa 52245-3627

MORTGAGE LIENS: None

TENANT: Daniel Hansen
2507 30th Avenue
Whittenmore, Iowa 50598

OTHERS: Palo Alto County Treasurer
1010 Broadway
Emmetsburg, Iowa 50536

PROPERTY LEGAL DESCRIPTION

The South Half of the Northeast Quarter and the Southeast Quarter of Section 26, T-97N, R-31W of the 5th P.M., Palo Alto County, Iowa, except the South 120 acres of said Southeast Quarter, less and except any conveyances heretofore made.

ELECTRIC TRANSMISSION EASEMENT LEGAL DESCRIPTION

An electric transmission easement and associated purposes over, under and across a strip of land described as the South 80.0 feet of the South 1/2 of the Northeast 1/4 and the North 70.0 feet of the Southeast 1/4 of Section 26, T-97N, R-31W of the 5th P.M., Palo Alto County, Iowa. Said easement contains 9.200 acres, more or less, which includes 0.155 acres, more or less, of existing road right-of-way.

Subject to valid easements, if any.

THE EASEMENT RIGHTS BEING SOUGHT ARE AS FOLLOWS:

1. A continuous, non-exclusive easement, for the life of the line, to construct, reconstruct, operate, maintain, replace or remove a 345kV line for the transmission of electric energy and for communication and electrical controls, including other reasonably necessary poles, wires, and other necessary

equipment incident thereto, collectively "facilities" upon, over, along, and across certain property described below, together with the right to survey the property and the right to trim, cut down, and remove such trees, brush, saplings, and bushes as may interfere with the proper construction, maintenance, operation or removal of said facilities upon, over, along, across, adjacent to and overhanging the premises as described on pages 3 and 4 of this Third Revised Exhibit E-2 ("easement area"), and by this reference made a part hereof, together with the right to extend to any other party the use, jointly with the Grantee, of any structure(s) placed pursuant to the terms hereof, such facilities to form a part of an electric transmission system and including the right of ingress and egress to and from the same, and all the rights and privileges incident and necessary to the enjoyment of this easement.

2. Grantee shall have the irrevocable right to survey the property, to conduct engineering and associated investigations including, but not limited to, core boring and soil testing; to cut down, trim, spray or remove any trees or other vegetation growing in or adjacent to said easement area which, in the judgment of Grantee, may interfere with or endanger said facilities; and to install access gates to said easement area in the fences on the property of Grantor.

