

#1282



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 Dakota Access
2. The real property subject to the Application is located in Cherokee County.
3. The date the condemnation application was filed by the undersigned County Recorder is May month, 11 day, 2016 year.
4. The attached Condemnation Application is filed of record at Document # 2016-0853
Book 2016, Page 0853.


County Recorder for
Cherokee 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 _____
2. The corresponding Condemnation Application to this Sheriff's Statement was filed of record at Document # _____, Book _____, Page _____ and a copy was sent to the Secretary of State.
3. The attached Sheriff's Statement was filed of record at Document # _____, Book _____, Page _____; on _____ month, _____ day, _____ year.

County Recorder for

County

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

SEE INSTRUCTIONS ON BACK

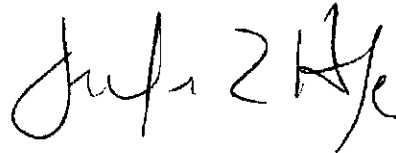
Document 2016 0853
BK: 2016 PG: 0853
Recorded: 5/11/2016 at 12:04:04.0 PM
Fee Amount: \$327.00
Revenue Tax:
Mark Murphy RECORDER
Cherokee County, Iowa

RECORDING COVER SHEET FOR CONDEMNATION PROCEEDINGS

Prepared by: Jennifer Hodge Burkett, Fredrikson & Byron, P.A., 505 East Grand Ave., Des Moines, IA 50309

Return to: Jennifer Hodge Burkett, Fredrikson & Byron, P.A., 505 East Grand Ave., Des Moines, IA 50309

The undersigned hereby certifies, pursuant to Iowa Code § 6B.3, that the attached Application for Condemnation has been approved by the Chief Judge of the Third Judicial District, and, pursuant to Iowa Code § 6B.37, that the papers attached hereto are true and correct copies of the original files in the proceedings and that the statements accompanying the papers are true.



Jennifer Hodge-Burkett

IN THE THIRD JUDICIAL DISTRICT OF IOWA

<p>IN THE MATTER OF THE CONDEMNATION OF CERTAIN RIGHTS IN LAND TO CONSTRUCT, OWN, OPERATE AND MAINTAIN PIPELINE FACILITIES FOR THE TRANSPORTATION OF HAZARDOUS LIQUIDS BY DAKOTA ACCESS, LLC</p>	<p>APPLICATION FOR CONDEMNATION AND APPOINTMENT OF A COMMISSION TO APPRAISE DAMAGES</p>
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**TO: THE HONORABLE DUANE E. HOFFMEYER, CHIEF JUDGE, THIRD
JUDICIAL DISTRICT INCLUDING CHEROKEE COUNTY, IOWA**

The Applicant, Dakota Access, LLC ("Dakota Access" or "Applicant"), applies for the condemnation of lands for permanent and temporary easements on certain real property, fully described in this application, for the construction of the Dakota Access Pipeline ("Project"). In support, Dakota Access states as follows:

I. PURPOSE

Dakota Access is a public common carrier and under the jurisdiction of the Iowa Utilities Board ("IUB") for the construction, maintenance and operation of the Project. Dakota Access is a Delaware limited liability company authorized to do business in the state of Iowa, registered with the Iowa Secretary of State as a foreign company, and is in good standing. On March 10, 2016, the IUB issued its Final Decision and Order approving the Project ("March 10 Order"). The March 10 Order specifically found that the Project will promote the public convenience and necessity. On April 8, 2016, the IUB issued its Order Accepting Compliance Filings and Issuing

Permit and granted Dakota Access Permit No. N0042 to construct, operate, and maintain an underground hazardous liquids pipeline (collectively, "Permit") that will transport crude oil produced in the Bakken region of North Dakota to a hub near Patoka, Illinois. The interstate pipeline will be approximately 346 miles in length in the state of Iowa and will be thirty inches (30") in diameter. The pipeline will run southeasterly through 18 Iowa counties, from Lyon County through Lee County.

In its March 10 Order and Permit, the IUB found that Dakota Access met all requirements of Iowa Code chapter 479B for the issuance of a permit and granted Dakota Access the authority to use eminent domain to the extent necessary to construct and operate the pipeline, along the route specified in the permit, pursuant to the authority granted to the IUB in Iowa Code section 479B.16. In this Application, Dakota Access seeks to utilize the eminent domain authority granted to it by the IUB to condemn the property described herein, over which Dakota Access has been unable to secure voluntary easement rights.

II. DESCRIPTION OF PROPERTY TO BE ACQUIRED AND NAMES OF ALL RECORD OWNERS AND HOLDERS OF LIENS AND ENCUMBRANCES

The parcels over which Applicant seeks to acquire easements are listed in **Exhibit A**. Exhibit A also includes plats showing the location of property to be condemned and the interest to be acquired, and the names of all record owners, holders of liens and encumbrances, and persons otherwise affected by these proceedings, as well as the place of residence of such persons, so far as are known to the Applicant.

III. PROPERTY RIGHTS SOUGHT

The locations of the pipeline easement ("Pipeline Easement"), access easement, as applicable ("Access Easement"), and temporary construction easement ("Temporary

Construction Easement), (collectively "Easements") Dakota Access seeks are depicted and described on the plats contained in Exhibit A. The specific easement rights to be acquired over all tracts not having a valve on the site, as approved by the IUB, are as follows:

- i. Non-exclusive easements for the purposes of accessing, establishing, laying, constructing, reconstructing, installing, realigning, modifying, replacing, improving, operating, maintaining, inspecting, patrolling, protecting, repairing, relocating (to the extent permitted by Iowa Code chapter 479B and Iowa Utilities Board rules thereunder), and removing at will, in whole or in part, one pipeline not to exceed 30" in diameter, for the transportation of oil, hydrocarbon liquids, and the products thereof, together with below-ground appurtenances (and also for pipeline markers and cathodic protection test leads which Dakota Access, LLC ("Dakota Access") is specifically allowed to install upon the surface of the Pipeline Easement in areas that minimize the obstruction of the landowner's use of the Property) as may be necessary or desirable for the operation of the pipeline, over, across, under and upon the Property;
- ii. A Temporary Construction Easement to construct one pipeline and any appurtenant facilities in, over, through, across, under, and along the Pipeline Easement area. The term of the Temporary Construction Easement shall be for a period to extend eighteen (18) months from the date of construction commencement;
- iii. The right of ingress and egress over and across the Pipeline Easement (and the Temporary Construction Easement while in effect) to survey, conduct reasonable and necessary construction activities, to remove structures and objects located within the Pipeline Easement and the Temporary Construction Easement;
- iv. The right to construct, maintain and change slopes of cuts and fills within the Pipeline Easement area to ensure proper lateral and subjacent support for and drainage for the pipeline and appurtenant facilities related to this pipeline project;
- v. The right of unimpeded entry and access in, to, through, on, over, under, and across the Access Easement, (and in the event of an emergency over such other portions of the Property as may be reasonably necessary) to exercise the rights granted to Dakota Access at all times convenient;
- vi. The right of unimpeded entry and access in, to, through, on, over, under, and across the Pipeline Easement (and Temporary Construction Easement while in effect) for all purposes necessary and at all times convenient and necessary to exercise the rights granted to Dakota Access;
- vii. If there is an existing fence across the Access Easement, if any, or Pipeline Easement, Dakota Access shall have the right, at its expense, to install a gate. If the gate is locked, Dakota Access must supply the owner or party in possession with a key. If the owner or party in possession erects any fence across the Access Easement, if any, or Pipeline Easement, the owner must install a gate, and if any gate is locked, the owner must supply Dakota Access with a key. The owner shall allow Dakota Access to install its own lock if Dakota Access so chooses, provided that the method of

- locking the gates allows both parties to use its/his/her own key or lock to open the gate without further assistance of the other;
- viii. The right to approve owner's plans to do any of the following within the Pipeline Easement: (1) construct or permit the construction or installation of any temporary or permanent building or site improvements, other than streets and roads; (2) drill or operate any well; (3) remove soil or change the grade or slope; (4) impound surface water; or (5) plant trees or landscaping. Such approval shall not be unreasonably withheld;
 - ix. After the pipeline is constructed, owner shall have the right to approve Dakota Access' plans to make permanent surface changes to the Pipeline Easement area. Such approval shall not be unreasonably withheld;
 - x. The right to review and approve owner's plans to: (1) construct any and all streets and roadways, at any angle of not less than forty five (45) degrees to the pipeline, across the Pipeline Easement which do not damage, destroy or alter the operation of the pipeline and its appurtenant facilities and (2) construct and/or install water, sewer, gas, electric, cable TV, telephone or other utility lines across the Pipeline Easement at any angle of not less than forty five (45) degrees to the pipeline, provided that all of Dakota Access's required and applicable spacings, including depth separation limits and other protective requirements are met by owner. Such approval shall not be unreasonably withheld;
 - xi. The right to trim or cut down or eliminate trees or shrubbery within the Easements in the sole judgment of Dakota Access as may be necessary to prevent possible interference with its easement rights, including the operation of the pipeline and to remove possible hazards thereto, and the right to remove or prevent the construction of any and all buildings, structures, reservoirs or other obstructions on the Easements which, in the sole judgment of Dakota Access, may endanger or interfere with the efficiency, safety, or convenient operation of the pipeline and appurtenant facilities or use of the Easements; Dakota Access shall leave the surface of the Easement area in satisfactory condition after trimming or removing trees or shrubbery; and
 - xii. The right to assign the easement rights and to have the easement rights benefit Dakota Access's successors and assigns.

The specific easement rights to be acquired over all tracts having a valve on the site, as approved by the IUB, are as follows:

- i. Non-exclusive easements for the purposes of accessing, establishing, laying, constructing, reconstructing, installing, realigning, modifying, replacing, improving, operating, maintaining, inspecting, patrolling, protecting, repairing, relocating (to the extent permitted by Iowa Code chapter 479B and Iowa Utilities Board rules thereunder), and removing at will, in whole or in part, one pipeline not to exceed 30" in diameter, for the transportation of oil, hydrocarbon liquids, and the products thereof, together with below-ground appurtenances (and also for pipeline markers, valves, and cathodic protection test leads which Dakota Access, LLC ("Dakota Access") is specifically allowed to install upon the surface of the Easements) as may

- be necessary or desirable for the operation of the pipeline, over, across, under and upon the Property;
- ii. An exclusive easement for the purposes of accessing, establishing, constructing, reconstructing, installing, modifying, replacing, improving, operating, maintaining, inspecting, patrolling, protecting, repairing and removing at will a valve and any communication and power lines necessary for the operation of the valve, all located in the Valve Easement area, if any;
 - iii. A Temporary Construction Easement to construct one pipeline and any appurtenant facilities in, over, through, across, under, and along the Pipeline Easement area. The term of the Temporary Construction Easement shall be for a period to extend eighteen (18) months from the date of construction commencement;
 - iv. The right of ingress and egress over and across the Easements to survey, conduct reasonable and necessary construction activities, to remove structures and objects located within the Easements;
 - v. The right to construct, maintain and change slopes of cuts and fills within the Pipeline Easement, and the Valve Easement, if any, to ensure proper lateral and subjacent support for and drainage for the pipeline and valve, as applicable, and appurtenant facilities related to this pipeline project;
 - vi. The right of unimpeded entry and access in, to, through, on, over, under, and across the Access Easement (and in the event of an emergency over such other portions of the Property as may be reasonably necessary) to exercise the rights granted to Dakota Access at all times convenient;
 - vii. The right of unimpeded entry and access in, to, through, on, over, under, and across the Pipeline Easement and Valve Easement (and Temporary Construction Easement while in effect) for all purposes necessary and at all times convenient and necessary to exercise the rights granted to Dakota Access;
 - viii. If there is an existing fence across the Access Easement, if any, Valve Easement, or Pipeline Easement, Dakota Access shall have the right, at its expense, to install a gate. If the gate is locked, Dakota Access must supply the owner or party in possession with a key. If the owner or party in possession erects any fences across the Access Easement, Valve Easement or Pipeline Easement, the owner must install a gate, and if any gate is locked, the owner must supply Dakota Access with a key. The owner shall allow Dakota Access to install its own lock if Dakota Access so chooses, provided that the method of locking the gates allows both parties to use its/his/her own key or lock to open the gate without further assistance of the other;
 - ix. The right to erect a fence around the Valve Easement area;
 - x. The right to prohibit, prevent and remove any crop production within the Valve Easement area;
 - xi. The right to approve owner's plans to do any of the following within the Pipeline Easement and Valve Easement areas: (1) construct or permit the construction or installation of any temporary or permanent building or site improvements, other than streets and roads; (2) drill or operate any well; (3) remove soil or change the grade or slope; (4) impound surface water; or (5) plant trees or landscaping. Such approval shall not be reasonably withheld;

- xii. After the pipeline is constructed, owner shall have the right to approve Dakota Access' plans to make permanent surface changes to the Pipeline Easement and Valve Easement areas. Such approval shall not be unreasonably withheld;
- xiii. The right to review and approve owner's plans to: (1) construct any and all streets and roadways, at any angle of not less than forty five (45) degrees to the pipeline, across the Pipeline Easement which do not damage, destroy or alter the operation of the pipeline and its appurtenant facilities and (2) construct and/or install water, sewer, gas, electric, cable TV, telephone or other utility lines across the Pipeline Easement at any angle of not less than forty five (45) degrees to the pipeline, provided that all of Dakota Access's required and applicable spacings, including depth separation limits and other protective requirements are met by owner. Such approval shall not be unreasonably withheld.
- xiv. The right to trim or cut down or eliminate trees or shrubbery within the Easements in the sole judgment of Dakota Access as may be necessary to prevent possible interference with its easement rights, including the operation of the pipeline and to remove possible hazards thereto, and the right to remove or prevent the construction of any and all buildings, structures, reservoirs or other obstructions on the Easements which, in the sole judgment of Dakota Access, may endanger or interfere with the efficiency, safety, or convenient operation of the pipeline and appurtenant facilities or use of the Easements; Dakota Access shall leave the surface of the Easement area in satisfactory condition after trimming or removing trees or shrubbery; and
- xv. The right to assign the easement rights and to have the easement rights benefit Dakota Access's successors and assigns.

IV. LANDS NECESSARY TO ACHIEVE THE PUBLIC PURPOSE AND LANDS PROPOSED TO BE ACQUIRED FOR THE PROJECT

The property rights described herein, and shown in the plats attached, are all of the property rights that remain to be acquired in this county for the purpose of constructing the Dakota Access Pipeline. All other easements along the route of the pipeline in this county have been acquired through voluntary easements. Applicant states that the permanent and temporary easement rights to be acquired over the parcels, as approved by the IUB, constitute the minimum necessary rights and minimum amount of land to achieve the purposes herein identified and to implement the Order and Permit.

V. STATEMENT OF EFFORTS MADE BY DAKOTA ACCESS TO NEGOTIATE IN GOOD FAITH TO PURCHASE THE PROPERTY

Dakota Access has made good faith efforts to negotiate with the owners of the parcels listed herein to acquire the property rights sought to be condemned. In addition to satisfying the requirements in Iowa Code Chapter 6B, these efforts include, but are not limited to, the following:

1. Complied with all landowner notice requirements in Iowa Code chapter 479B;
2. Provided owners with a written calculation of easement valuation and damage calculations;
3. Discussed the basis for determining value;
4. Discussed the content of the easement agreement;
5. Made multiple offers for the purchase of a voluntary easement in amounts in excess of the appraised value of an easement; and
6. Addressed owners' questions and concerns regarding construction of the pipeline and easement terms.

Despite these efforts, and ongoing negotiation attempts up to the date of this Application, the parties were unable to reach an agreement.

THEREFORE, Dakota Access hereby requests the Court approve its Application for Condemnation and appoint Compensation Commission(s) 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 this 9th day of May, 2016.

DAKOTA ACCESS, LLC



Brant M. Leonard (AT0010157)

Lisa A. Agrimonti (AT0011642)

Howard A. Roston (AT0012873)

FREDRIKSON & BYRON, P.A.

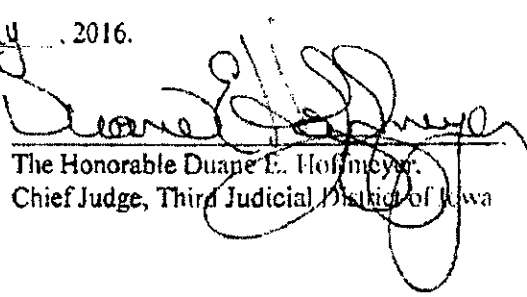
309 East 5th Street

Suite 202A

Des Moines, IA 50309

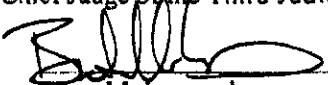
Telephone: 515.242.8900
Facsimile: 515.242.8950
E-mail: bleonard@fredlaw.com
lagrimonti@fredlaw.com
hroston@fredlaw.com

APPROVED this 10 day of May, 2016.



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

In accordance with Iowa Code Section 6B.3(3)(a), I, the undersigned, certify under penalty of perjury and pursuant to the laws of the State of Iowa that this Application for Condemnation has been approved by the Chief Judge of the Third Judicial District.



Brant M. Leonard
FREDRIKSON & BYRON, P.A.
309 East 5th Street
Suite 202A
Des Moines, IA 50309

EXHIBIT A

**DESCRIPTION OF PROPERTY AFFECTED OR SOUGHT TO BE CONDEMNED AND
NAMES OF ALL RECORD OWNERS AND HOLDERS OF LIENS AND
ENCUMBRANCES**

1. TRACT NO. IA-CH-008.000

Legal Description of Parent Parcel:

The Southeast Quarter of the Southeast Quarter (SE ¼ SE ¼) and the Northeast Quarter of the Southeast Quarter (NE ¼ SE ¼), except the West Twenty (20) acres thereof, in Section Three (3), Township 93 North, Range 41 West of the 5th P.M., Cherokee County, Iowa.

Names of Record Holders Owners and Holders of Liens and Encumbrances:

Record Owners:

Melanie S. Rose
935 S. 181st Street
Elkhorn, Nebraska 68022-5701

Tenants:

None

Holders of Liens, Easements and Encumbrances:

Cherokee County Rural Water District No. 1
1593 580th Street, PO Box 1022
Cherokee, Iowa 51012

Albert & Gladys Gerhardt
708 Shoreacres Drive
Fairmont, Minnesota 56031

Taxes:

Cherokee County, Iowa, c/o Cherokee County Auditor
Drawer H
520 West Main
Cherokee, IA 51012

The Easements sought to be condemned are shown and described on the attached plat.

2. TRACT NO. IA-CH-021.000

Legal Description of Parent Parcel:

The Southeast Quarter of the Southeast Quarter (SE ¼ SE ¼), Southwest Quarter of the Southeast Quarter (SW ¼ SE ¼), Northwest Quarter of the Southeast Quarter (NW ¼ SE ¼), and the Northeast Quarter of the Southeast Quarter (NE ¼ SE ¼) of Section 12, Township 93 North, Range 41 West of the 5th P.M., Cherokee County, Iowa.