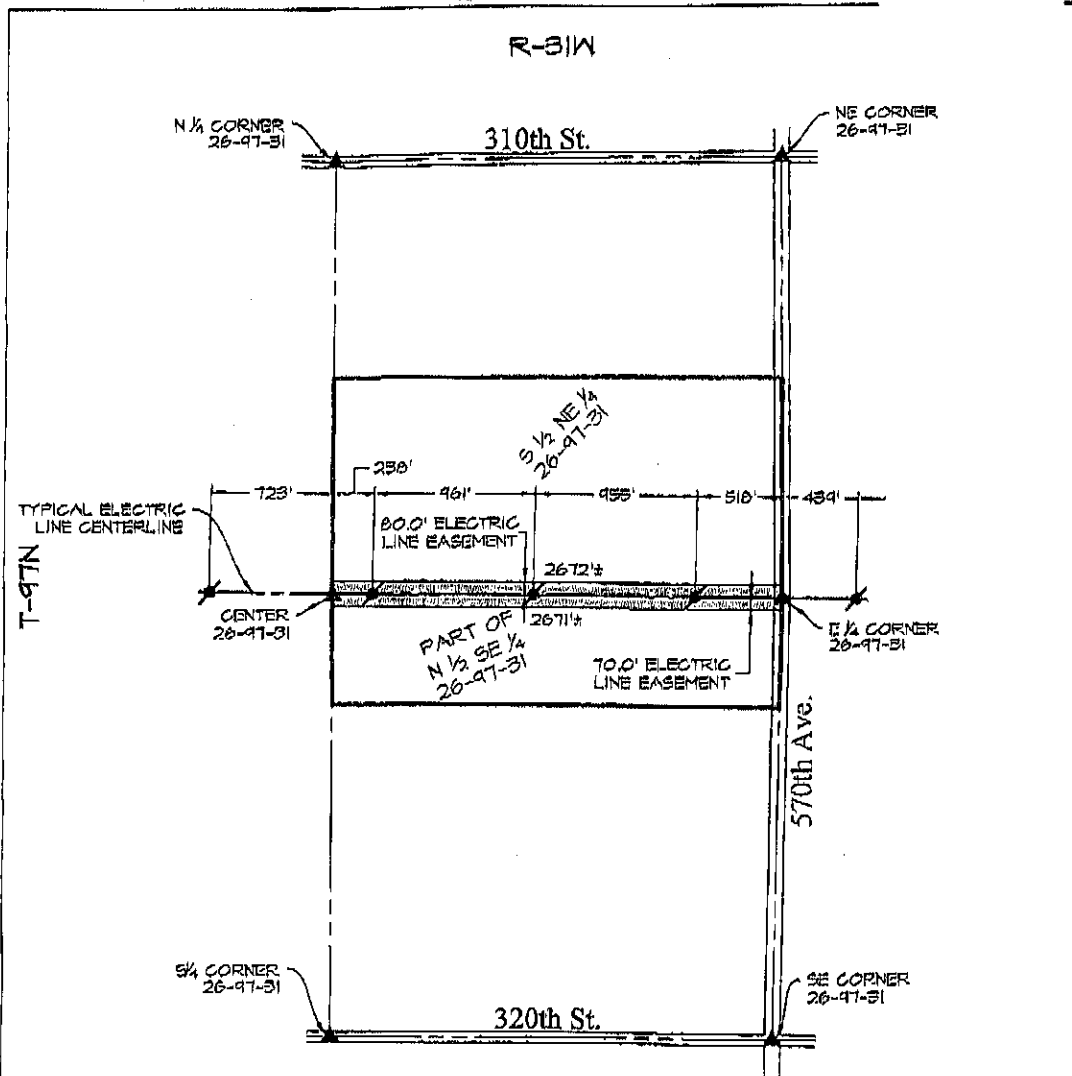
3. Grantee agrees that it will repair or pay for any damage which may be caused to tile, crops, fences, or other property, real or personal, of the Grantor by the construction, reconstruction, maintenance, operation, replacement or removal of the facilities, (except for damage to property placed subsequent to the granting of this easement), that Grantee determines interferes with the operation and maintenance of the facilities and associated equipment. The cutting, recutting, trimming and removal of trees, branches, saplings, brush or other vegetation on or adjacent to the easement area is expected and not considered damage to the Grantor.

4. Subject to the rights of the Grantee granted herein, Grantor shall retain all rights including the right to cultivate, use and occupy the land provided that such use does not conflict with the operation of the facilities. No brush or other inflammable materials shall be deposited, or accumulated or burned within the easement area.

5. Grantor agrees that it will not construct or place any permanent or temporary buildings, structures, including but not limited to fences, trees, plants, wells or other objects on the easement area described herein, or make any changes in ground elevation without written permission from Grantee indicating that said construction or ground elevation changes will not result in inadequate or excessive ground cover, or otherwise interfere with the Grantee's rights to operate and maintain its facilities, and that no act shall be performed which violates the clearance requirements of the National Electrical Safety Code and/or the rules of the Iowa Utilities Board or its successor.

Tract: IA-PA-507.000
Page 3 of 6
Third Revised Exhibit E-2

EXHIBIT E-2



LEGEND

- PARCEL BOUNDARY LINE
- PROPOSED TRANSMISSION CENTERLINE
- SECTION LINE & 1/4 SECTION LINE
- 1/4, 1/4 SECTION LINE
- ELECTRIC LINE EASEMENT
- LAND CORNER
- PROPOSED POLE

OWNER
 PAMELA M. BLECKWENN &
 GARRY G. BLECKWENN, &
 NADINE WEISBROD REVOCABLE
 LIVING TRUST

EASEMENT AREA
 9.045± ACRES IN ADDITION TO
 EXISTING ROAD RIGHT-OF-WAY

NORTH



MIDAMERICAN ENERGY COMPANY	
PALO ALTO COUNTY SECTION 26, T-97N, R-31W	
DRAWN BY: JLM	DATE: 10-28-13
CHECKED: MGD	SCALE: 1" = 800'
APPROVED:	
EXHIBIT E-2	TRACT NO. IA-PA-507.000