Names of Record Holders Owners and Holders of Liens and Encumbrances:

Record Owners:

Randall A. Anderson
5258 U Avenue
Cherokee, Iowa 51012-7267

Tenants:

None

Holders of Liens, Easements and Encumbrances:

Heritage Bank
148 Main Street
Aurelia, Iowa 51005

Taxes:

Cherokee County, Iowa, c/o Cherokee County Auditor
Drawer H
520 West Main
Cherokee, IA 51012

The Easements sought to be condemned are shown and described on the attached plat.

3. TRACT NO. IA-CH-025.000

Legal Description of Parent Parcel:

All that part of the Northwest Quarter of the Northwest Quarter (NW ¼ NW ¼) and the Southwest Quarter of the Northwest Quarter (SW ¼ NW ¼) of Section 18, Township 93 North, Range 40 West of the 5th P.M., lying North of a line that is 1662.8 feet North of the South line of the Northwest Quarter (NW ¼) of the Southwest Quarter (SW ¼) of said Section 18.

Names of Record Holders Owners and Holders of Liens and Encumbrances:

Record Owners:

Marian D. Johnson
P.O. Box 233
Cleghorn, Iowa 51014-0233

Tenants:

None

Holders of Liens, Easements and Encumbrances:

Farm Credit Services of America, FLCA
5015 South 118th Street
Omaha, Nebraska 68137

Taxes:

Cherokee County, Iowa, c/o Cherokee County Auditor
Drawer H
520 West Main
Cherokee, IA 51012

The Easements sought to be condemned are shown and described on the attached plat.

4. TRACT NO. IA-CH-026.000

Legal Description of Parent Parcel:

The Northeast Quarter of the Northwest Quarter (NE ¼ NW ¼) and the Southeast Quarter of the Northwest Quarter (SE ¼ NW ¼) of Section 18, Township 93 North, Range 40 West of the 5th P.M., Cherokee County, Iowa, less and except 2.69 acres in the Northeast Quarter of the Northwest Quarter (NE ¼ NW ¼) of Section 18, Township 93 North, Range 40 West of the 5th P.M., Cherokee County, Iowa as recorded in Document No. 2010 2206, Deed Records, Cherokee County, Iowa.

Names of Record Holders Owners and Holders of Liens and Encumbrances:

Record Owners:

Marian D. Johnson
P.O. Box 233
Cleghorn, Iowa 51014-0233

Tenants:

None

Holders of Liens, Easements and Encumbrances:

Farm Credit Services of America, FLCA
5015 South 118th Street
Omaha, Nebraska 68137

Taxes:

Cherokee County, Iowa, c/o Cherokee County Auditor
Drawer H
520 West Main
Cherokee, IA 51012

The Easements sought to be condemned are shown and described on the attached plat.

5. TRACT NO. IA-CH-028.000

Legal Description of Parent Parcel:

The Southeast Quarter of the Northeast Quarter (SE ¼ NE ¼), and the Southwest Quarter of the Northeast Quarter (SW ¼ NE ¼), Section Eighteen (18), Township 93 North, Range 40 West of the 5th P.M., Cherokee County, Iowa.

Names of Record Holders Owners and Holders of Liens and Encumbrances:

Record Owners:

Marvin F. Zoch and Bonnie J. Zoch, husband and wife
5062 O Avenue
Cherokee, Iowa 51012-7098

Tenants:

None

Holders of Liens, Easements and Encumbrances:

None

Taxes:

Cherokee County, Iowa, c/o Cherokee County Auditor
Drawer H
520 West Main
Cherokee, IA 51012

The Easements sought to be condemned are shown and described on the attached plat.

6. TRACT NO. IA-CH-032.000

Legal Description of Parent Parcel:

The Southwest Quarter of the Southwest Quarter (SW $\frac{1}{4}$ SW $\frac{1}{4}$), Southeast Quarter of the Southwest Quarter (SE $\frac{1}{4}$ SW $\frac{1}{4}$), Northwest Quarter of the Southwest Quarter (NW $\frac{1}{4}$ SW $\frac{1}{4}$) and the Northeast Quarter of the Southwest Quarter (NE $\frac{1}{4}$ SW $\frac{1}{4}$) of Section Seventeen (17), Township Ninety-three (93) North, Range Fourty (40) West of the 5th Principal Meridian, containing 160 acres, more or less.

Names of Record Holders Owners and Holders of Liens and Encumbrances:

Record Owners:

Janet J. Jerome Trust dated April 13, 2001
Janet J. Jerome, Trustee
1357 43rd Ave. Unit 61
Greeley, CO 80634-2419

Tenants:

Daryl Paulsen
and Sue Paulsen
419 Sac Street
Cherokee, Iowa 51012

Holders of Liens, Easements and Encumbrances:

None

Taxes:

Cherokee County, Iowa, c/o Cherokee County Auditor
Drawer H
520 West Main
Cherokee, IA 51012

The Easements sought to be condemned are shown and described on the attached plat.

7. TRACT NO. IA-CH-040.501

Legal Description of Parent Parcel:

The Southeast Quarter (SE $\frac{1}{4}$) of the Southwest Quarter (SW $\frac{1}{4}$) of Section Twenty-one (21), Township Ninety-three (93) North, Range Forty (40) West of the 5th P.M., Cherokee County, Iowa.

Names of Record Holders Owners and Holders of Liens and Encumbrances:

Record Owners:

Sharon K. Nelson Revocable Trust
1306 Greta Street
Cherokee, Iowa 51012-2210

Sharon K. Nelson Life Estate
1306 Greta Street
Cherokee, Iowa 51012-2210

Teresa Nelson Hill (Remainderman)
15463 660th Avenue
McCallsburg, Iowa 50154

Tenants:

None

Holders of Liens, Easements and Encumbrances:

None

Taxes:

Cherokee County, Iowa, c/o Cherokee County Auditor
Drawer H
520 West Main
Cherokeec, IA 51012

The Easements sought to be condemned are shown and described on the attached plat.

8. TRACT NO. IA-CH-048.000

Legal Description of Parent Parcel:

A part of the Southeast Quarter of the Northeast Quarter (SE ¼ NE ¼), and the Southwest Quarter of the Northeast Quarter (SW ¼ NE ¼), and a part of the Northwest Quarter of the Southeast Quarter (NW ¼ SE ¼), and the Northeast Quarter of the Southeast Quarter (NE ¼ SE ¼) both in Section Twenty-seven (27), Township 93 North, Range 40 West of the 5th p.m., Cherokee County, Iowa, and being more fully described as follows: Beginning at the Southwest (SW) corner of the Northeast Quarter (NE 1/4) of said Section 27; thence on an assumed bearing of North 00° 17' 50" West, along the West line of said Northeast Quarter (NE 1/4), 1319.93feet; thence South 89° 07' 11" East, 1562.73 feet; thence south 00° 34' 53" East, 2194.54 feet; Thence North 89° 01' 55" West, 1572.98 feet to the West line of the Southeast Quarter (SE 1/4) of said Section 27; thence North 00° 20' 33" West, along the West line of said Southeast Quarter (SE 1/4), 871.97 feet to the Point of Beginning, containing 78.93 acres more or less and is subject to easements of record. Recorded in Document No. 93-1700, Deed Records, Cherokee County, Iowa.

Names of Record Holders Owners and Holders of Liens and Encumbrances:

Record Owners:

Sharon K. Nelson Revocable Trust
Sharon K. Nelson, Trustee
1306 Greta Street
Cherokee, Iowa 51012-2210

Tenants:

None

Holders of Liens, Easements and Encumbrances:

Cherokee County, Iowa
Board of Supervisors
520 West Main Street
Cherokee, Iowa 51012

Taxes:

Cherokee County, Iowa, c/o Cherokee County Auditor
Drawer H
520 West Main
Cherokee, IA 51012

The Easements sought to be condemned are shown and described on the attached plat.

9. TRACT NO. IA-CH-050.000

Legal Description of Parent Parcel:

The Southeast Quarter of the Southeast Quarter (SE ¼ SE ¼), Southwest Quarter of the Southeast Quarter (SW ¼ SE ¼), Northwest Quarter of the Southeast Quarter (NW ¼ SE ¼), and the Northeast Quarter of the Southeast Quarter (NE ¼ SE ¼) and the Southeast Quarter of the Northeast Quarter (SE ¼ NE ¼) of Section Twenty-Seven (27), Township Ninety-three (93) North, of Range Forty (40) West of the 5th P.M., Excepting therefrom however those parcels previously transferred by Warranty Deeds recorded as Instruments No. 80 1959 and 87 0804 in the office of the Recorder of Cherokee County, Iowa.

Names of Record Holders Owners and Holders of Liens and Encumbrances:

Record Owners:

Lois Mae Nelson
4745 Old 21 Road
Cherokee, Iowa 51012-707

Tenants:

None

Holders of Liens, Easements and Encumbrances:

None

Taxes:

Cherokee County, Iowa, c/o Cherokee County Auditor
Drawer H
520 West Main
Cherokee, IA 51012

The Easements sought to be condemned are shown and described on the attached plat.

10. TRACT NO. IA-CH-060.200

Legal Description of Parent Parcel:

The Southwest Quarter of the Southwest Quarter (SW ¼ SW¼) and the Southeast Quarter of the Southwest Quarter (SE ¼ SW ¼) of Section 25, Township 93 North, Range 40 West of the 5th P.M., Cherokee County, Iowa.

Names of Record Holders Owners and Holders of Liens and Encumbrances:

Record Owners:

Skadeland Farms, LLLP
1483 Harrison Drive
Cherokee, Iowa 51012

Tenants:

None

Holders of Liens, Easements and Encumbrances:

Cherokee County Rural Water District No. 1
1593 580th Street, PO Box 1022
Cherokee, Iowa 51012

Taxes:

Cherokee County, Iowa, c/o Cherokee County Auditor
Drawer H
520 West Main
Cherokee, IA 51012

The Easements sought to be condemned are shown and described on the attached plat.

11. TRACT NO. IA-CH-080.000

Legal Description of Parent Parcel:

The Southwest Quarter of the Southwest Quarter (SW ¼ SW¼), Southeast Quarter of the Southwest Quarter (SE ¼ SW ¼), Northwest Quarter of the Southwest Quarter (NW ¼ SW ¼) and the Northeast Quarter of the Southwest Quarter (NE ¼ SW ¼) of Section Four (4), Township Ninety-two (92) North, Range Thirty-nine (39) West of the 5th P.M., Cherokee County, Iowa.

Names of Record Holders Owners and Holders of Liens and Encumbrances:

Record Owners:

William R. Smith and
Anne C. Smith, husband and wife
610 Walnut Street, Box 777
Aurelia, Iowa 51005-0777

Tenants:

None

Holders of Liens, Easements and Encumbrances:

Farm Credit Services of America, FLCA
5015 South 118th Street
Omaha, Nebraska 68137

Taxes:

Cherokee County, Iowa, c/o Cherokee County Auditor
Drawer H
520 West Main
Cherokee, IA 51012

The Easements sought to be condemned are shown and described on the attached plat.

12. TRACT NO. IA-CH-081.000

Legal Description of Parent Parcel:

The Northwest Quarter of the Northwest Quarter (NW¼ NW¼) of Section Nine (9) in Township Ninety-two (92) North of Range Thirty-nine (39) West of the 5th P.M., Cherokee County, Iowa. Recorded in Document No. 94-2453, Deed Records, Cherokee County, Iowa.

Names of Record Holders Owners and Holders of Liens and Encumbrances:

Record Owners:

The Revocable Trust Agreement of Marie J. Smith
Lowell D. Smith and Hallie Dessel, as Co-Executors
1821 Barnes Rd.
Cherokee, Iowa 51012

Tenants:

None

Holders of Liens, Easements and Encumbrances:

Clay Regional Water
PO Box 555
Spencer, Iowa 51301

Iowa Lakes Electric Cooperative
PO Box 77
Estherville, Iowa 51334

Taxes:

Cherokee County, Iowa, c/o Cherokee County Auditor
Drawer H
520 West Main
Cherokee, IA 51012

The Easements sought to be condemned are shown and described on the attached plat.

13. TRACT NO. IA-CH-082.000

Legal Description of Parent Parcel:

The Northeast Quarter (NE ¼) of the Northwest Quarter (NW ¼) of Section Nine (9), Township Ninety-two (92) North, Range Thirty-nine (39) West of the Fifth Principal Meridian (5th P.M.) Cherokee County, Iowa.

Names of Record Holders Owners and Holders of Liens and Encumbrances:

Record Owners:

William R. Smith and
Anne C. Smith, husband and wife
610 Walnut Street, Box 777
Aurelia, Iowa 51005-0777

Tenants:

None

Holders of Liens, Easements and Encumbrances:

Clay Regional Water
PO Box 555
Spencer, Iowa 51301

Farm Credit Services of America, FLCA
5015 South 118th Street
Omaha, Nebraska 68137

Taxes:

Cherokee County, Iowa, c/o Cherokee County Auditor
Drawer H
520 West Main
Cherokee, IA 51012

The Easements sought to be condemned are shown and described on the attached plat.

14. TRACT NO. IA-CH-091.000

Legal Description of Parent Parcel:

The North 20 acres of the Northwest Quarter of the Northeast Quarter (NW 1/4 NE 1/4) of Section 15, Township 92 North, Range 39 West of the 5th P.M., Cherokee County, Iowa.

Names of Record Holders Owners and Holders of Liens and Encumbrances:

Record Owners:

William John Luetkeman and
Kimberly Sue Luetkeman
4609 W Avenue
Aurelia, Iowa 51005-8013

Tenants:

None

Holders of Liens, Easements and Encumbrances:

Cherokee County, Iowa
Board of Supervisors
520 West Main Street

Cherokee, Iowa 51012

Gulf Central Pipeline Company
c/o Kelley Sears
4111 E. 37th Street N.
Wichita, Kansas 67220

Citizens First National Bank
529 Lake Avenue
Storm Lake, Iowa 50588

Taxes:

Cherokee County, Iowa, c/o Cherokee County Auditor
Drawer H
520 West Main
Cherokee, IA 51012

The Easements sought to be condemned are shown and described on the attached plat.

15. TRACT NO. IA-CH-92.000

Legal Description of Parent Parcel:

The Northeast Quarter of the Northeast Quarter (NE ¼ NE ¼) and the Northwest Quarter of the Northeast Quarter (NW ¼ NE ¼) and the Southwest Quarter of the Northeast Quarter (SW ¼ NE ¼), all in Section 15, Township 92 North, Range 39 West of the 5th P.M., Cherokee County, Iowa, EXCEPT the North 20 acres of the Northwest Quarter of the Northeast Quarter (NW¼ NE¼) of Section 15, Township 92 North, Range 39 West of the 5th P.M.

Names of Record Holders Owners and Holders of Liens and Encumbrances:

Record Owners:

Gary Anderson and
Virginia Anderson, husband and wife
5030 West Avenue
Aurelia, Iowa 51005-7034

Tenants:

None

Holders of Liens, Easements and Encumbrances:

Cherokee County, Iowa
Board of Supervisors
520 West Main Street
Cherokee, Iowa 51012

Gulf Central Pipeline Company
c/o Kelley Sears
4111 E. 37th Street N.
Wichita, Kansas 67220

Citizens First National Bank
529 Lake Avenue
Storm Lake, Iowa 50588

Taxes:

Cherokee County, Iowa, c/o Cherokee County Auditor
Drawer H
520 West Main
Cherokee, IA 51012

The Easements sought to be condemned are shown and described on the attached plat.

16. TRACT NO. IA-CH-102.000

Legal Description of Parent Parcel:

The Northeast Quarter (NE ¼) of the Northwest Quarter (NW ¼) of Section Twenty-four (24), Township Ninety-two North (T92N), Range Thirty-nine (R39), West of the 5th P.M., Cherokee County, Iowa. Recorded under Document Number 2012-2004, Land Deed Records, Recorders Office, Cherokee County, Iowa.

Names of Record Holders Owners and Holders of Liens and Encumbrances:

Record Owners:

Sherrilyn A. Stewart
5912 Vista Drive
West Des Moines, Iowa 50265

Tenants:

None

Holders of Liens, Easements, and Encumbrances:

None.

Taxes:

Cherokee County, Iowa, c/o Cherokee County Auditor
Drawer H
520 West Main
Cherokee, IA 51012

The Easements sought to be condemned are shown and described on the attached plat.

CHEROKEE COUNTY, IOWA

SECTION 3, TOWNSHIP 93 NORTH, RANGE 41 WEST OF THE 5TH P.M.

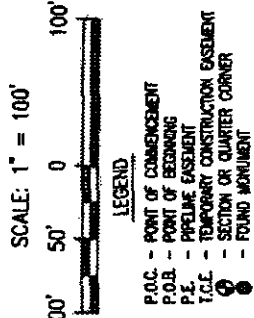
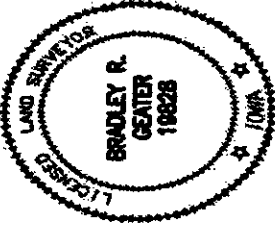
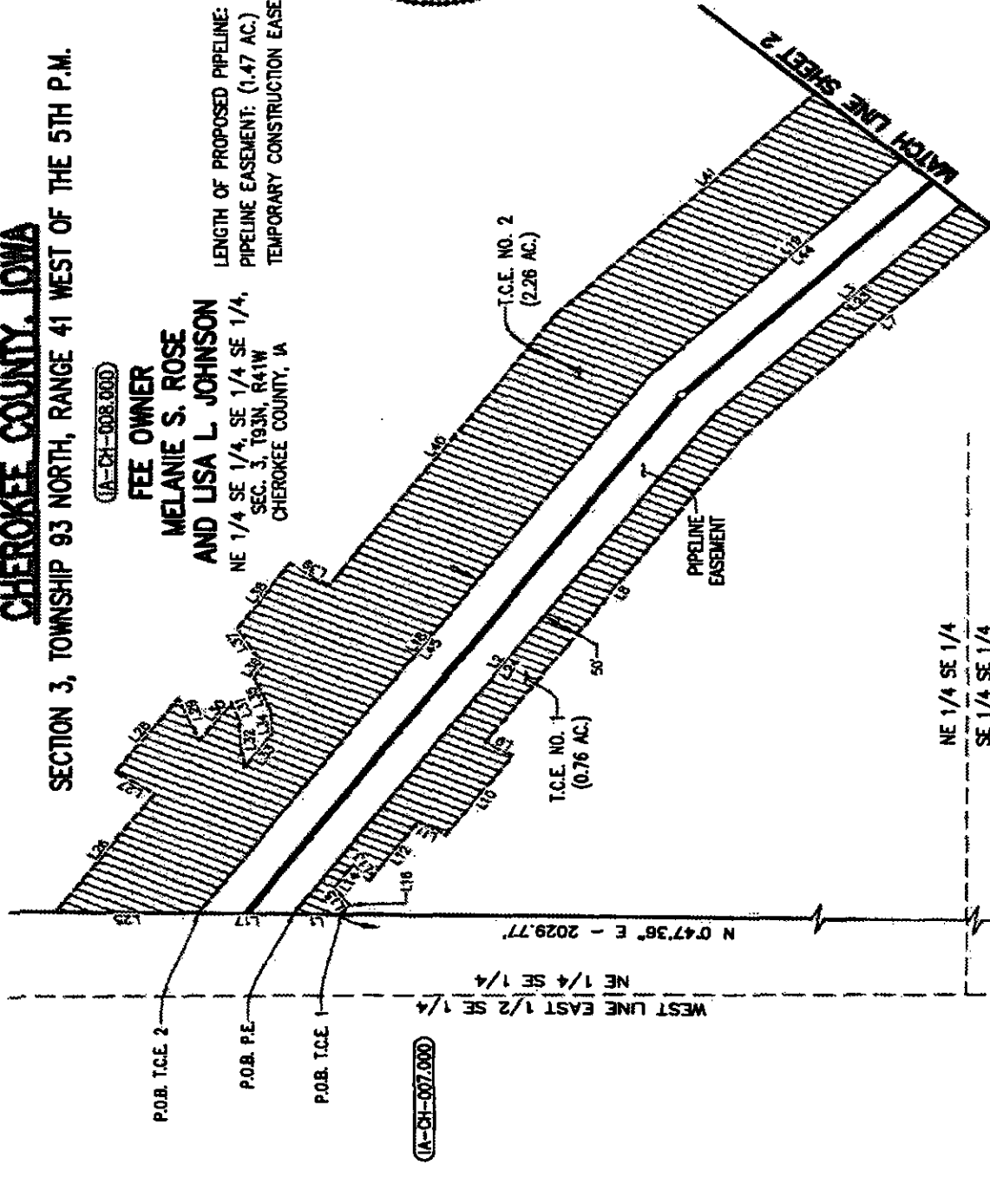
(IA-CH-008.000)

FEE OWNER

**MELANIE S. ROSE
AND LISA L. JOHNSON**

NE 1/4 SE 1/4, SE 1/4 SE 1/4,
SEC. 3, T93N, R41W
CHEROKEE COUNTY, IA

LENGTH OF PROPOSED PIPELINE: 1276.52 FEET = 77.36 RODS
PIPELINE EASEMENT: (1.47 AC.)
TEMPORARY CONSTRUCTION EASEMENT: (3.02 AC.)



NOTES:

- THIS DRAWING IS NOT TO BE CONSTRUED AS A BOUNDARY SURVEY. BOUNDARY LINES SHOWN IN THEIR APPROXIMATE LOCATION PER DEEDS/TITLE COMMITMENTS.
- BASIS OF BEARING: NAD 83, UTM ZONE 15, USSF

I HEREBY CERTIFY THAT THIS LAND SURVEYING DOCUMENT WAS PREPARED AND THE RELATED WORK WAS PERFORMED BY ME OR UNDER MY DIRECT PERSONAL SUPERVISION AND THAT I AM A DULY LICENSED LAND SURVEYOR UNDER THE LAWS OF THE STATE OF IOWA.

SIGNATURE: *Bradley R. Geater* DATE: 2/3/16
BRADLEY R. GEATER LICENSE NUMBER 19828

McCLURE ENGINEERING COMPANY
1360 NW 121ST ST, CLIVE, IOWA 50325, 515-964-1229

MY LICENSE RENEWAL DATE IS DECEMBER 31, 2017
PAGES OR SHEETS COVERED BY THIS SEAL: 3 SHEETS

SHEET 1

CHEROKEE COUNTY		DAKOTA ACCESS, LLC	
DRAWN BY: CHA	DATE: 06/26/15	DWG. NO.	IA-CH-008.000
CHECKED BY:	DATE:	REV.	1
SCALE: 1" = 100'	APP:		

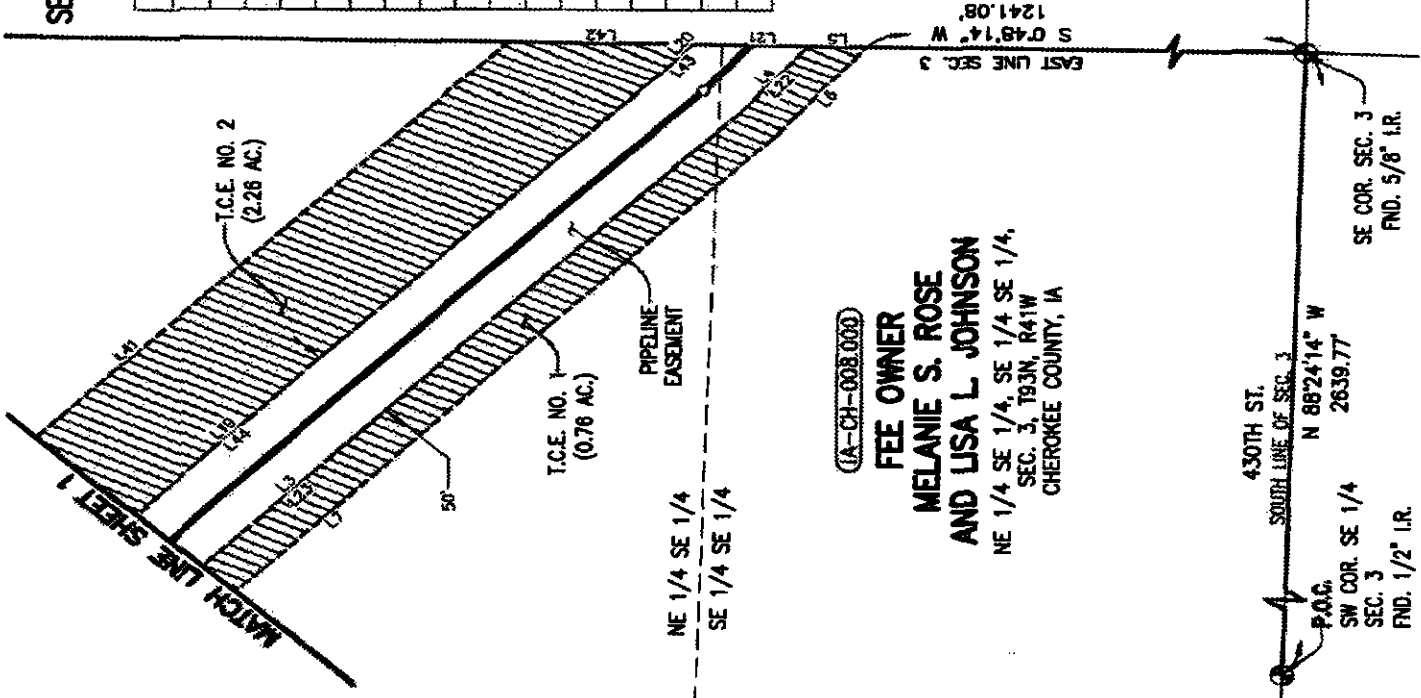
REV.	DATE	BY	DESCRIPTION
1	07/29/16	MM	BRG
0	07/29/15	CHA	RAL
			CHK.

PROJECT NO. DAKOTA ACCESS PIPELINE 10385700

WOOD GROUP MUSTANG, INC.
17225 PARK ROW, HOUSTON, TX 77064
TEL: 1-832-888-8000

CHEROKEE COUNTY, IOWA

SECTION 3, TOWNSHIP 93 NORTH, RANGE 41 WEST OF THE 5TH P.M.



T.C.E. No. 1 Line Table

LINE #	LENGTH	BEARING
L1	26.88'	N0°47'36"E
L2	469.51'	S55°59'43"E
L3	747.47'	S46°29'14"E
L4	80.45'	S51°47'51"E
L5	31.47'	S0°46'14"W
L6	80.73'	N51°47'51"W
L7	746.55'	N46°29'14"W
L8	289.00'	N55°59'43"W
L9	20.00'	S34°01'11"W
L10	75.00'	N55°59'43"W
L11	20.00'	N34°01'11"E
L12	56.64'	N55°59'43"W
L13	16.16'	N55°53'15"E
L14	21.55'	N55°59'43"W
L15	16.16'	S55°53'15"W
L16	8.87'	N55°59'43"W

P.E. Line Table

LINE #	LENGTH	BEARING
L17	56.76'	N0°47'36"E
L18	508.40'	S55°59'43"E
L19	749.31'	S46°29'14"E
L20	19.91'	S51°47'51"E
L21	82.84'	S0°46'14"W
L22	80.45'	N51°47'51"W
L23	747.47'	N46°29'14"W
L24	469.51'	N55°59'43"W

T.C.E. No. 2 Line Table

LINE #	LENGTH	BEARING
L25	86.64'	N0°47'36"E
L26	110.89'	S55°59'43"E
L27	30.00'	N34°00'17"E
L28	70.69'	S55°59'43"E
L29	36.44'	S68°35'50"W
L30	36.33'	S55°59'43"E
L31	12.75'	S69°36'17"W
L32	39.56'	S65°29'50"W
L33	32.12'	S55°59'43"E
L34	17.22'	N65°29'50"E
L35	26.86'	N69°36'17"E
L36	11.46'	S55°59'43"E
L37	33.36'	N60°01'16"E
L38	60.36'	S55°59'43"E
L39	30.00'	S34°00'17"W
L40	253.46'	S55°59'43"E
L41	707.84'	S46°29'14"E
L42	89.56'	S0°46'14"W
L43	19.91'	N51°47'51"W
L44	749.31'	N46°29'14"W
L45	508.40'	N55°59'43"W



(IA-CH-010.000)

(IA-CH-008.000)

FEE OWNER
MELANIE S. ROSE
AND LISA L. JOHNSON
 NE 1/4 SE 1/4, SE 1/4 SE 1/4,
 SEC. 3, T93N, R41W
 CHEROKEE COUNTY, IA

430TH ST.
 SOUTH LINE OF SEC. 3
 N 88°24'14" W
 2639.77'
 SW COR. SE 1/4
 SEC. 3
 FND. 1/2' I.R.

SE COR. SEC. 3
 FND. 5/8' I.R.

EAST LINE SEC. 3
 S 07°48'14" W
 1241.08'

SHEET 2

DAKOTA ACCESS, LLC

PROJECT NO. DAKOTA ACCESS PIPELINE 10395700		CHEROKEE COUNTY	
DATE: 06/28/15	DATE: 06/28/15	DRAWN BY: CHA	DWG. NO.
CHECKED BY:	DATE:	CHECKED BY:	DATE:
SCALE: 1" = 100'		APP:	

WOOD GROUP MUSTANG, INC.
 17325 PARK ROW, HOUSTON, TX 77064
 TEL: 1-832-899-8000

REV. 1
 IA-CH-008.000

CHEROKEE COUNTY, IOWA

SECTION 3, TOWNSHIP 93 NORTH, RANGE 41 WEST OF THE 5TH P.M.

Pipeline Easement Description

A 50.0 foot wide Pipeline Easement:

That part of the Northeast Quarter of Southeast Quarter (NE ¼ SE ¼) and the Southeast Quarter of Southeast Quarter (SE ¼ SE ¼) of Section 3, Township 93 North, Range 41 West of the 5th PM, Cherokee County, Iowa described as Commencing at a ½" Iron Rod at the Southwest Corner of the Southeast Quarter of said Section 3; thence S 88° 24' 14" E 1649.92 feet along the South line of said Section 3 to a point on the West line of the Melanie S. Rose and Lisa L. Johnson parcel as recorded in document number 2010-0509, deed records, Cherokee County; thence N 00° 47' 36" E 2059.65 feet along said west line to the Point of Beginning; thence continuing N 00° 47' 36" E 59.76 feet along said west line; thence S 55° 59' 43" E 506.40 feet; thence S 46° 29' 14" E 749.31 feet; thence S 51° 47' 51" E 19.91 feet to a point on the east line of said parcel and the East line of said Section 3; thence S 00° 48' 14" W 62.94 feet along said east line; thence N 51° 47' 51" W 60.45 feet; thence N 46° 29' 14" W 747.47 feet; thence N 55° 59' 43" W 469.51 feet to the Point of Beginning. Said Pipeline Easement contains 1.47 Acres, more or less.

Temporary Construction Easement (T.C.E.)

Temporary Construction Easement #1: That part of the Northeast Quarter of Southeast Quarter (NE ¼ SE ¼) and the Southeast Quarter of Southeast Quarter (SE ¼ SE ¼) of Section 3, Township 93 North, Range 41 West of the 5th PM, Cherokee County, Iowa described as Commencing at a ½" Iron Rod at the Southwest Corner of the Southeast Quarter of said Section 3; thence S 88° 24' 14" E 1649.92 feet along the South line of said Section 3 to a point on the West line of the Melanie S. Rose and Lisa L. Johnson parcel as recorded in document number 2010-0509, deed records, Cherokee County; thence N 00° 47' 36" E 2029.77 feet along said west line to the Point of Beginning; thence continuing N 00° 47' 36" E 29.88 feet along said west line; thence S55°59'43"E 469.51 feet; thence S46°29'14"E 747.47 feet; thence S51°47'51"E 60.45 feet to a point on the east line of said parcel and the East line of said Section 3; thence S00°48'14"W 31.47 feet along said east line; thence N51°47'51"W 80.73 feet; thence N46°29'14"W 746.55 feet; thence N55°59'43"W 289.00 feet; thence S34°01'11"W 20.00 feet; thence N55°59'43"W 75.00 feet; thence N34°01'11"E 20.00 feet; thence N55°59'43"W 56.64 feet; thence N55°53'15"E 16.16 feet; thence N55°59'43"W 21.55 feet; thence S55°53'15"W 16.16 feet; thence N55°59'43"W 8.87 feet to the Point of Beginning. Said Temporary Construction Easement contains 0.76 Acre, more or less

Temporary Construction Easement #2: That part of the Northeast Quarter of Southeast Quarter (NE ¼ SE ¼) of Section 3, Township 93 North, Range 41 West of the 5th PM, Cherokee County, Iowa described as Commencing at a ½" Iron Rod at the Southwest Corner of the Southeast Quarter of said Section 3; thence S 88° 24' 14" E 1649.92 feet along the South line of said Section 3 to a point on the West line of the Melanie S. Rose and Lisa L. Johnson parcel as recorded in document number 2010-0509, deed records, Cherokee County; thence N 00° 47' 36" E 2119.41 feet along said west line to the Point of Beginning; thence continuing N 00° 47' 36" E 89.64 feet along said west line; thence S55°59'43"E 110.89 feet; thence N34°00'17"E 30.00 feet; thence S55°59'43"E 70.69 feet; thence S68°35'50"W 36.44 feet; thence S55°59'43"E 36.33 feet; thence S69°36'17"W 12.75 feet; thence S85°29'50"W 39.56 feet; thence S55°59'43"E 32.12 feet; thence N85°29'50"E 17.22 feet; thence N69°36'17"E 29.86 feet; thence S55°59'43"E 11.46 feet; thence N60°01'16"E 33.38 feet; thence S55°59'43"E 60.36 feet; thence S34°00'17"W 30.00 feet; thence S55°59'43"E 253.46 feet; thence S46°29'14"E 707.84 feet to a point on the east line of said parcel and the East line of said Section 3; thence S00°48'14"W 99.56 feet along said east line; thence N51°47'51"W 19.91 feet; thence N46°29'14"W 749.31 feet; thence N55°59'43"W 506.40 feet to the Point of Beginning. Said Temporary Construction Easement contains 2.26 Acres, more or less

SHEET 3



1	01/29/16	MM		BRG
0	07/25/15	CHA		RAL
REV.	DATE	BY	DESCRIPTION	CHK.

PROJECT NO. DAKOTA ACCESS PIPELINE 10385700



WOOD GROUP MUSTANG, INC.
17325 PARK ROW, HOUSTON, TX 77084
TEL: 1-832-809-8000

CHEROKEE COUNTY		IOWA	
DRAWN BY: CHA	DATE: 08/26/15	DWG. NO.	REV.
CHECKED BY:	DATE:	IA-CH-008.000	1
SCALE: N.T.S.	APP.:		

FILE: C:\Users\mustang\Documents\10385700.dwg PLOT DATE: 8/1/2016 BY: MUSTANG

CHEROKEE COUNTY, IOWA

SECTION 12, TOWNSHIP 93 NORTH, RANGE 41 WEST OF THE 5TH P.M.

P.O.C.
NE COR. SE 1/4 SEC. 12
FND. 1/2" I.R.

N 87°38'37" W - 2608.48'

LENGTH OF PROPOSED PIPELINE: 3037.94 = 184.12 RODS
PIPELINE EASEMENT: (3.49 AC.)
TEMPORARY CONSTRUCTION EASEMENT: (7.41 AC.)

IA-CH-021.000

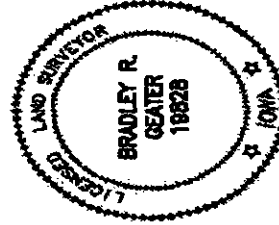
FEE OWNER
RANDALL A. ANDERSON

NW 1/4 SE 1/4, SW 1/4 SE 1/4, SE 1/4 SE 1/4,
SEC. 12, T93N, R41W,
CHEROKEE COUNTY, IA

T.C.E. No. 1 Line Table		
LINE #	LENGTH	BEARING
L1	53.03'	S53°44'52"E
L2	881.83'	S44°45'08"E
L3	1163.21'	S46°35'34"E
L4	902.25'	S55°27'50"E
L5	30.00'	N34°32'10"E
L6	246.93'	S55°27'50"E
L7	95.70'	N68°03'18"W
L8	63.97'	S55°27'50"E
L9	140.39'	N87°45'27"W
L10	1033.37'	N55°27'50"W
L11	1170.24'	N46°35'34"W
L12	872.71'	N44°45'06"W
L13	91.55'	N2°01'16"E

T.C.E. No. 2 Line Table		
LINE #	LENGTH	BEARING
L22	826.52'	S44°45'06"E
L23	1174.92'	S48°35'34"E
L24	978.14'	S55°27'50"E
L25	46.78'	N87°45'27"W
L26	61.83'	N55°27'50"W
L27	37.24'	N87°56'40"W
L28	188.58'	N55°27'50"W
L29	20.00'	N34°32'10"E
L30	678.90'	N55°27'50"W
L31	1177.26'	N46°35'34"W
L32	803.42'	N44°45'06"W
L33	34.31'	N2°01'16"E

P.E. Line Table		
LINE #	LENGTH	BEARING
L14	872.71'	S44°45'06"E
L15	1170.24'	S46°35'34"E
L16	1033.37'	S55°27'50"E
L17	93.59'	N87°45'27"W
L18	978.14'	N55°27'50"W
L19	1174.92'	N46°35'34"W
L20	826.52'	N44°45'06"W
L21	68.62'	N2°01'16"E



NOTES:

1. THIS DRAWING IS NOT TO BE CONSTRUED AS A BOUNDARY SURVEY.
BOUNDARY LINES SHOWN IN THEIR APPROPRIATE LOCATION PER
DEEDS/TITLE COMMITMENTS.

2. BASIS OF BEARING: NAD 83, UTM ZONE 15, USSF

I HEREBY CERTIFY THAT THIS LAND SURVEYING DOCUMENT WAS PREPARED
AND THE RELATED WORK WAS PERFORMED BY ME OR UNDER MY DIRECT
PERSONAL SUPERVISION AND THAT I AM A DULY LICENSED LAND
SURVEYOR UNDER THE LAWS OF THE STATE OF IOWA.