Tract IA-PA-507.000
Page 4 of 6
Third Revised Exhibit E-2

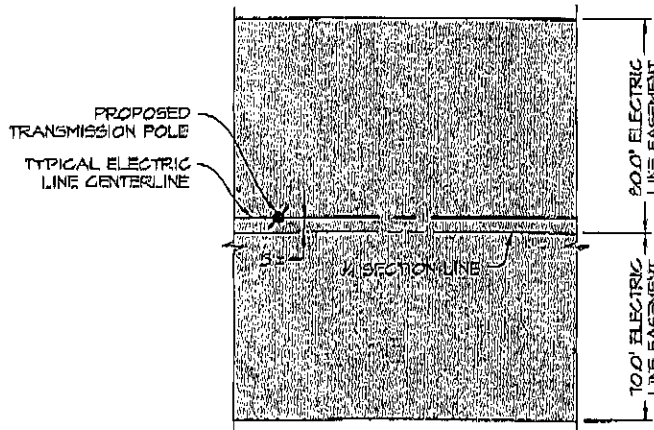
EXHIBIT E-2

PROPERTY DESCRIPTION

THE SOUTH HALF OF THE NORTHEAST QUARTER AND THE SOUTHEAST QUARTER OF SECTION 26, T-97N, R-51W OF THE 5TH P.M., PALO ALTO COUNTY, IOWA, EXCEPT THE SOUTH 120 ACRES OF SAID SOUTHEAST QUARTER.

ELECTRIC LINE EASEMENT DESCRIPTION (BASEMENT AREA)

THE SOUTH 80.0 FEET OF THE SOUTH 1/2 OF THE NORTHEAST 1/4 AND THE NORTH 10.0 FEET OF THE SOUTHEAST 1/4 OF SECTION 26, T-97N, R-51W OF THE 5TH P.M., PALO ALTO COUNTY, IOWA. SAID EASEMENT CONTAINS 9.200 ACRES, MORE OR LESS, WHICH INCLUDES 0.155 ACRES, MORE OR LESS, OF EXISTING ROAD RIGHT-OF-WAY.



EASEMENT DETAIL
SCALE: 1" = 50'

NORTH



OWNER
PAMELA M. BLECKWENN &
GARRY G. BLECKWENN, &
NADINE WEISBROD REVOCABLE
LIVING TRUST

MIDAMERICAN ENERGY COMPANY

PALO ALTO COUNTY
SECTION 26, T-97N, R-51W

DRAWN BY: JLM DATE: 10-28-13

CHECKED: MGD SCALE: 1" = 50'

APPROVED:

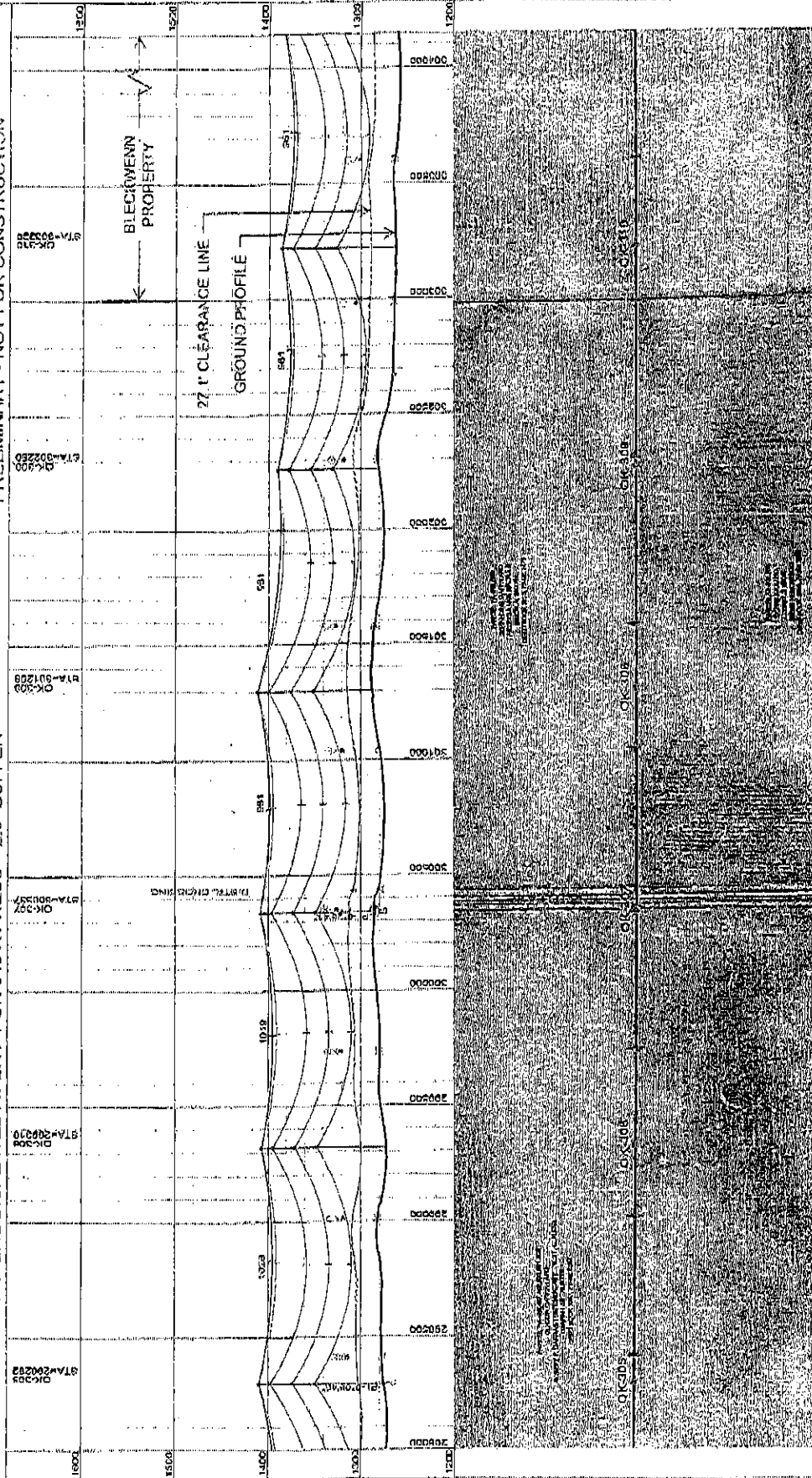
EXHIBIT E-2

TRACT NO.
IA-PA-507.000

Tract 1A-PA-507.000
Page 2 of 8
Date Revised: 08/15/15

PRELIMINARY - NOT FOR CONSTRUCTION

NOTE: CLEARANCE LINE DISPLAYED AT 27.1' FOR 345 KV NESC + 2.0' BUFFER



O'BRIEN TO KOSSUTH
345 KV TRANSMISSION LINE
PLAN AND PROFILE
SHEET 51 OF 77

VERTICAL SCALE IN FEET
HORIZONTAL SCALE IN FEET

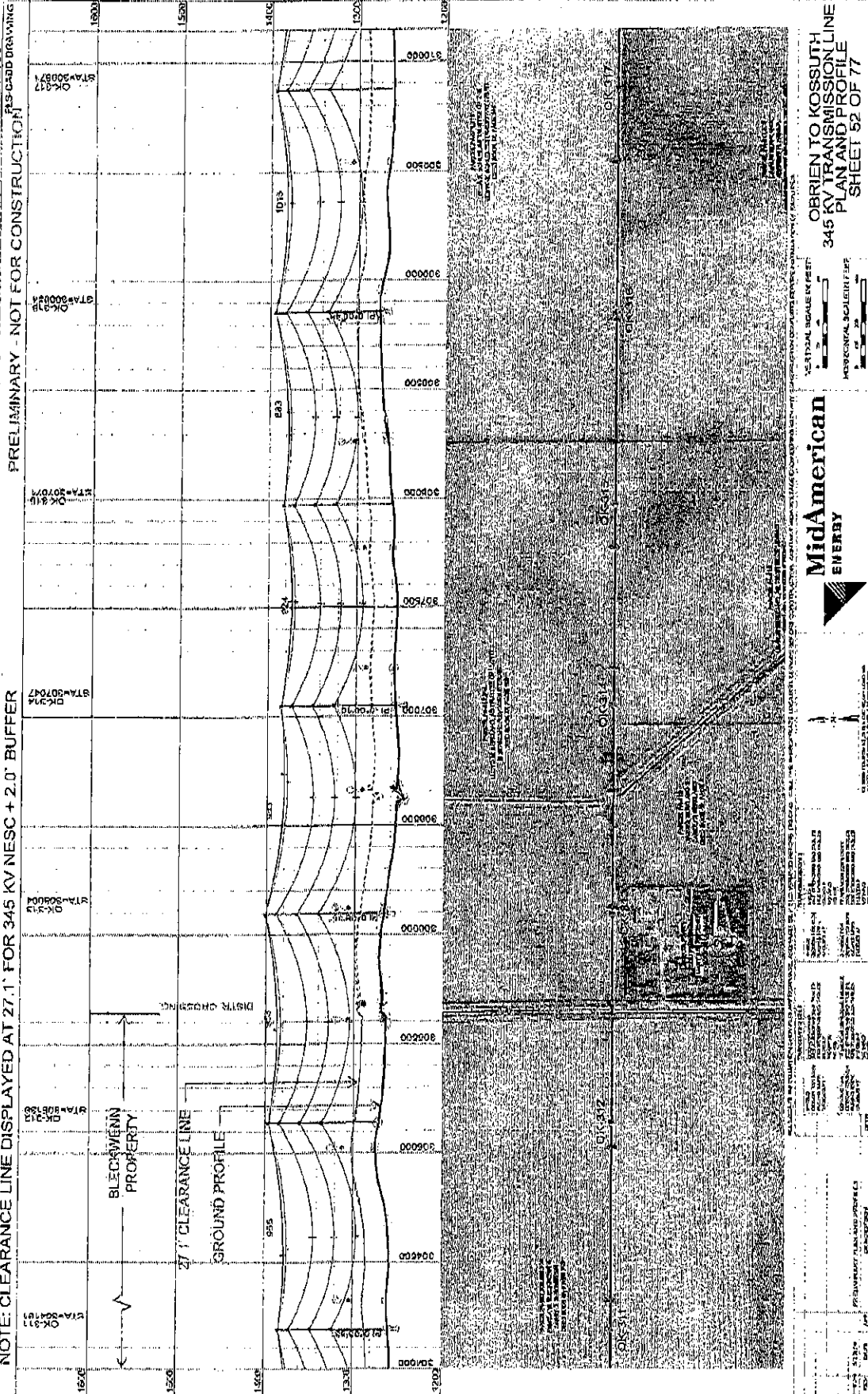


PROJECT: O'BRIEN TO KOSSUTH 345 KV TRANSMISSION LINE
 SHEET: 51 OF 77
 DATE: 08/15/15
 DRAWN BY: [Name]
 CHECKED BY: [Name]
 APPROVED BY: [Name]

REVISIONS:
 1. [Description]
 2. [Description]

PROJECT: O'BRIEN TO KOSSUTH 345 KV TRANSMISSION LINE
 SHEET: 51 OF 77
 DATE: 08/15/15
 DRAWN BY: [Name]
 CHECKED BY: [Name]
 APPROVED BY: [Name]

FILE: P:\PAC\2015\08\06\7128523704.dwg
Page: 9 of 9
THIS DRAWING IS FOR CONSTRUCTION



**O'BRIEN TO KOSSUTH
345 KV TRANSMISSION LINE
PLAN AND PROFILE
SHEET 52 OF 77**

VERTICAL SCALE IN FEET
HORIZONTAL SCALE IN FEET



DATE: 08/06/2015
TIME: 14:04
PROJECT: O'Brien to Kossuth 345 KV Transmission Line
SHEET: 52 OF 77

DESIGNED BY: [Name]
CHECKED BY: [Name]
DATE: 08/06/2015

PROJECT: O'Brien to Kossuth 345 KV Transmission Line
SHEET: 52 OF 77

DATE: 08/06/2015
TIME: 14:04

FILE: P:\PAC\2015\08\06\7128523704.dwg
Page: 9 of 9

IN THE SHERIFF'S OFFICE OF PALO ALTO COUNTY, IOWA

IN THE MATTER OF THE CONDEMNATION :
 OF CERTAIN RIGHTS IN LAND FOR THE : NO. _____
 MIDAMERICAN ENERGY COMPANY :
 ELECTRIC TRANSMISSION LINE :
 :
 By: : ORDER SELECTING AND
 : APPOINTING COMPENSATION
 : COMMISSIONERS
 MIDAMERICAN ENERGY COMPANY, :
 :
 Applicant : TRACT IA-PA-507.00

An Application for Condemnation having been filed with me by MidAmerican Energy Company for the selection and appointment, by lot, of six suitable persons as provided by law 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 the Applicant, in its Application filed in the above-entitled matter, I hereby designate, select, by lot, and appoint as members of the said Compensation Commission required in this matter the following persons:

<u>Name</u>	<u>Address</u>	<u>Qualifications</u>
Judy Johnson,	3586 450 th Avenue, Emmetsburg, Iowa	Licensed Real Estate Broker/Salesperson
Jack Nolan,	1107 Lake Street, Emmetsburg, Iowa	Licensed Real Estate Broker/Salesperson
John Spies,	302 Lakeshore Drive, Emmetsburg, Iowa	Knowledgeable of Property Values by Virtue of Occupation
Joc Noonan,	42125 360 th Avenue, Ruthven, Iowa	Knowledgeable of Property Values by Virtue of Occupation
Ray Brown,	5612 475 th Street, West Bend, Iowa	Agricultural
Kathy Cramer,	4283 440 th Street, Curlew, Iowa	Agricultural

I further designate, select, by lot, and appoint Joe Noonan to act as Chairperson as said Commission, and John Spies is selected to act as Alternate Chairperson.

Pursuant to Section 6B.5 of the Iowa Code, one of the above-named Compensation Commissioners shall be subject to challenge without cause by the applicant, MidAmerican Energy Company, and one of the above-named Commissioners shall be subject without cause by the party or parties representing the fee ownership interest or interests of the property being condemned. Such challenge must be filed in writing with the Sheriff not less than seven days prior to the meeting of the Compensation Commission to assess and appraise damages for the taking.

I HEREBY ORDER that, if a person is excused from the Compensation Commission, the Applicant, MidAmerican Energy Company, and person or persons representing the fee ownership interests in the property may stipulate in writing to the selection and notification of a particular Alternate Commissioner having the same qualifications as the person being replaced, provided such stipulation is filed with the Sheriff not less than 72 hours prior to the meeting of the Commission. Absent such stipulation, the Sheriff of Palo Alto County, Iowa, shall notify the person or persons unable to serve or stricken from the panel, such notification to be given to Alternate Commissioners in the same manner as the original Compensation Commissioners were notified. The Alternate Commissioner first notified who is available as a Compensation Commissioner shall then serve in the place of the Commissioner who is unable to serve or who is stricken from the panel. I further direct that the above-named Alternate Commissioner shall not be subject to challenge without cause.

I FURTHER HEREBY ORDER that the Commissioners, and such Alternate Commissioners as may hereafter be selected by the Sheriff due to the absence or removal of a

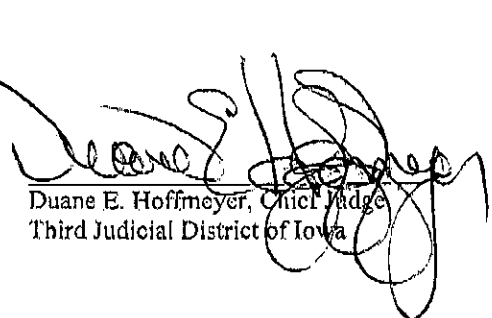
Commissioner, shall appear at the time and place designated for the meeting of the Compensation Commission in the Notice of Meeting of Compensation Commission to Assess Damages for the Taking of Property, and that, prior to said meeting, the above-named Commissioners and Alternate Commissioners shall not communicate with the Applicant, MidAmerican Energy Company, or the owner or tenant of the property being condemned regarding the condemnation proceedings.

I FURTHER HEREBY ORDER that the Applicant, MidAmerican Energy Company, mail and publish or serve a list of the above-named Compensation Commissioners and Commissioners to the owner or owners of the property sought to be condemned in accordance with Section 6B.4 of the Iowa Code.

TO THE SHERIFF OF PALO ALTO COUNTY, IOWA:

Attached hereto please find a duplicate of the Application for Condemnation in the above matter.

Dated this 28 day of April, 2015.



Duane E. Hoffmeyer, Chief Judge
Third Judicial District of Iowa

Filed in my office this 30 day of April, 2015.



Sheriff of Palo Alto County, Iowa

In the Matter of the Condemnation
Of certain rights in land by
MidAmerican Energy Company
For the Improvement of
Electric Transmission Line

In Palo Alto County, IA

Project No. IA-PA-507.000


**SUPPLEMENTARY ORDER
APPOINTING ALTERNATE
COMPENSATION COMMISSIONERS**

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.