SIGNATURE: *Bradley R. Geater* DATE: 2/1/18
BRADLEY R. GEATER LICENSE NUMBER 18628

McCLURE ENGINEERING COMPANY

1380 NW 121ST ST, CLIVE, IOWA 50325, 515-984-1229

MY LICENSE RENEWAL DATE IS DECEMBER 31, 2017

PAGES OR SHEETS COVERED BY THIS SEAL: 3 SHEETS

SHEET 1

DAKOTA ACCESS, LLC

CHEROKEE COUNTY IOWA

PROJECT NO. DAKOTA ACCESS PIPELINE 10395700

WOOD GROUP MUSTANG, INC.
17325 PARK ROW, HOUSTON, TX 77084
TEL: 402-809-8000

REV.	DATE	BY	DESCRIPTION
1	02/28/18	CD	BRG
0	07/19/14	OP	JL

DRAWN BY: OP DATE: 02/28/18 DWG. NO.

CHECKED BY: DATE

SCALE: 1:300 XREF APP: IA-CH-021.000

REV. 1

N 87°49'04" W
2663.68'

NW COR. SW 1/4
SEC. 12
FND. 5/8" C.I.R.F.
STAMPED 14052

P.O.B. T.C.E. 1
L13
P.O.B. P.E.
L21
P.O.B. T.C.E. 2
L33

IA-CH-020.000

NW 1/4 SE 1/4
SW 1/4 SE 1/4

T.C.E. NO. 2
(1.78 AC.)

PIPELINE
EASEMENT

MATCH LINE SHEET 2

N 88°3'12" W
2641.77'

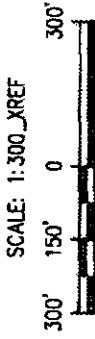
SE COR. SEC. 12
FND. 1/2" I.R.

SOUTH LINE SEC. 12

S 87°45'27" E - 2626.18'

SW COR. SEC. 12
FND. 1/2" I.R.

EAST LINE SEC. 12

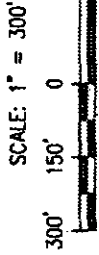
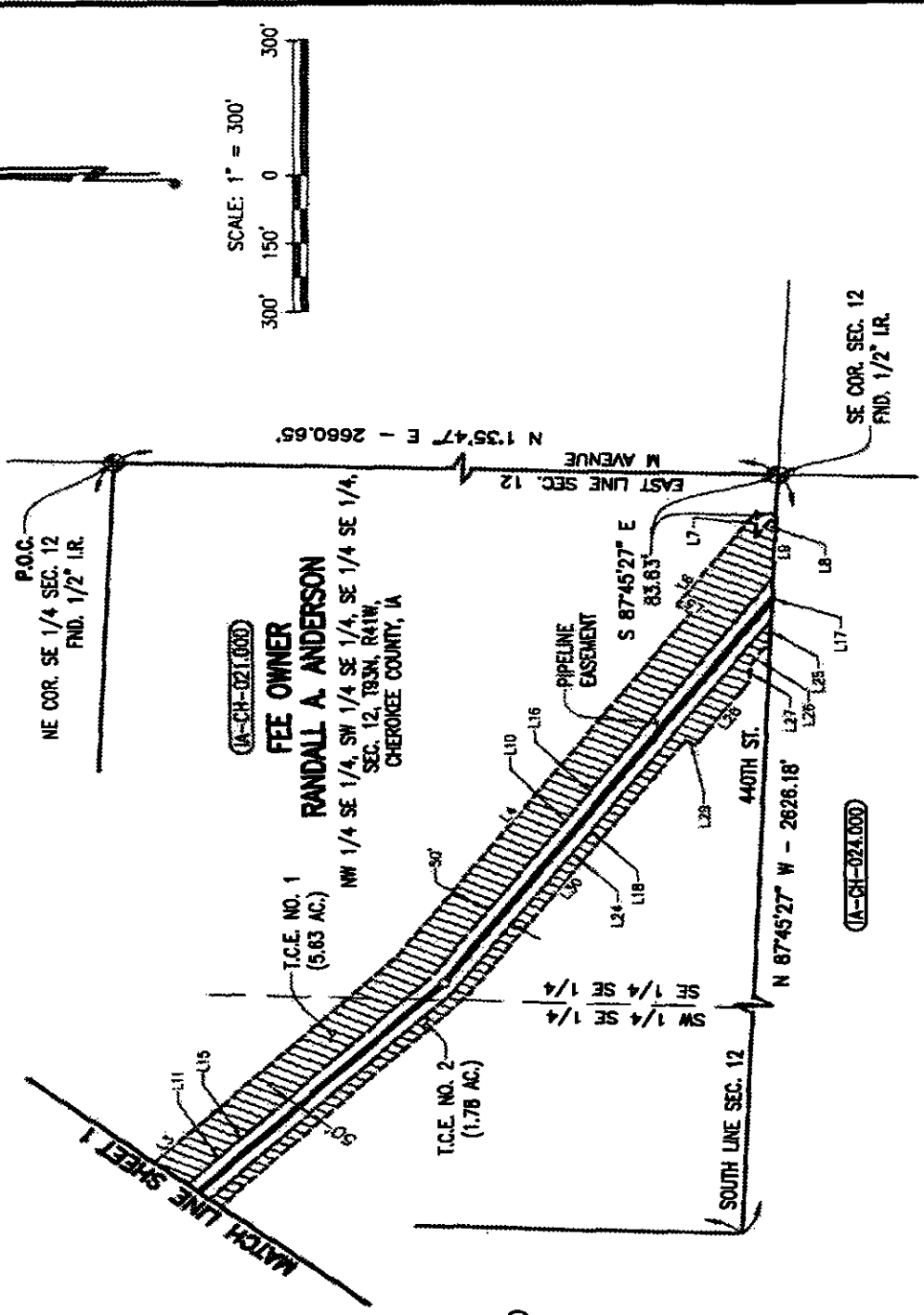


LEGEND

- P.O.C. - POINT OF COMMENCEMENT
- P.S.B. - POINT OF BEGINNING
- P.L.E. - PIPELINE EASEMENT
- T.C.E. - TEMPORARY CONSTRUCTION EASEMENT
- - SECTION OR QUARTER CORNER
- - FOUND MONUMENT

CHEROKEE COUNTY, IOWA

SECTION 12, TOWNSHIP 93 NORTH, RANGE 41 WEST OF THE 5TH P.M.



SHEET 2

		CHEROKEE COUNTY DRAWN BY: OP DATE: 09/28/15 DWG. NO. IA-CH-021.000	
PROJECT NO. DAKOTA ACCESS PIPELINE 10385700		IOWA REV. 1	
		CHECKED BY: [] DATE: [] SCALE: 1:300_XREF APP: []	
PROJECT NO. DAKOTA ACCESS PIPELINE 10385700 WOOD GROUP MUSTANG, INC. 17265 PARK ROW, HOUSTON, TX 77064 TEL: 1-832-909-9000		IOWA REV. 1	

CHEROKEE COUNTY, IOWA

SECTION 12, TOWNSHIP 93 NORTH, RANGE 41 WEST OF THE 5TH P.M.

Pipeline Easement Description

A 50.0 foot wide Pipeline Easement:



That part of the Northwest Quarter of the Southeast Quarter (NW ¼ SE ¼) and the Southwest Quarter of the Southeast Quarter (SW ¼ SE ¼) and the Southeast Quarter of the Southeast Quarter (SE ¼ SE ¼) of Section 12, Township 93 North, Range 41 West of the 5TH P.M., Cherokee County, Iowa described as Commencing at a ½" Iron Rod at the Northeast Corner of the Southeast Quarter of said Section 12; Thence N 87° 38' 37" W 2606.48 feet along North line of said Southeast Quarter (SE 1/4), and the North line of the Randall A. Anderson parcel as recorded in Instrument Number 97-0715, Deed Records, Cherokee County to the Northwest Corner of said Southeast Quarter (SE 1/4); thence S 02° 01' 16" W 737.37 feet on and along West line of said Southeast Quarter (SE 1/4), and the West line of said Randall A. Anderson parcel to the Point of Beginning. thence S 44° 45' 06" E 872.71 feet; thence S 46° 35' 34" E 1170.24 feet; thence S 55° 27' 50" E 1053.37 feet to the South line of said Southeast Quarter (SE 1/4), and the South line of said Randall A. Anderson parcel; thence N 87° 45' 27" W 93.59 feet along said South line; thence N 55° 27' 50" W 978.14 feet; thence N 46° 35' 34" W 1174.92 feet; thence N 44° 45' 06" W 826.52 feet to the West line of said Southeast Quarter (SE 1/4), and the West line of said Randall A. Anderson parcel; thence N 02° 01' 16" E 68.62 feet along West line of said Southeast Quarter (SE 1/4), and the West line of said Randall A. Anderson parcel back to the point of beginning. Said Pipeline Easement contains 3.49 Acres, more or less.

Temporary Construction Easement

Temporary Construction Easement #1: That part of the Northwest Quarter of the Southeast Quarter (NW ¼ SE ¼) and the Southwest Quarter of the Southeast Quarter (SW ¼ SE ¼) and the Southeast Quarter of the Southeast Quarter (SE ¼ SE ¼) of Section 12, Township 93 North, Range 41 West of the 5TH P.M., Cherokee County, Iowa described as Commencing at a ½" Iron Rod at the Northeast Corner of the Southeast Quarter of said Section 12; Thence N 87° 38' 37" W 2606.48 feet along North line of said Southeast Quarter (SE 1/4), and the North line of the Randall A. Anderson parcel as recorded in Instrument Number 97-0715, Deed Records, Cherokee County to the Northwest Corner of said Southeast Quarter (SE 1/4); thence S 02° 01' 16" W 645.82 feet on and along West line of said Southeast Quarter (SE 1/4), and the West line of said Randall A. Anderson parcel to the Point of Beginning; thence S 53° 44' 52" E 53.03 feet; thence S 44° 45' 06" E 881.83 feet; thence S 46° 35' 34" E 1163.21 feet; thence S 55° 27' 50" E 902.25 feet; thence N 34° 32' 10" E 30.00 feet; thence S 55° 27' 50" E 246.93 feet; thence N 88° 03' 18" W 55.70 feet; thence S 55° 27' 50" E 63.97 feet to the South line of said Southeast Quarter (SE 1/4), and the South line of said Randall A. Anderson parcel; thence N 87° 45' 27" W 140.38 feet along said South line; thence N 55° 27' 50" W 1053.37 feet; thence N 46° 35' 34" W 1170.24 feet; thence N 44° 45' 06" W 872.71 feet to the West line of said Southeast Quarter (SE 1/4), and the West line of said Randall A. Anderson parcel; thence N 02° 01' 16" E 91.55 feet along West line of said Southeast Quarter (SE 1/4), and the West line of said Randall A. Anderson parcel back to the point of beginning. Said Temporary Construction Easement contains 5.63 Acres, more or less.

Temporary Construction Easement #2: : That part of the Northwest Quarter of the Southeast Quarter (NW ¼ SE ¼) and the Southwest Quarter of the Southeast Quarter (SW ¼ SE ¼) and the Southeast Quarter of the Southeast Quarter (SE ¼ SE ¼) of Section 12, Township 93 North, Range 41 West of the 5TH P.M., Cherokee County, Iowa described as Commencing at a ½" Iron Rod at the Northeast Corner of the Southeast Quarter of said Section 12; Thence N 87° 38' 37" W 2606.48 feet along North line of said Southeast Quarter (SE 1/4), and the North line of the Randall A. Anderson parcel as recorded in Instrument Number 97-0715, Deed Records, Cherokee County to the Northwest Corner of said Southeast Quarter (SE 1/4); thence S 02° 01' 16" W 805.99 feet on and along West line of said Southeast Quarter (SE 1/4), and the West line of said Randall A. Anderson parcel to the Point of Beginning; thence S 44° 45' 06" E 826.52 feet; thence S 46° 35' 34" E 1174.92 feet; thence S 55° 27' 50" E 978.14 feet to the South line of said Southeast Quarter (SE 1/4), and the South line of said Randall A. Anderson parcel; thence N 87° 45' 27" W 46.79 feet along said South line; thence N 55° 27' 50" W 61.63 feet; thence N 87° 56' 40" W 37.24 feet; N 55° 27' 50" W 168.58 feet; thence N 34° 32' 10" E 20.00 feet; thence N 55° 27' 50" W 678.90 feet; thence N 46° 35' 34" W 1177.26 feet; thence N 44° 45' 06" W 803.42 feet to the West line of said Southeast Quarter (SE 1/4), and the West line of said Randall A. Anderson parcel; thence N 02° 01' 16" E 34.31 feet along West line of said Southeast Quarter (SE 1/4), and the West line of said Randall A. Anderson parcel back to the point of beginning. Said Temporary Construction Easement contains 1.78 Acres, more or less.

SHEET 3

 DAKOTA ACCESS, LLC				IOWA	
REV.	DATE	BY	DESCRIPTION	CHK.	
1	01/29/16	CD		BRO	
0	07/13/15	OP		JL	
PROJECT NO. DAKOTA ACCESS PIPELINE 10395700					
 WOOD GROUP MUSTANG, INC. 17325 PARK ROW, HOUSTON, TX 77084 TEL: 1-832-809-8000				CHEROKEE COUNTY DRAWN BY: OP CHECKED BY: SCALE: N.T.S.	DATE: 06/26/15 DATE: APP.:
				DWG. NO.	REV.
				IA-CH-021.000	1

FILE: E:\Iowa\Projects\11_201601_011_03_Superior_CAD\CH-021.000.dwg PLOT DATE: 2/3/2016 BY: CHRIS

CHEROKEE COUNTY, IOWA

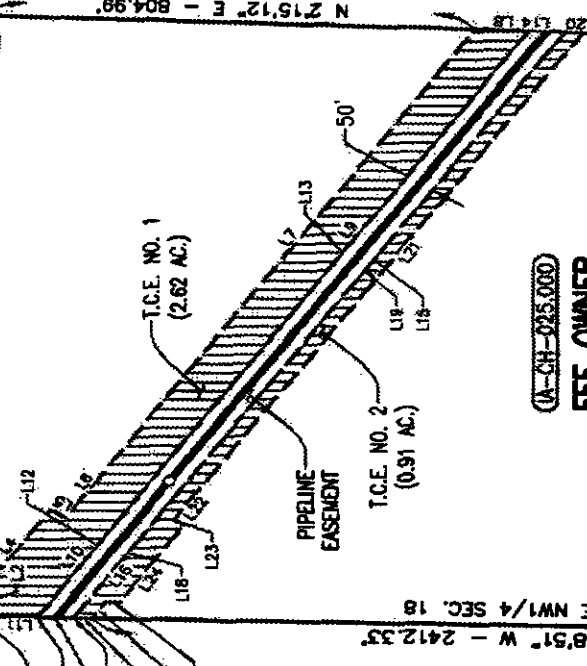
SECTION 18, TOWNSHIP 93 NORTH, RANGE 40 WEST OF THE 5TH P.M.

440TH ST.
NORTH LINE NW1/4 SEC. 18
1224.22'

NE COR. NW 1/4 SEC. 18
FND. 5/8" I.R.

S 87°18'29" E - 2548.99'
1322.77'

P.O.C.
NW COR. SEC. 18
FND. 1/2" I.R.
S 1°28'51" W
53.31'
P.O.B. T.C.E. 1
L17
P.O.B. P.E.
L17
P.O.B. T.C.E. 2
L27
L28
L25



(A-CH-024.000)

T.C.E. NO. 1
(2.62 AC.)

T.C.E. NO. 2
(0.91 AC.)

PIPELINE
EASEMENT

(A-CH-025.000)

FEE OWNER
MARIAN D. JOHNSON
NW1/4 NW 1/4, SEC. 18, T93N, R40W,
CHEROKEE COUNTY, IA

NW1/4 NW1/4
SW1/4 NW1/4

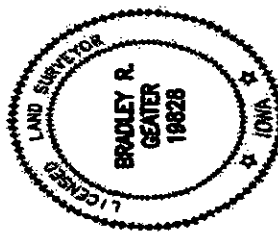
SW COR. NW1/4 SEC. 18
FND. 5/8" I.R.

LENGTH OF PROPOSED PIPELINE: 1438.40 FEET = 87.18 RODS
PIPELINE EASEMENT: (1.65 AC.)
TEMPORARY CONSTRUCTION EASEMENT: (3.53 AC.)

T.C.E. No. 1 Line Table			T.C.E. No. 2 Line Table		
LINE #	LENGTH	BEARING	LINE #	LENGTH	BEARING
L1	39.63'	S55°27'50"E	L18	315.39'	S55°27'50"E
L2	22.99'	N1°31'47"E	L19	1122.44'	S56°01'52"E
L3	18.91'	N80°00'00"E	L20	29.39'	S2°15'12"W
L4	198.94'	S55°27'50"E	L21	1138.01'	N56°01'52"W
L5	30.00'	S34°32'10"W	L22	59.52'	N55°27'50"W
L6	156.49'	S55°27'50"E	L23	20.00'	S34°32'10"W
L7	1044.57'	S56°01'52"E	L24	186.90'	N55°27'50"W
L8	88.17'	S2°15'12"W	L25	23.91'	N1°18'56"E
L9	1091.29'	N56°01'52"W	L26	39.72'	N55°27'50"W
L10	347.68'	N55°27'50"W	L27	29.83'	N1°28'51"E
L11	88.48'	N1°28'51"E			

P.E. Line Table		
LINE #	LENGTH	BEARING
L12	347.68'	S55°27'50"E
L13	1091.29'	S56°01'52"E
L14	58.78'	S2°15'12"W
L15	1122.44'	N56°01'52"W
L16	315.39'	N55°27'50"W
L17	59.66'	N1°28'51"E

(A-CH-026.000)



NOTES:

- THIS DRAWING IS NOT TO BE CONSIDERED AS A BOUNDARY SURVEY. BOUNDARY LINES SHOWN IN THEIR APPROXIMATE LOCATION PER DEEDS/TITLE COMMITMENTS.
- BASS OF BEARING: NAD 83, UTM ZONE 15, USSF

I HEREBY CERTIFY THAT THIS LAND SURVEYING DOCUMENT WAS PREPARED AND THE RELATED WORK WAS PERFORMED BY ME OR UNDER MY DIRECT PERSONAL SUPERVISION AND THAT I AM A DULY LICENSED LAND SURVEYOR UNDER THE LAWS OF THE STATE OF IOWA.

SIGNATURE: *Bradley R. Geater* DATE: 11/16/16
BRADLEY R. GEATER LICENSE NUMBER 19828

MCCLURE ENGINEERING COMPANY
1360 NW 121ST ST, CLIVE, IOWA 50325, 515-964-1229
MY LICENSE RENEWAL DATE IS DECEMBER 31, 2017
PAGES OR SHEETS COVERED BY THIS SEAL: 2 SHEETS

SHEET 1

DAKOTA ACCESS, LLC

PROJECT NO. DAKOTA ACCESS PIPELINE 10395700	CHEROKEE COUNTY	IOWA
DATE: 07/20/15	DRAWN BY: ARC	DATE: 07/20/15
DATE: 07/20/15	CHECKED BY:	DATE:
SCALE: 1" = 300'	SCALE: 1" = 300'	APP:

WOOD GROUP MUSTANGS, INC.
1725 PARK ROW, HOUSTON, TX 77084
TEL: 1-832-909-8000

CHEROKEE COUNTY, IOWA

SECTION 18, TOWNSHIP 93 NORTH, RANGE 40 WEST OF THE 5TH P.M.

Pipeline Easement Description

A 50.0 foot wide Pipeline Easement:

That part of the Northwest Quarter of the Northwest Quarter (NW ¼ NW ¼) of Section 18, Township 93 North, Range 40 West of the 5th P.M., Cherokee County, Iowa; described as the Marian D. Johnson parcel recorded in Document No. 92-0357 of the Deed Records of Cherokee County, Iowa; Commencing at a ½" iron rod found at the northwest corner of said parcel; thence S01°28'51"W 142.79 feet along the west line of said parcel to the Point of Beginning; thence S55°27'50"E 347.68 feet; thence S56°01'52"E 1091.29 feet to the east line of said parcel; thence S02°15'12"W 58.78 feet along said east line; thence N56°01'52"W 1122.44 feet; thence N55°27'50"W 315.39 feet to said west line; thence N01°28'51"E 59.66 feet along said west line to the Point of Beginning. Said Pipeline Easement contains 1.65 Acres, more or less.

Temporary Construction Easements (T.C.E.)

Temporary Construction Easement #1: That part of the Northwest Quarter of the Northwest Quarter (NW ¼ NW ¼) of Section 18, Township 93 North, Range 40 West of the 5th P.M., Cherokee County, Iowa; described as the Marian D. Johnson parcel recorded in Document No. 92-0357 of the Deed Records of Cherokee County, Iowa; Commencing at a ½" iron rod found at the northwest corner of said parcel; thence S01°28'51"W 53.31 feet along the west line of said parcel to the Point of Beginning; thence S55°27'50"E 39.63 feet; thence N01°31'47"E 22.99 feet; thence N90°00'00"E 18.91 feet; thence S55°27'50"E 196.94 feet; thence S34°32'10"W 30.00 feet; thence S55°27'50"E 156.49 feet; thence S56°01'52"E 1044.57 feet to the east line of said parcel; thence S02°15'12"W 88.17 feet along said east line; thence N56°01'52"W 1091.29 feet; thence N55°27'50"W 347.68 feet to said west line; thence N01°28'51"E 89.48 feet along said west line to the Point of Beginning. Said Temporary Construction Easement contains 2.62 Acres, more or less.

Temporary Construction Easement #2: That part of the Northwest Quarter of the Northwest Quarter (NW ¼ NW ¼) of Section 18, Township 93 North, Range 40 West of the 5th P.M., Cherokee County, Iowa; described as the Marian D. Johnson parcel recorded in Document No. 92-0357 of the Deed Records of Cherokee County, Iowa; Commencing at a ½" iron rod found at the northwest corner of said parcel; thence S01°28'51"W 202.45 feet along the west line of said parcel to the Point of Beginning; thence S55°27'50"E 315.39 feet; thence S56°01'52"E 1122.44 feet to the east line of said parcel; thence S02°15'12"W 29.39 feet along said east line; thence N56°01'52"W 1138.01 feet; thence N55°27'50"W 59.52 feet; thence S34°32'10"W 20.00 feet; thence N55°27'50"W 186.90 feet; thence N01°18'56"E 23.91 feet; thence N55°27'50"W 39.72 feet to said west line; thence N01°28'51"E 29.83 feet along said west line to the Point of Beginning. Said Temporary Construction Easement contains 0.91 Acres, more or less.

SHEET 2



DAKOTA ACCESS, LLC

1	01/29/18	WAD		BRG
0	07/29/15	ARC		TC
REV.	DATE	BY	DESCRIPTION	CHK.

PROJECT NO. **DAKOTA ACCESS PIPELINE 10395700**

CHEROKEE COUNTY

IOWA



WOOD GROUP MUSTANG, INC.
17325 PARK ROW, HOUSTON, TX 77084
TEL: 1-832-809-8000

DRAWN BY: ARC	DATE: 07/20/15
CHECKED BY:	DATE:
SCALE: N.T.S.	APP.:

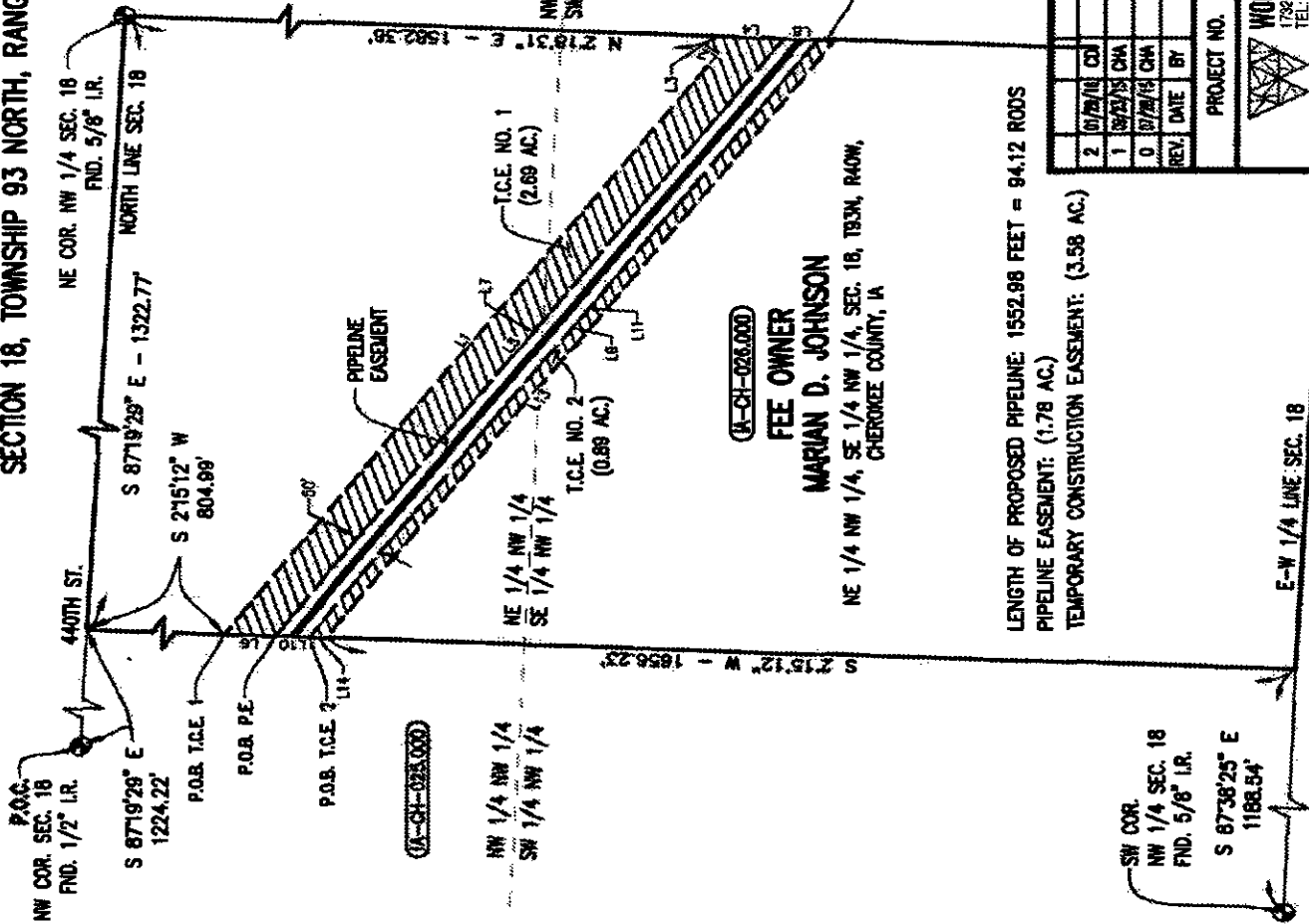
DWG. NO.
IA-CH-025.000

REV.
1

FILE: R:\Projects\103957 - Dakota Access\Drawings\Construction\DWG\IA-CH-025.000.dwg PLOT DATE: 11/13/2015 BY: JLS/STW/SLG

CHEROKEE COUNTY, IOWA

SECTION 18, TOWNSHIP 93 NORTH, RANGE 40 WEST OF THE 5TH P.M.



T.C.E. No. 1 Line Table			T.C.E. No. 2 Line Table		
LINE #	LENGTH	BEARING	LINE #	LENGTH	BEARING
L1	1509.40'	S56°01'52"E	L11	1552.94'	S56°01'52"E
L2	25.00'	N33°56'08"E	L12	29.37'	S27°16'31"W
L3	26.29'	S56°01'52"E	L13	1552.91'	N56°01'52"W
L4	117.48'	S27°16'31"W	L14	29.35'	N27°15'12"E

P.E. Line Table		
LINE #	LENGTH	BEARING
L7	1553.01'	S56°01'52"E
L8	58.74'	S27°16'31"W
L9	1552.94'	N56°01'52"W
L10	58.76'	N27°15'12"E

SCALE: 1" = 300'



LEGEND

- P.O.C. - POINT OF COMMENCEMENT
- P.O.B. - POINT OF BEGINNING
- P.E. - PIPELINE EASEMENT
- T.C.E. - TEMPORARY CONSTRUCTION EASEMENT
- - SECTION OR QUARTER CORNER
- - FOUND MONUMENT

NOTES:

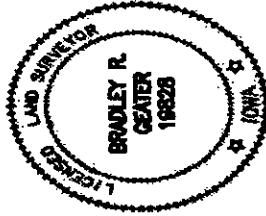
1. THIS DRAWING IS NOT TO BE CONSIDERED AS A BOUNDARY SURVEY. BOUNDARY LINES SHOWN IN THEIR APPROXIMATE LOCATION PER DEEDS/TITLE COMMITMENTS.

2. BASIS OF BEARING: NAD 83, UTM ZONE 15, USFS

I HEREBY CERTIFY THAT THIS LAND SURVEYING DOCUMENT WAS PREPARED AND THE RELATED WORK WAS PERFORMED BY ME OR UNDER MY DIRECT PERSONAL SUPERVISION AND THAT I AM A DULY LICENSED LAND SURVEYOR UNDER THE LAWS OF THE STATE OF IOWA.

SIGNATURE: *Bradley R. Geater* DATE: 2/2/16
BRADLEY R. GEATER LICENSE NUMBER 94926

McCLURE ENGINEERING COMPANY
1380 NW 121ST ST, CLAYE, IOWA 50325, 515-984-1229
MY LICENSE RENEWAL DATE IS DECEMBER 31, 2017
PAGES OR SHEETS COVERED BY THIS SEAL: 2 SHEETS



LENGTH OF PROPOSED PIPELINE: 1552.96 FEET = 94.12 RODS
PIPELINE EASEMENT: (1.78 AC.)
TEMPORARY CONSTRUCTION EASEMENT: (3.58 AC.)

PROJECT NO. DAKOTA ACCESS PIPELINE 10396700

REV.	DATE	BY	DESCRIPTION	CHK.
2	07/26/15	CHA		
1	07/23/15	CHA		
0	07/20/15	CHA		

WOOD GROUP MUSTANG, INC.
17365 PARK ROW, HOUSTON, TX 77084
TEL: 1-832-809-8000



DAKOTA ACCESS, LLC

CHEROKEE COUNTY	DATE: 07/26/15	DWG. NO.	DWA
DRAWN BY: CHA	DATE:	IA-CH-026.000 <td>REV. 2</td>	REV. 2
CHECKED BY:	DATE:		
SCALE: 1" = 300'	APP.:		

CHEROKEE COUNTY, IOWA

SECTION 18, TOWNSHIP 93 NORTH, RANGE 40 WEST OF THE 5TH P.M.

Pipeline Easement Description

A 50.0 foot wide Pipeline Easement:

That part of the Northeast Quarter of the Northwest Quarter (NE ¼ NW ¼) and the Southeast Quarter of the Northwest Quarter (SE ¼ NW ¼) of Section 18, Township 93 North, Range 40 West of the 5th P.M., Cherokee County, Iowa; described as the Marian D. Johnson parcel recorded in Document No. 92-0357 of the Deed Records of Cherokee County, Iowa; Commencing at a 1/2" Iron Rod found at the Northwest corner of said Section 18; thence S87°19'29"E 1224.22 feet along the North line of Section 18 to the Northwest corner of said parcel; thence S02°15'12"W 893.16 feet along the West line of said parcel to the Point of Beginning; thence S56°01'52"E 1553.01 feet to the East line of said parcel; thence S02°18'31"W 58.74 feet along said East line; thence N56°01'52"W 1552.94 feet to said West line; thence N02°15'12"E 58.78 feet along said West line to the Point of Beginning. Said Pipeline Easement contains 1.78 Acres, more or less.

Temporary Construction Easement

Temporary Construction Easement #1: That part of the Northeast Quarter of the Northwest Quarter (NE ¼ NW ¼) and the Southeast Quarter of the Northwest Quarter (SE ¼ NW ¼) of Section 18, Township 93 North, Range 40 West of the 5th P.M., Cherokee County, Iowa; described as the Marian D. Johnson parcel recorded in Document No. 92-0357 of the Deed Records of Cherokee County, Iowa; Commencing at a 1/2" Iron Rod found at the Northwest corner of said Section 18; thence S87°19'29"E 1224.22 feet along the North line of Section 18 to the Northwest corner of said parcel; thence S02°15'12"W 804.99 feet along the West line of said parcel to the Point of Beginning; thence S56°01'52"E 1509.40 feet; thence N33°58'08"E 25.00 feet; thence S56°01'52"E 28.29 feet to the East line of said parcel; thence S02°18'31"W 117.48 feet along said East line; thence N56°01'52"W 1553.01 feet to said West line; thence N02°15'12"E 88.17 feet along said West line to the Point of Beginning. Said Temporary Construction Easement contains 2.69 Acres, more or less.

Temporary Construction Easement #2: That part of the Northeast Quarter of the Northwest Quarter (NE ¼ NW ¼) and the Southeast Quarter of the Northwest Quarter (SE ¼ NW ¼) of Section 18, Township 93 North, Range 40 West of the 5th P.M., Cherokee County, Iowa; described as the Marian D. Johnson parcel recorded in Document No. 92-0357 of the Deed Records of Cherokee County, Iowa; Commencing at a 1/2" Iron Rod found at the Northwest corner of said Section 18; thence S87°19'29"E 1224.22 feet along the North line of Section 18 to the Northwest corner of said parcel; thence S02°15'12"W 951.94 feet along the West line of said parcel to the Point of Beginning; thence S56°01'52"E 1552.94 feet to the East line of said parcel; thence S02°18'31"W 29.37 feet along said East line; thence N56°01'52"W 1552.91 feet to said West line; thence N02°15'12"E 29.39 feet along said West line to the Point of Beginning. Said Temporary Construction Easement contains 0.89 Acres, more or less.

SHEET 2



DAKOTA ACCESS, LLC

2	07/20/16	CD		BRG
1	09/23/15	CHA		MR
0	07/28/15	CHA		DM
REV.	DATE	BY	DESCRIPTION	CHK.

PROJECT NO. DAKOTA ACCESS PIPELINE 10385700

CHEROKEE COUNTY

IOWA



WOOD GROUP MUSTANG, INC.
17325 PARK ROW, HOUSTON, TX 77084
TEL: 1-832-809-8000

DRAWN BY: CHA

DATE: 07/20/15

DWG. NO.

REV.

CHECKED BY:

DATE:

IA-CH-026.000

2

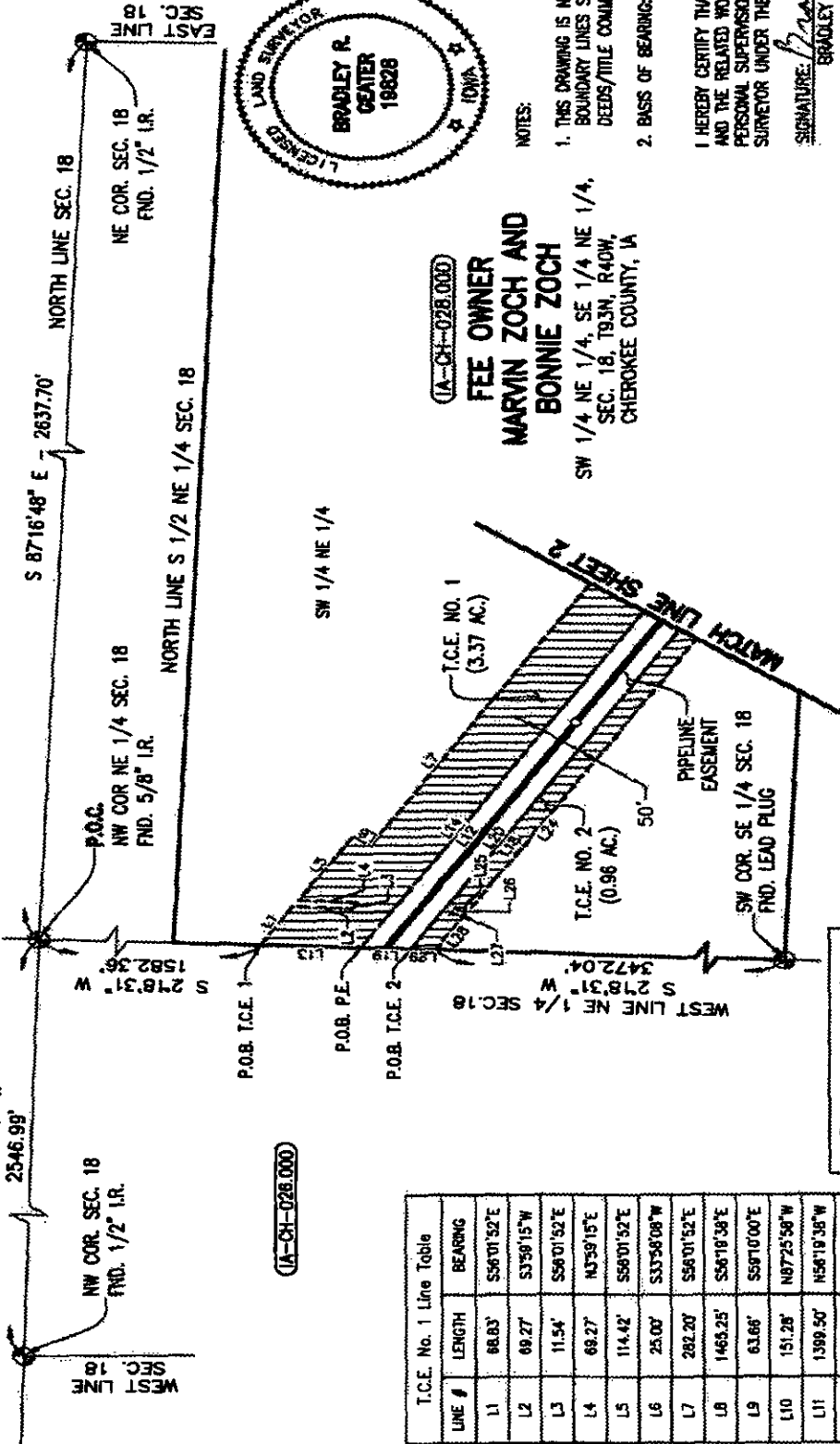
SCALE: N.T.S.

APP.:

FILE: E:\Backroads Services LLC\2016_Programs\11_2016\01_03_Survey\02\03 Data_Plan\COMPLETED_CD\IA-CH-026.000.dwg PLOT DATE: 2/1/2016 BY: CHS

CHEROKEE COUNTY, IOWA

SECTION 18, TOWNSHIP 93 NORTH, RANGE 40 WEST OF THE 5TH P.M.