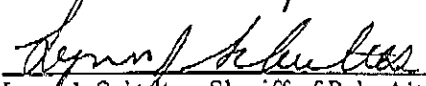
NAME	ADDRESS	QUALIFICATIONS
1. Jerry Holland, 3502 1 st , Emmetsburg, Iowa 2. Norlyn Stowell, 2 North Madison Street, Emmetsburg, Iowa 3. Roger Wagner, 3856 440 th Avenue, Emmetsburg, Iowa 4. Mike Wentzel, 104 Lake Street, Emmetsburg, Iowa 5. Vic Johnson, 3586 450 th Avenue, Emmetsburg, Iowa		Licensed Real Estate Salesperson or Broker
1. Ted Wentzel, 801 Palmer Street, Emmetsburg, Iowa 2. JoAnn Schoning, 203 South Cedar, Graettinger, Iowa 3. Dan Chism, 4791 380 th Street, Emmetsburg, Iowa 4. Mike Gehrt, 803 Micawber Street, Mallard, Iowa 5. Ron Larson, 707 Inman Street, Mallard, Iowa		Knowledgeable of Property Values by Virtue of Occupation
1. Craig Thu, 102 Ford Road, Emmetsburg, Iowa 2. Jerome Kuyper, 5728 500 th Street, West Bend, Iowa 3. Tom Vaughan, 4513 470 th Street, Mallard, Iowa 4. Wm. S. Brown, 4577 280 th Street, Graettinger, Iowa 5. Gerald Thatcher, 407 4 th Street, West Bend, Iowa		Agricultural

The Sheriff of Palo Alto 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 Sioux City, Iowa, this 28th day of April, 2015.


Chief Judge of the 3rd Judicial District
including Palo Alto County, Iowa

Filed in my office at Emmetsburg, Iowa, this 30 day of April, 2015.


Lynn J. Schultes, Sheriff of Palo Alto County, Iowa

Prepared by and after recording return to: Christopher R. Pose, 317 Sixth Avenue, Suite 300, Des Moines, Iowa 50309 (515) 243-8157

IN THE SHERIFF'S OFFICE OF PALO ALTO COUNTY, IOWA

CONCERNING THE CONDEMNATION OF :
CERTAIN RIGHTS IN LAND FOR THE :
MIDAMERICAN ENERGY COMPANY :
ELECTRIC TRANSMISSION LINE :

SHERIFF'S CERTIFICATION OF :
COSTS AND AWARD :
IA-PA-507.00

by :
MIDAMERICAN ENERGY COMPANY, :
APPLICANT. :

TO: Clerk of the Palo Alto County District Court/Palo Alto County Recorder

I hereby certify that the appointed Commissioners in the above-entitled condemnation met at the Palo Alto County Sheriff's Office on the 11th day of June 2015, viewed the property and received information. The Commission did thereafter file their written report with me awarding damages as follows:

AWARD

Titleholder:

Nadine Weisbrod as Trustee of The Nadine Weisbrod Revocable Living Trust initially created on November 19, 2001

\$ 16,000.-

Pamela M. Bleckwenn and Garry G. Bleckwenn, wife and husband

\$ 16,000.-

Daniel Hansen (Tenant)

\$ Ø

Other Lienholders:

Palo Alto County Treasurer

\$ Ø

Attorney Fees (if allowed)

\$ Ø

TOTAL AWARD

\$ 32,000.-

DATE OF MAILING THE NOTICE OF APPRAISEMENT OF DAMAGES TO CONDEMNNEES 6-11-15
AWARDS DEPOSTED BY APPLICANT ON 6-11-15

NOTICE OF APPEAL FILED BY N/A ON _____
COMMISSIONERS - FEE EXPENSES

<u>John Spies</u>	\$ <u>213.45</u>
<u>Ferry Holland</u>	\$ <u>213.45</u>
<u>Gerald Thatcher</u>	\$ <u>235.20</u>
<u>Craig Thi</u>	\$ <u>220.35</u>
<u>Joe Noonan</u>	\$ <u>214.60</u>
<u>Mike Wentzel</u>	\$ <u>213.45</u>
Sheriff Fees	\$ <u>1736.00</u>

I further state that the attached papers are the full and complete original files in the proceedings and the statement accompanying the same are correct and true. Given under my hand this 11 day of June, 2015.

[Signature]
Sheriff of Palo Alto County, Iowa

By _____, Deputy