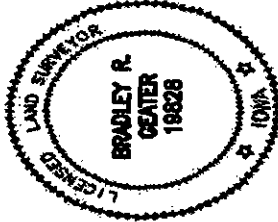


(IA-CH-028.000)

LINE #	LENGTH	BEARING
L1	68.83'	S56°01'52"E
L2	69.27'	S3°50'15"W
L3	11.54'	S60°1'52"E
L4	69.27'	N3°39'15"E
L5	114.42'	S56°01'52"E
L6	25.00'	S33°58'08"W
L7	282.20'	S56°01'52"E
L8	1465.25'	S56°18'38"E
L9	63.66'	S50°10'00"E
L10	151.26'	N87°25'58"W
L11	1399.50'	N56°19'38"W
L12	415.53'	N56°01'52"W
L13	117.46'	N2°18'31"E

LINE #	LENGTH	BEARING
L14	415.53'	S56°01'52"E
L15	1399.50'	S56°18'38"E
L16	96.78'	N87°25'58"W
L17	1316.76'	N56°19'38"W
L18	394.83'	N56°01'52"W
L19	58.74'	N2°18'31"E

LINE #	LENGTH	BEARING
L20	384.83'	S56°01'52"E
L21	1316.76'	S56°18'38"E
L22	48.39'	N87°25'58"W
L23	1275.39'	N56°19'38"W
L24	295.49'	N56°01'52"W
L25	17.39'	N3°34'05"E
L26	11.59'	N56°01'52"W
L27	17.39'	S3°34'05"W
L28	62.39'	N56°01'52"W
L29	28.37'	N2°18'31"E



FEE OWNER
MARVIN ZOCH AND
BONNIE ZOCH
 SW 1/4 NE 1/4, SE 1/4 NE 1/4,
 SEC. 18, T93N, R40W,
 CHEROKEE COUNTY, IA

NOTES:

1. THIS DRAWING IS NOT TO BE CONSTRUED AS A BOUNDARY SURVEY. BOUNDARY LINES SHOWN IN THEIR APPROXIMATE LOCATION PER DEEDS/TITLE COMMITMENTS.
2. BASIS OF BEARING: NAD 83, UTM ZONE 15, USSF


I HEREBY CERTIFY THAT THIS LAND SURVEYING DOCUMENT WAS PREPARED AND THE RELATED WORK WAS PERFORMED BY ME OR UNDER MY DIRECT PERSONAL SUPERVISION AND THAT I AM A DULY LICENSED LAND SURVEYOR UNDER THE LAWS OF THE STATE OF IOWA.

SIGNATURE: *Bradley R. Geater* DATE: *2/2/16*
 BRADLEY R. GEATER LICENSE NUMBER 19828

McCLURE ENGINEERING COMPANY
 1360 NW 121ST ST, CLIVE, IOWA 50325, 515-864-1229
 MY LICENSE RENEWAL DATE IS DECEMBER 31, 2017
 PAGES OR SHEETS COVERED BY THIS SEAL: 3 SHEETS

LENGTH OF PROPOSED PIPELINE: 1758.306 FEET = 106.56 RODS
 PIPELINE EASEMENT: (2.02 AC.)
 TEMPORARY CONSTRUCTION EASEMENT: (4.33 AC.)

SHEET 1



DAKOTA ACCESS, LLC

PROJECT NO. DAKOTA ACCESS PIPELINE 10395700		CHEROKEE COUNTY	IOWA
1	02/29/16	DATE: 02/29/16	DWG. NO.
0	02/29/16	DATE:	IA-CH-028.000
REV.	DATE	CHECKED BY:	APP.
WOOD GROUP MUSTANG, INC.		SCALE: 1" = 200'	
1225 PARK ROW, HOUSTON, TX 77064		REV. 1	
TEL: 1-832-868-8000			

CHEROKEE COUNTY, IOWA

SECTION 18, TOWNSHIP 93 NORTH, RANGE 40 WEST OF THE 5TH P.M.

NORTH LINE SEC. 18

NE COR. SEC. 18
FND. 1/2" I.R.

NORTH LINE S 1/2 NE 1/4 SEC. 18

(IA-CH-028.000)

FEE OWNER
MARVIN ZOCH AND
BONNIE ZOCH

SW 1/4 NE 1/4, SE 1/4 NE 1/4,
SEC. 18, T93N, R40W,
CHEROKEE COUNTY, IA

SW 1/4 NE 1/4

SE 1/4 NE 1/4

NW 1/4 SE 1/4

SE 1/4 SE 1/4

T.C.E. NO. 1
(3.37 AC.)

T.C.E. NO. 2
(0.96 AC.)

PIPELINE
EASEMENT

(IA-CH-030.000)

S 87°25'58" E
934.09'

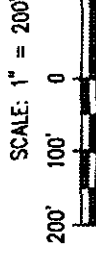
S 22°12' E
2632.31'

SE COR. SEC. 18
FND. 1/2" IP IN BOLT

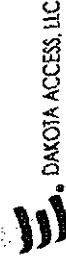
S 22°12' E
2632.31'

EAST LINE
SEC. 18

N 22°12' E - 2632.31'



SHEET 2



REV.	DATE	BY	DESCRIPTION	CHK.
1	07/29/15	MM		BER
0	07/21/15	SMR		DM

PROJECT NO. DAKOTA ACCESS PIPELINE 10395700

WOOD GROUP MUSTANG, INC.
17245 PARK ROW, HOUSTON, TX 77064
TEL: 1-832-993-8000

CHEROKEE COUNTY

IOWA

DRAWN BY: SMR DATE: 06/29/15 DWG. NO.

CHECKED BY: DATE: IA-CH-028.000

SCALE: 1" = 300' APP.: 1

CHEROKEE COUNTY, IOWA

SECTION 18, TOWNSHIP 93 NORTH, RANGE 40 WEST OF THE 5TH P.M.

Pipeline Easement Description

A 50.0 foot wide Pipeline Easement:

That part of the Southwest Quarter of the Northeast Quarter (SW ¼ NE ¼), and the Southeast Quarter of the Northeast Quarter (SE ¼ NE ¼) of Section 18, Township 93 North, Range 40 West of the 5th P.M., Cherokee County, Iowa, described as Commencing at a 5/8" Iron Rod at the Northwest Corner of the Northeast Quarter of said Section 18; thence S02°18'31"W 1,699.84 feet along the West line of the Northeast Quarter of said Section 18, and to a point on the West line of the Marvin Zoch and Bonnie Zoch parcel recorded in Instrument Number 83-0320, Land Deed Records, Cherokee County to the Point of Beginning; thence S56°01'52"E 415.53 feet; thence S56°19'38"E 1,399.50 feet to a point on the South line of said South Half of the Northeast Quarter and the South line of said parcel; thence N87°25'58"W 96.78 feet along said South line; thence N56°19'38"W 1,316.76 feet; thence N56°01'52"W 384.83 feet to a point on the West line of said South Half of the Northeast Quarter and the West line of said parcel; thence N02°18'31"E 58.74 feet along said West line to the Point of Beginning. Said Pipeline Easement contains 2.02 Acres, more or less.

Temporary Construction Easement

Temporary Construction Easement #1: That part of the Southwest Quarter of the Northeast Quarter (SW ¼ NE ¼), and the Southeast Quarter of the Northeast Quarter (SE ¼ NE ¼) of Section 18, Township 93 North, Range 40 West of the 5th P.M., Cherokee County, Iowa, described as Commencing at a 5/8" Iron Rod at the Northwest Corner of the Northeast Quarter of said Section 18; thence S02°18'31"W 1,582.36 feet along the West line of the Northeast Quarter of said Section 18, and to a point on the West line of the Marvin Zoch and Bonnie Zoch parcel recorded in Instrument Number 83-0320, Land Deed Records, Cherokee County to the Point of Beginning; thence S56°01'52"E 68.83 feet; thence S03°59'15"W 69.27 feet; thence S56°01'52"E 11.54 feet; thence N03°59'15"E 69.27 feet; thence S56°01'52"E 114.42 feet; thence S33°58'08"W 25.00 feet; thence S56°01'52"E 282.20 feet; thence S56°19'38"E 1,465.25 feet; thence S59°10'00"E 63.66 feet to a point on the South line of said South Half of the Northeast Quarter and the South line of said parcel; thence N87°25'58"W 151.28 feet along said South line; thence N56°19'38"W 1,399.50 feet; thence N56°01'52"W 415.53 feet to a point on the West line of said South Half of the Northeast Quarter and the West line of said parcel; thence N02°18'31"E 117.48 feet along said West line to the Point of Beginning. Said Temporary Construction Easement contains 3.37 Acres, more or less.

Temporary Construction Easement #2: That part of the Southwest Quarter of the Northeast Quarter (SW ¼ NE ¼), and the Southeast Quarter of the Northeast Quarter (SE ¼ NE ¼) of Section 18, Township 93 North, Range 40 West of the 5th P.M., Cherokee County, Iowa, described as Commencing at a 5/8" Iron Rod at the Northwest Corner of the Northeast Quarter of said Section 18; thence S02°18'31"W 1,758.58 feet along the West line to the Northeast Quarter of said Section 18, and to a point on the West line of the Marvin Zoch and Bonnie Zoch parcel recorded in Instrument Number 83-0320, Land Deed Records, Cherokee County to the Point of Beginning; thence S56°01'52"E 384.83 feet; thence S56°19'38"E 1316.76 feet to a point on the South line of said South Half of the Northeast Quarter and the South line of said parcel; thence N87°25'58"W 48.39 feet along said South line; thence N56°19'38"W 1,275.39 feet; thence N56°01'52"W 295.49 feet; thence N03°34'05"E 17.39 feet; thence N56°01'52"W 11.59 feet; thence S03°34'05"W 17.39 feet; thence N56°01'52"W 62.39 feet to a point on the West line of said South Half of the Northeast Quarter and the West line of said parcel; thence N02°18'31"E 29.37 feet along said West line to the Point of Beginning. Said Temporary Construction Easement contains 0.96 Acres, more or less.

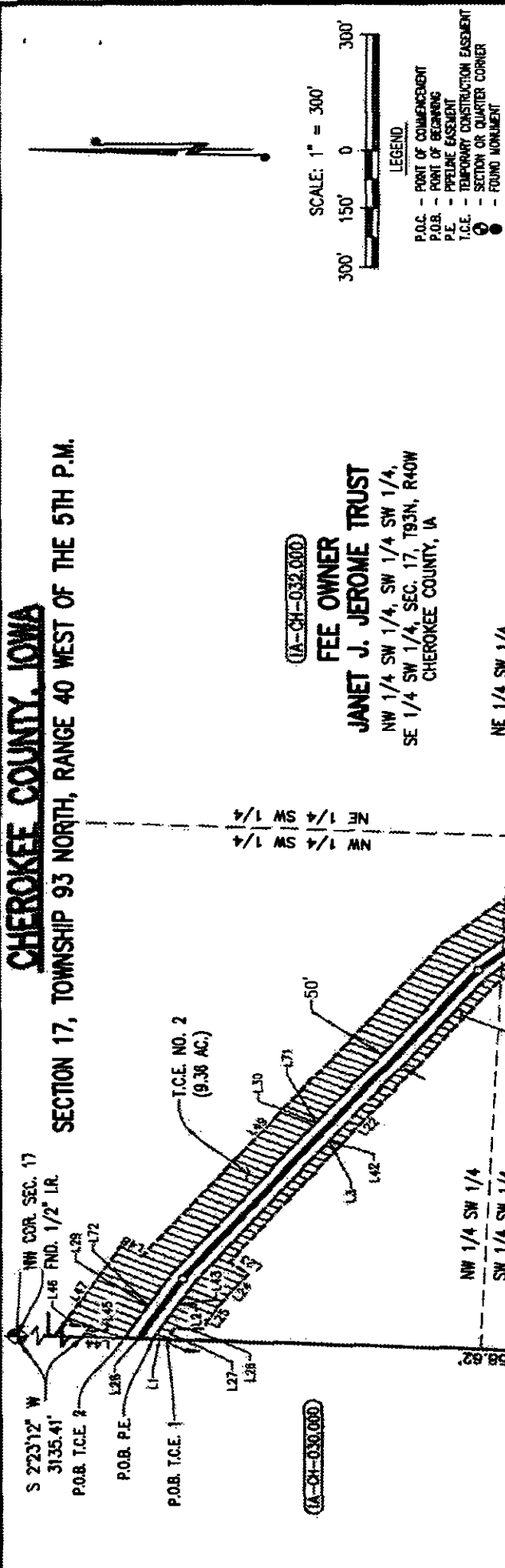
SHEET 3

FILE: C:\Users\mstang\Documents\17325-CH-028.000.dwg PLOT DATE: 2/1/2016 BY: MUSTANG

					DAKOTA ACCESS, LLC			
1	01/29/16	MM	BGR	DM				
0	07/27/15	SMR	DM	CHK.				
REV.	DATE	BY	DESCRIPTION					
PROJECT NO. DAKOTA ACCESS PIPELINE 10385700					CHEROKEE COUNTY			
WOOD GROUP MUSTANG, INC. 17325 PARK ROW, HOUSTON, TX 77084 TEL: 1-832-809-8000					IOWA			
					DRAWN BY: SMR	DATE: 08/29/15	DWG. NO.	REV.
					CHECKED BY:	DATE:	1A-CH-028.000	1
					SCALE: N.T.S. APP.:			

CHEROKEE COUNTY, IOWA

SECTION 17, TOWNSHIP 93 NORTH, RANGE 40 WEST OF THE 5TH P.M.



(IA-CH-032.000)

FEE OWNER
JANET J. JEROME TRUST
 NW 1/4 SW 1/4, SW 1/4 SW 1/4,
 SE 1/4 SW 1/4, SEC. 17, T93N, R40W
 CHEROKEE COUNTY, IA

(IA-CH-030.000)

NOTES:

1. THIS DRAWING IS NOT TO BE CONSTRUED AS A BOUNDARY SURVEY. BOUNDARY LINES SHOWN IN THEIR APPROXIMATE LOCATION PER DEEDS/TITLE COMMITMENTS.
2. BASIS OF BEARING: NAD 83, UTM ZONE 15, USSF

I HEREBY CERTIFY THAT THIS LAND SURVEYING DOCUMENT WAS PREPARED AND THE RELATED WORK WAS PERFORMED BY ME OR UNDER MY DIRECT PERSONAL SUPERVISION AND THAT I AM A DULY LICENSED LAND SURVEYOR UNDER THE LAWS OF THE STATE OF IOWA.

SIGNATURE: *Bradley R. Geater* DATE: 2/14/16
 BRADLEY R. GEATER LICENSE NUMBER 198228

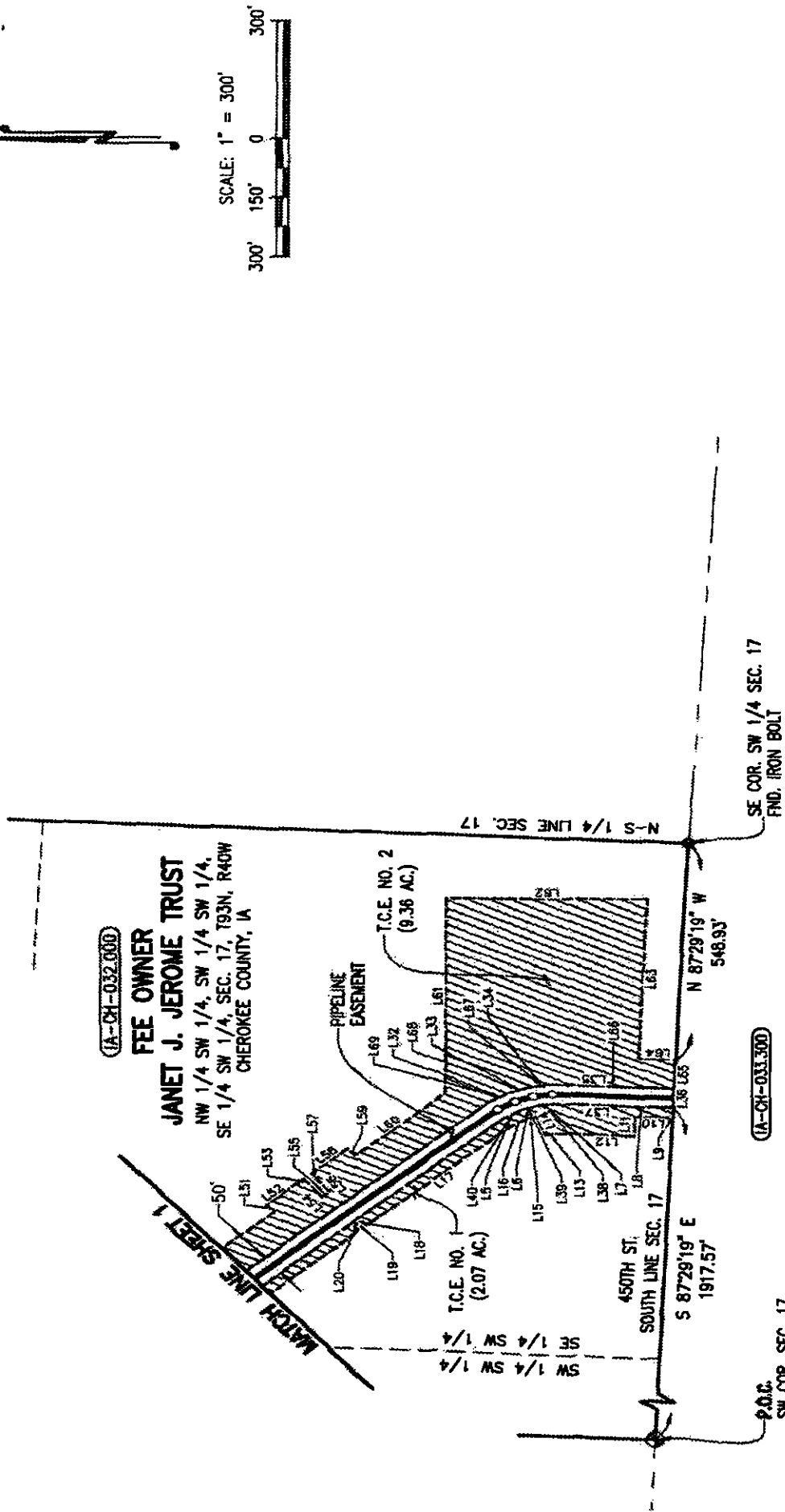
McCLURE ENGINEERING COMPANY
 1360 NW 121ST ST, CLIVE, IOWA 50325, 515-884-1229
 MY LICENSE RENEWAL DATE IS DECEMBER 31, 2017
 PAGES OR SHEETS COVERED BY THIS SEAL: 4 SHEETS

SHEET 1

		CHEROKEE COUNTY DRAWN BY: LAE CHECKED BY: _____ SCALE: 1" = 300'	IOWA REV. 1
PROJECT NO. DAKOTA ACCESS PIPELINE 10365700		DATE: 07/25/15 DWG. NO. IA-CH-032.000	
WOOD GROUP MUSTANG, INC. 12225 PARK BOW, HOUSTON, TX 77064 TEL: 1-832-605-6000		DATE: _____ APP: _____	
1 07/29/15 MN BRG	0 07/29/15 LAE	DESCRIPTION	
REV.	DATE	BY	CHK.
LENGTH OF PROPOSED PIPELINE: 2925.12 FEET = 177.28 RODS PIPELINE EASEMENT: (3.36 AC.) TEMPORARY CONSTRUCTION EASEMENT: (11.43 AC.)			
P.O.C. SW COR. SEC. 17 FND 1/2" IRON ROD		SOUTH LINE SEC. 17 450TH ST.	

CHEROKEE COUNTY, IOWA

SECTION 17, TOWNSHIP 93 NORTH, RANGE 40 WEST OF THE 5TH P.M.



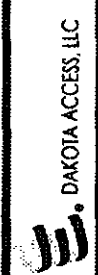
(IA-CH-032.000)

FEE OWNER
JANET J. JEROME TRUST
 NW 1/4 SW 1/4, SW 1/4 SW 1/4,
 SE 1/4 SW 1/4, SEC. 17, T93N, R40W
 CHEROKEE COUNTY, IA

(IA-CH-033.500)

SHEET 2

DRAWN BY: JAE		DATE: 07/25/15	DWG. NO.	REV.
CHECKED BY:		DATE:		
SCALE: 1" = 300'		APP.:	IA-CH-032.000	1
CHEROKEE COUNTY				
PROJECT NO. DAKOTA ACCESS PIPELINE 10365700				
WOOD GROUP MUSTANG, INC. 17325 PARK FLOW, HOUSTON, TX 77064 TEL: 1-832-909-6000				
1	07/29/16	MM	BRG	
0	07/29/15	JAE	USE/ACQUISITION	
REV.	DATE	BY	DESCRIPTION	CHK.



DAKOTA ACCESS, LLC

CHEROKEE COUNTY, IOWA

SECTION 17, TOWNSHIP 93 NORTH, RANGE 40 WEST OF THE 5TH P.M.

T.C.E. No. 1 Line Table

LINE #	LENGTH	BEARING
L1	28.43'	N22°31'2"E
L2	162.01'	S59°10'00"E
L3	990.06'	S52°26'31"E
L4	1385.47'	S41°04'56"E
L5	35.25'	S30°22'12"E
L6	35.19'	S19°22'12"E
L7	35.19'	S8°22'12"E
L8	241.41'	S2°37'48"W
L9	25.00'	N87°29'19"W
L10	75.82'	N2°37'48"E
L11	50.00'	N87°28'20"W
L12	158.71'	N2°37'48"E
L13	20.74'	N8°22'12"W
L14	50.05'	N65°01'09"E
L15	23.28'	N19°22'12"W
L16	30.50'	N30°22'12"W
L17	369.94'	N41°04'56"W
L18	15.04'	N44°58'14"E
L19	20.05'	N41°04'56"W
L20	15.04'	S44°58'14"W
L21	970.66'	N41°04'56"W
L22	899.61'	N52°26'31"W
L23	50.00'	S37°33'28"W
L24	83.56'	N52°26'31"W
L25	83.39'	N59°10'00"W
L26	57.08'	N1°59'55"E
L27	33.16'	N59°10'00"W

P.E. Line Table

LINE #	LENGTH	BEARING
L28	56.87'	N22°31'2"E
L29	192.04'	S59°10'00"E
L30	997.98'	S52°26'31"E
L31	1385.13'	S41°04'56"E
L32	44.75'	S30°22'12"E
L33	44.81'	S19°22'12"E
L34	44.81'	S8°22'12"E
L35	246.12'	S2°37'48"W
L36	50.00'	N87°29'19"W
L37	241.41'	N2°37'48"E
L38	35.19'	N8°22'12"W
L39	35.19'	N19°22'12"W
L40	35.25'	N30°22'12"W
L41	1385.47'	N41°04'56"W
L42	990.06'	N52°26'31"W
L43	162.01'	N59°10'00"W


T.C.E. No. 2 Line Table

LINE #	LENGTH	BEARING
L44	85.30'	N22°31'2"E
L45	33.40'	S59°10'00"E
L46	56.83'	N22°31'2"E
L47	230.66'	S59°10'00"E
L48	50.00'	S30°50'00"W
L49	1009.84'	S52°26'31"E
L50	887.48'	S41°04'56"E
L51	25.00'	N48°55'04"E
L52	100.00'	S41°04'56"E
L53	25.00'	S48°55'04"W
L54	35.05'	S51°58'59"W
L55	20.03'	S41°04'56"E
L56	35.05'	N51°58'59"E
L57	25.00'	N48°55'04"E
L58	100.00'	S41°04'56"E

T.C.E. No. 2 Line Table

LINE #	LENGTH	BEARING
L59	25.00'	S48°55'04"W
L60	240.17'	S41°04'56"E
L61	495.40'	S89°50'13"E
L62	408.17'	S0°08'47"W
L63	403.98'	N87°26'53"W
L64	75.54'	S2°37'48"W
L65	75.00'	N87°26'19"W
L66	246.12'	N2°37'48"E
L67	44.81'	N8°22'12"W
L68	44.81'	N19°22'12"W
L69	44.75'	N30°22'12"W
L70	1395.13'	N41°04'56"W
L71	997.98'	N52°26'31"W
L72	192.04'	N59°10'00"W

SHEET 3



DAKOTA ACCESS LLC

CHEROKEE COUNTY IOWA

DATE: 07/25/16 DWG. NO. IA-CH-032.000

CHECKED BY: DATE: APP: 1

SCALE: N.T.S.

PROJECT NO. DAKOTA ACCESS PIPELINE 10396700

WOOD GROUP MUSTANG, INC.
17295 PARK ROW HOUSTON TX 77064
TEL: 1-832-989-8800

REV.	DATE	BY	DESCRIPTION	CHK.
1	07/25/16	MM	BRG	
0	07/25/16	LAE	JPT	

CHEROKEE COUNTY, IOWA

SECTION 17, TOWNSHIP 93 NORTH, RANGE 40 WEST OF THE 5TH P.M.

Pipeline Easement Description

A 50.0 foot wide Pipeline Easement:

That part of the Northwest Quarter of the Southwest Quarter of the Southwest Quarter (NW ¼ SW ¼) and the Southwest Quarter of the Southwest Quarter (SW ¼ SW ¼) and the Southeast Quarter of the Southwest Quarter (SE ¼ SW ¼) of Section 17, Township 93 North, Range 40 West of the 5th P.M., Cherokee County, Iowa, described as Commencing at a ½" Iron Rod at the Southwest corner of the Southwest Quarter of said Section 17, also being the Southwest corner of the Janet J. Jerome Trust parcel recorded in Document No. 2004-0182, deed records, Cherokee County; thence N02°23'12"E 1,987.05 feet along the West line of said Southwest Quarter and the West line of said parcel to the Point of Beginning; thence continue N02°23'12"E 56.87 feet along said West line; thence S59°10'00"E 192.04 feet; thence S52°26'31"E 997.98 feet; thence S41°04'56"E 1,395.13 feet; thence S30°22'12"E 44.75 feet; thence S19°22'12"E 44.81 feet; thence S08°22'12"E 44.81 feet; thence S02°37'48"W 246.12 feet to the South line of said Southwest Quarter and South line of said parcel; thence N87°29'19"W 50.00 feet along said South line; thence N02°37'48"E 241.41 feet; thence N08°22'12"W 35.19 feet; thence N19°22'12"W 35.19 feet; thence N30°22'12"W 35.25 feet; thence N41°04'56"W 1,385.47 feet; thence N52°26'31"W 990.06 feet; thence N59°10'00"W 162.01 feet to the point of beginning. Said Pipeline Easement contains 3.36 Acres, more or less.

Temporary Construction Easement

Temporary Construction Easement #1: That part of the Northwest Quarter of the Southwest Quarter (NW ¼ SW ¼) and the Southwest Quarter of the Southwest Quarter (SW ¼ SW ¼) and the Southeast Quarter of the Southwest Quarter (SE ¼ SW ¼) of Section 17, Township 93 North, Range 40 West of the 5th P.M., Cherokee County, Iowa, described as Commencing at a ½" Iron Rod at the Southwest corner of the Southwest Quarter of said Section 17, also being the Southwest corner of the Janet J. Jerome Trust parcel recorded in Document No. 2004-0182, deed records, Cherokee County; thence N02°23'12"E 1,958.62 feet along the West line of said Southwest Quarter and the West line of said parcel to the Point of Beginning; thence continue N02°23'12"E 28.43 feet along said West line; thence S59°10'00"E 162.01 feet; thence S52°26'31"E 990.06 feet; thence S41°04'56"E 1,385.47 feet; thence S30°22'12"E 35.25 feet; thence S19°22'12"E 35.19 feet; thence S08°22'12"E 35.19 feet; thence S02°37'48"W 241.41 feet to the South line of said Southwest Quarter and South line of said parcel; thence N87°29'19"W 25.00 feet along said South line; thence N02°37'48"E 75.62 feet; thence N87°28'20"W 50.00 feet; thence N02°37'48"E 158.71 feet; thence N08°22'12"W 20.74 feet; thence N68°01'09"E 50.05 feet; thence N19°22'12"W 23.28 feet; thence N30°22'12"W 30.50 feet; thence N41°04'56"W 389.94 feet; thence N44°58'14"E 15.04 feet; thence N41°04'56"W 20.05 feet; thence S44°58'14"W 15.04 feet; thence N41°04'56"W 970.66 feet; thence N52°26'31"W 899.61 feet; thence S37°33'29"W 50.00 feet; thence N52°26'31"W 83.56 feet; thence N59°10'00"W 83.38 feet; thence N01°59'55"E 57.08 feet; thence N59°10'00"W 33.16 feet to the point of beginning. Said Temporary Construction Easement contains 2.07 Acres, more or less.

Temporary Construction Easement #2: That part of the Northwest Quarter of the Southwest Quarter (NW ¼ SW ¼) and the Southwest Quarter of the Southwest Quarter (SW ¼ SW ¼) and the Southeast Quarter of the Southwest Quarter (SE ¼ SW ¼) of Section 17, Township 93 North, Range 40 West of the 5th P.M., Cherokee County, Iowa, described as Commencing at a ½" Iron Rod at the Southwest corner of the Southwest Quarter of said Section 17, also being the Southwest corner of the Janet J. Jerome Trust parcel recorded in Document No. 2004-0182, deed records, Cherokee County; thence N02°23'12"E 2043.92 feet along the West line of said Southwest Quarter and the West line of said parcel to the Point of Beginning; thence continue N02°23'12"E 85.30 feet along said West line; thence S59°10'00"E 33.40 feet; thence N02°27'34"E 56.83 feet; thence S59°10'00"E 230.68 feet; thence S30°50'00"W 50.00 feet; thence S52°26'31"E 1,009.84 feet; thence S41°04'56"E 887.48 feet; thence N48°55'04"E 25.00 feet; thence S41°04'56"E 100.00 feet; thence S48°55'04"W 25.00 feet; thence S51°58'59"W 35.05 feet; thence S41°04'56"E 20.03 feet; thence N51°58'59"E 35.05 feet; thence N48°55'04"E 25.00 feet; thence S41°04'56"E 100.00 feet; thence S48°55'04"W 25.00 feet; thence S41°04'56"E 240.17 feet; thence S89°50'13"E 495.40 feet; thence S00°09'47"W 406.17 feet; thence N87°26'53"W 403.98 feet; thence S02°37'48"W 75.54 feet to the South line of said Southwest Quarter and South line of said parcel; thence N87°29'19"W 75.00 feet along said South line; thence N02°37'48"E 246.12 feet; thence N08°22'12"W 44.81 feet; thence N19°22'12"W 44.81 feet; thence N30°22'12"W 44.75 feet; thence N41°04'56"W 1,395.13 feet; thence N52°26'31"W 997.98 feet; thence N59°10'00"W 192.04 feet to the point of beginning. Said Temporary Construction Easement contains 9.36 Acres, more or less.

SHEET 4



DAKOTA ACCESS, LLC

1	01/28/18	MM			BRG
0		LAE			
REV.	DATE	BY	DESCRIPTION	CHK.	
PROJECT NO. DAKOTA ACCESS PIPELINE 10395700					
WOOD GROUP MUSTANG, INC.					

CHEROKEE COUNTY

IOWA

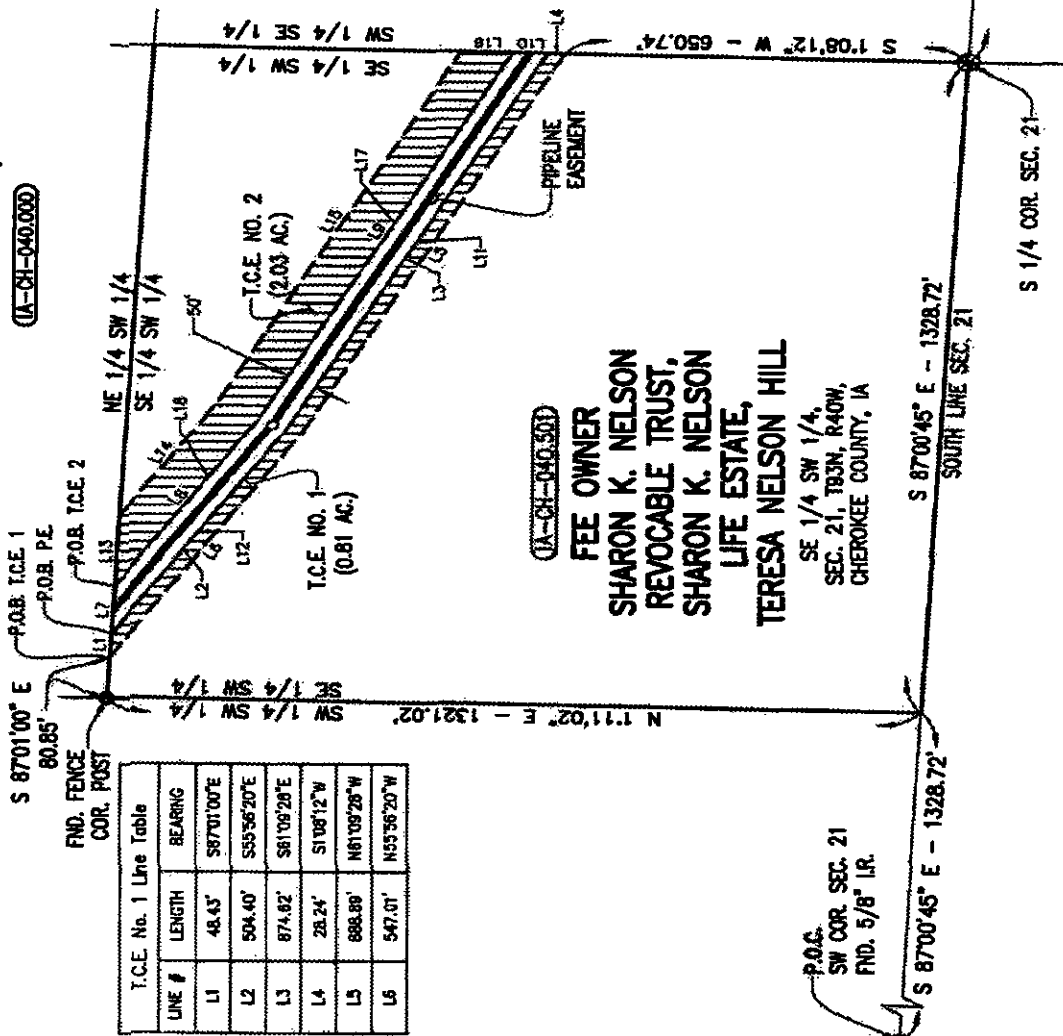
DRAWN BY: LAE	DATE: 07/25/15	DWG. NO.	REV.
CHECKED BY:	DATE:	IA-CH-032.000	1
SCALE: N.T.S.	APP.:		

FILE: C:\Users\lmsalmon\Desktop\Map DAKOTA ACCESS PIPELINE 10395700.dwg, PLOT DATE: 7/23/2018 BY: MUSTANG

CHEROKEE COUNTY, IOWA

SECTION 21, TOWNSHIP 93 NORTH, RANGE 40 WEST OF THE 5TH P.M.

(IA-CH-040.501)

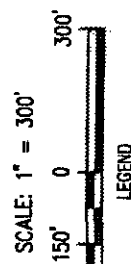
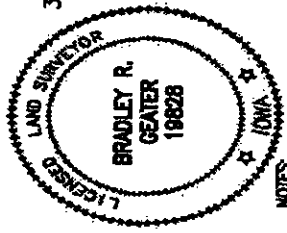


LINE #	LENGTH	BEARING
L1	48.43'	S87°01'00"E
L2	504.40'	S55°56'20"E
L3	874.82'	S81°09'28"E
L4	28.24'	S1°08'12"W
L5	888.88'	N61°09'28"W
L6	547.01'	N55°56'20"W

LINE #	LENGTH	BEARING
L7	96.86'	S87°01'00"E
L8	419.18'	S55°56'20"E
L9	846.08'	S81°09'28"E
L10	56.48'	S1°08'12"W
L11	874.82'	N61°09'28"W
L12	504.40'	N55°56'20"W

LINE #	LENGTH	BEARING
L13	145.28'	S87°01'00"E
L14	291.30'	S55°56'20"E
L15	803.28'	S81°09'28"E
L16	84.71'	S1°08'12"W
L17	846.08'	N61°09'28"W
L18	418.18'	N55°56'20"W

(IA-CH-040.501)
FEE OWNER
SHARON K. NELSON
REVOCABLE TRUST,
SHARON K. NELSON
LIFE ESTATE,
TERESA NELSON HILL
 SE 1/4 SW 1/4,
 SEC. 21, T8JN, R40W,
 CHEROKEE COUNTY, IA



- LEGEND**
- P.O.C. - POINT OF COMMENCEMENT
 - P.O.B. - POINT OF BEGINNING
 - P.E. - PIPELINE EASEMENT
 - T.C.E. - TEMPORARY CONSTRUCTION EASEMENT
 - - SECTION OR QUARTER CORNER
 - - FOUND MONUMENT

NOTES

1. THIS DRAWING IS NOT TO BE CONSTRUED AS A BOUNDARY SURVEY. BOUNDARY LINES SHOWN IN THEIR APPROXIMATE LOCATION PER DEEDS/TITLE COMMITMENTS.

2. BASIS OF BEARING: NAD 83, UTM ZONE 15, USSF

I HEREBY CERTIFY THAT THIS LAND SURVEYING DOCUMENT WAS PREPARED AND THE RELATED WORK WAS PERFORMED BY ME OR UNDER MY DIRECT PERSONAL SUPERVISION AND THAT I AM A DULY LICENSED LAND SURVEYOR UNDER THE LAWS OF THE STATE OF IOWA.

SIGNATURE: *Bradley R. Geater* DATE: 2/19/16
 BRADLEY R. GEATER LICENSE NUMBER 19828

McCLURE ENGINEERING COMPANY
 1360 NW 121ST ST, CLIVE, IOWA 50325, 515-984-1229
 MY LICENSE RENEWAL DATE IS DECEMBER 31, 2017
 PAGES OR SHEETS COVERED BY THIS SEAL: 2 SHEETS

SHEET 1

REV.	DATE	BY	DESCRIPTION
1	07/27/16	CD	BRG
0	07/17/15	LBJ	DM
			CHK

PROJECT NO. DAKOTA ACCESS PIPELINE 10395700
WOOD GROUP MUSTANG, INC.
 1725 PARK ROW, HOUSTON, TX 77064
 TEL: 1-832-809-8000

CHEROKEE COUNTY	DATE: 07/07/15	DWG. NO.	IA-CH-040.501
DRAWN BY: LBJ	DATE:	APP.: XX	1
CHECKED BY:	DATE:	SCALE: 1" = 300'	

LENGTH OF PROPOSED PIPELINE: 1322.13 FEET = 80.13 RODS
 PIPELINE EASEMENT: (1.52 AC.)
 TEMPORARY CONSTRUCTION EASEMENT: (2.84 AC.)

CHEROKEE COUNTY, IOWA

SECTION 21, TOWNSHIP 93 NORTH, RANGE 40 WEST OF THE 5TH P.M.

Pipeline Easement Description

A 50.0 foot wide Pipeline Easement:



That part of the Southeast Quarter of the Southwest Quarter (SE ¼ SW ¼) of Section 21, Township 93 North, Range 40 West of the 5th P.M., Cherokee County, Iowa described as: Commencing at a 5/8" iron Rod at the Southwest Corner of said Section 21; thence S87°00'45"E 1,328.72 feet along the South line of said Section 21 to the Southwest corner of the Southeast Quarter of the Southwest Quarter of said Section 21, said corner also being the Southwest Corner of the Sharon K. Nelson Revocable Trust, Sharon K. Nelson Life Estate, Teresa Nelson Hill parcel recorded in 2011-0140, Land Deed Record, Cherokee County; thence N01°11'02"E 1,321.02 feet along the West line of said Southeast Quarter of the Southwest Quarter and West line of said parcel to the Northwest corner of said Southeast Quarter of the Southwest Quarter and Northwest corner of said parcel; thence S87°01'00"E 129.28 feet along the North line of said Southeast Quarter of the Southwest Quarter and North line of said parcel to the Point of Beginning; thence continue S87°01'00"E 96.86 feet along said North line; thence S55°56'20"E 419.16 feet; thence S61°09'28"E 846.08 feet to a point on the East line of said Southeast Quarter of the Southwest Quarter and East line of said parcel; thence S01°08'12"W 56.48 feet along said East line; thence N61°09'28"W 874.62 feet; thence N55°56'20"W 504.40 feet to the Point of Beginning. Said Pipeline Easement contains 1.52 acres, more or less.

Temporary Construction Easement

Temporary Construction Easement #1: That part of the Southeast Quarter of the Southwest Quarter (SE ¼ SW ¼) of Section 21, Township 93 North, Range 40 West of the 5th P.M., Cherokee County, Iowa described as: Commencing at a 5/8" iron Rod at the Southwest Corner of said Section 21; thence S87°00'45"E 1,328.72 feet along the South line of said Section 21 to the Southwest corner of the Southeast Quarter of the Southwest Quarter of said Section 21, said corner also being the Southwest Corner of the Sharon K. Nelson Revocable Trust, Sharon K. Nelson Life Estate, Teresa Nelson Hill parcel recorded in 2011-0140, Land Deed Record, Cherokee County; thence N01°11'02"E 1,321.02 feet along the West line of said Southeast Quarter of the Southwest Quarter and West line of said parcel to the Northwest corner of said Southeast Quarter of the Southwest Quarter and Northwest corner of said parcel; thence S87°01'00"E 80.85 feet along the North line of said Southeast Quarter of the Southwest Quarter and North line of said parcel to the Point of Beginning; thence continue S87°01'00"E 48.43 feet; thence S55°56'20"E 504.40 feet; thence S61°09'28"E 874.62 feet to a point on the East line of said Southeast Quarter of the Southwest Quarter and East line of said parcel; thence S01°08'12"W 28.24 feet along said East line; thence N61°09'28"W 888.89 feet; thence N55°56'20"W 547.01 feet to the Point of Beginning. Said Temporary Construction Easement contains 0.81 Acres, more or less.

Temporary Construction Easement #2: That part of the Southeast Quarter of the Southwest Quarter (SE ¼ SW ¼) of Section 21, Township 93 North, Range 40 West of the 5th P.M., Cherokee County, Iowa described as: Commencing at a 5/8" iron Rod at the Southwest Corner of said Section 21; thence S87°00'45"E 1,328.72 feet along the South line of said Section 21 to the Southwest corner of the Southeast Quarter of the Southwest Quarter of said Section 21, said corner also being the Southwest Corner of the Sharon K. Nelson Revocable Trust, Sharon K. Nelson Life Estate, Teresa Nelson Hill parcel recorded in 2011-0140, Land Deed Record, Cherokee County; thence N01°11'02"E 1,321.02 feet along the West line of said Southeast Quarter of the Southwest Quarter and West line of said parcel to the Northwest corner of said Southeast Quarter of the Southwest Quarter and Northwest corner of said parcel; thence S87°01'00"E 226.14 feet along the North line of said Southeast Quarter of the Southwest Quarter and North line of said parcel to the Point of Beginning; thence continue S87°01'00"E 145.29 feet; thence S55°56'20"E 291.30 feet; thence S61°09'28"E 803.28 feet to a point on the East line of said Southeast Quarter of the Southwest Quarter and East line of said parcel; thence S01°08'12"W 84.71 feet along said East line; thence N61°09'28"W 846.08 feet; thence N55°56'20"W 419.16 feet to the Point of Beginning. Said Temporary Construction Easement contains 2.03 Acres, more or less.

SHEET 2

				 DAKOTA ACCESS, LLC			
1	01/29/16	CD		BRG			
0	07/17/15	LBJ		DM			
REV.	DATE	BY	DESCRIPTION	CHK.			
PROJECT NO. DAKOTA ACCESS PIPELINE 10385700				CHEROKEE COUNTY		IOWA	
 WOOD GROUP MUSTANG, INC. 17325 PARK ROW, HOUSTON, TX 77084 TEL: 1-832-809-8000				DRAWN BY: LBJ		DATE: 07/07/15	
				CHECKED BY:		DATE:	
				SCALE: N.T.S.		APP.:	
				DWG. NO.		REV.	
				IA-CH-040.501		1	

C:\Users\jlbj\OneDrive\Documents\10385700\10385700-CH-040.501.dwg PLOT DATE: 7/15/2016 BY: BRG

CHEROKEE COUNTY, IOWA

SECTION 27, TOWNSHIP 93 NORTH, RANGE 40 WEST OF THE 5TH P.M.

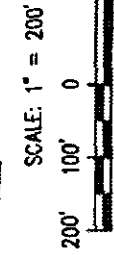
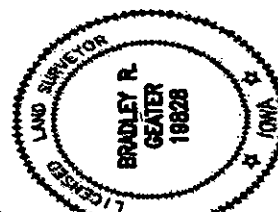
P.O.C. NW COR. NE 1/4 COR. SEC. 27
 FND. 5/8" I.R.
 S 127.37° W - 1318.87'

NE COR. SEC. 27
 FND. T POST
 N 122.45° E - 1317.68'
 EAST LINE SEC. 27

NW1/4 NE1/4
 SW1/4 NE1/4
 SE1/4 NE1/4
 NE1/4 NE1/4

S 87°23'01" E - 1328.80'

S 87°23'01" E
 1073.05'



- LEGEND**
- P.O.C. - POINT OF COMMENCEMENT
 - P.O.B. - POINT OF BEGINNING
 - P.E. - PIPELINE EASEMENT
 - T.C.E. - TEMPORARY CONSTRUCTION EASEMENT
 - - SECTION OR QUARTER CORNER
 - - FOUND MONUMENT

NOTES:

1. THIS DRAWING IS NOT TO BE CONSTRUED AS A BOUNDARY SURVEY. BOUNDARY LINES SHOWN IN THEIR APPROXIMATE LOCATION PER DEEDS/TITLE COMMITMENTS.
2. BASIS OF BEARING: NAD 83, UTM ZONE 15, USSF

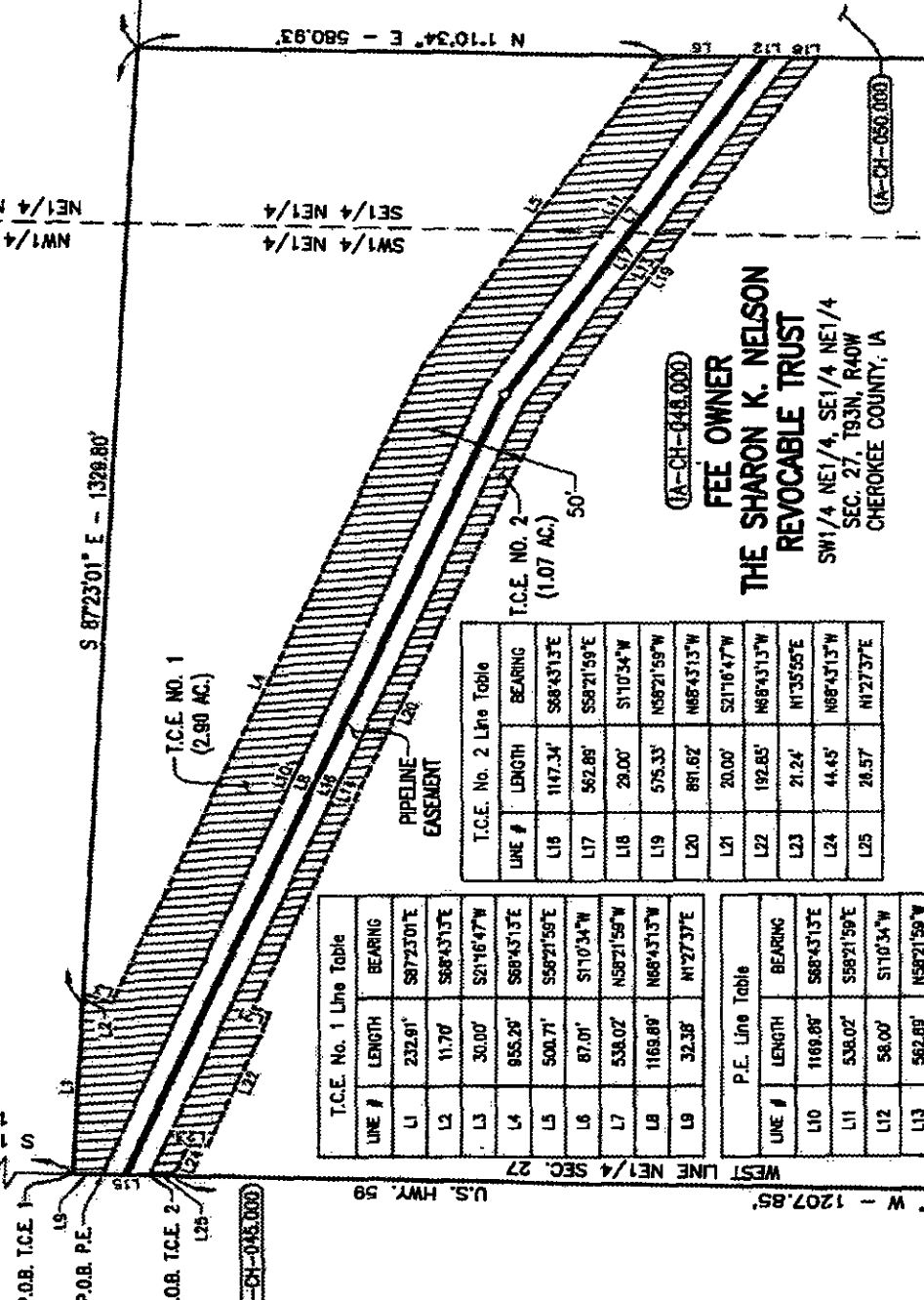
I HEREBY CERTIFY THAT THIS LAND SURVEYING DOCUMENT WAS PREPARED AND THE RELATED WORK WAS PERFORMED BY ME OR UNDER MY DIRECT PERSONAL SUPERVISION AND THAT I AM A DULY LICENSED LAND SURVEYOR UNDER THE LAWS OF THE STATE OF IOWA.

SIGNATURE: *Bradley R. Geater* DATE: 2/14/16
 BRADLEY R. GEATER LICENSE NUMBER 19828

MCCLURE ENGINEERING COMPANY
 1360 NW 121ST ST, CLIVE, IOWA 50325, 515-884-1229
 MY LICENSE RENEWAL DATE IS DECEMBER 31, 2017
 PAGES OR SHEETS COVERED BY THIS SEAL: 2 SHEETS

SHEET 1

P.O.B. T.C.E. 1
 L1
 P.O.B. P.E.
 L2
 P.O.B. T.C.E. 2
 L25
 (IA-CH-048.000)



T.C.E. No. 2 Line Table

LINE #	LENGTH	BEARING
L16	1147.34'	S88°43'13"E
L17	582.89'	S88°21'59"E
L18	29.00'	S110°34'W
L19	575.33'	N58°21'59"W
L20	881.82'	N68°43'13"W
L21	20.00'	S211°0'47"W
L22	192.85'	N68°43'13"W
L23	21.24'	N135°55"E
L24	44.45'	N68°43'13"W
L25	28.57'	N127°37"E

T.C.E. No. 1 Line Table

LINE #	LENGTH	BEARING
L1	232.91'	S87°23'01"E
L2	11.70'	S88°43'13"E
L3	30.00'	S211°0'47"W
L4	955.29'	S88°43'13"E
L5	500.71'	S88°21'59"E
L6	87.01'	S110°34'W
L7	538.02'	N58°21'59"W
L8	1168.89'	N68°43'13"W
L9	32.38'	N127°37"E

P.E. Line Table

LINE #	LENGTH	BEARING
L10	1169.89'	S88°43'13"E
L11	538.02'	S88°21'59"E
L12	58.00'	S110°34'W
L13	582.89'	N58°21'59"W
L14	1147.34'	N68°43'13"W
L15	53.16'	N127°37"E

LENGTH OF PROPOSED PIPELINE: 1709.065 FEET = 103.58 RODS
 PIPELINE EASEMENT: (1.98 AC.)
 TEMPORARY CONSTRUCTION EASEMENT: (3.97 AC.)

SW COR. NE 1/4 SEC. 27
 FND. 5/8" I.R.

(IA-CH-048.000)
FEE OWNER
THE SHARON K. NELSON
REVOCABLE TRUST
 SW1/4 NE1/4, SE1/4 NE1/4
 SEC. 27, T93N, R40W
 CHEROKEE COUNTY, IA

REV.	DATE	BY	DESCRIPTION
1	01/29/16	WAD	BRG
0	07/07/15	LBJ	DM
CHK.			CHK.

PROJECT NO. DAKOTA ACCESS PIPELINE 10395700

WOOD GROUP MUSTANG, INC.
 17825 PARK ROW, HOUSTON, TX 77084
 TEL: 1-432-689-8000

CHEROKEE COUNTY		DATE: 07/07/15	DWG. NO.
DRAWN BY: LBJ	CHECKED BY:	DATE:	IA-CH-048.000
SCALE: 1" = 200'	APP:		1



DAKOTA ACCESS, LLC

CHEROKEE COUNTY, IOWA

SECTION 27, TOWNSHIP 93 NORTH, RANGE 40 WEST OF THE 5TH P.M.

Pipeline Easement Description

A 50.0 foot wide Pipeline Easement:



That part of the Southwest Quarter of the Northeast Quarter (SW ¼ NE ¼), and the Southeast Quarter of the Northeast Quarter (SE ¼ NE ¼), of Section 27, Township 93 North, Range 40 West of the 5th P.M., Cherokee County, Iowa, described as Commencing at a 5/8" Iron Rod at the Northwest Corner of the Northeast Quarter of said Section 27; thence S01°27'37"W 1,351.25 feet along the West line of the Northeast Quarter to a point on the West line of the Sharon K. Nelson Revocable Trust parcel recorded in Document No. 93-1700, Deed Records, Cherokee County, to the Point of Beginning; thence S68°43'13"E 1,169.89 feet; thence S58°21'59"E 538.02 feet to a point on the East line of said parcel; thence S01°10'34"W 58.00 feet along said East line; thence N58°21'59"W 562.89 feet; thence N68°43'13"W 1,147.34 feet to a point on the West line of said Northeast Quarter and the West line of said parcel; thence N01°27'37"E 53.15 feet along said West line to the Point of Beginning. Said Pipeline Easement contains 1.96 Acres, more or less.

Temporary Construction Easement (T.C.E.)

Temporary Construction Easement #1: That part of the Southwest Quarter of the Northeast Quarter (SW ¼ NE ¼), and the Southeast Quarter of the Northeast Quarter (SE ¼ NE ¼), of Section 27, Township 93 North, Range 40 West of the 5th P.M., Cherokee County, Iowa, described as Commencing at a 5/8" Iron Rod at the Northwest Corner of the Northeast Quarter of said Section 27; thence S01°27'37"W 1,318.87 feet along the West line of the Northeast Quarter to the Northwest Corner of the South Half of the Northeast Quarter of said Section 27, and the Northwest Corner of the Sharon K. Nelson Revocable Trust parcel recorded in Document No. 93-1700, Deed Records, Cherokee County, to the Point of Beginning; thence S87°23'01"E 232.91 feet; thence S68°43'13"E 11.70 feet; thence S21°16'47"W 30.00 feet; thence S68°43'13"E 955.29 feet; thence S58°21'59"E 500.71 feet to a point on the East line of said parcel; thence S01°10'34"W 87.01 feet along said East line; thence N58°21'59"W 538.02 feet; thence N68°43'13"W 1,169.89 feet to a point on the West line of said Northeast Quarter and the West line of said parcel; thence N01°27'37"E 32.38 feet along said West line to the Point of Beginning. Said Temporary Construction Easement contains 2.90 Acres, more or less.

Temporary Construction Easement #2: That part of the Southwest Quarter of the Northeast Quarter (SW ¼ NE ¼), and the Southeast Quarter of the Northeast Quarter (SE ¼ NE ¼), of Section 27, Township 93 North, Range 40 West of the 5th P.M., Cherokee County, Iowa, described as Commencing at a 5/8" Iron Rod at the Northwest Corner of the Northeast Quarter of said Section 27; thence S01°27'37"W 1,404.40 feet along the West line of the Northeast Quarter to a point on the West line of the Sharon K. Nelson Revocable Trust parcel recorded in Document No. 93-1700, Deed Records, Cherokee County, to the Point of Beginning; thence S68°43'13"E 1,147.34 feet; thence S58°21'59"E 562.89 feet to a point on the East line of said parcel; thence S01°10'34"W 29.00 feet along said East line; thence N58°21'59"W 575.33 feet; thence N68°43'13"W 891.62 feet; thence S21°16'47"W 20.00 feet; thence N68°43'13"W 192.85 feet; thence N01°35'55"E 21.24 feet; thence N68°43'13"W 44.45 feet to a point on the West line of said Northeast Quarter and the West line of said parcel; thence N01°27'37"E 26.57 feet along said West line to the Point of Beginning. Said Temporary Construction Easement contains 1.07 Acres, more or less.

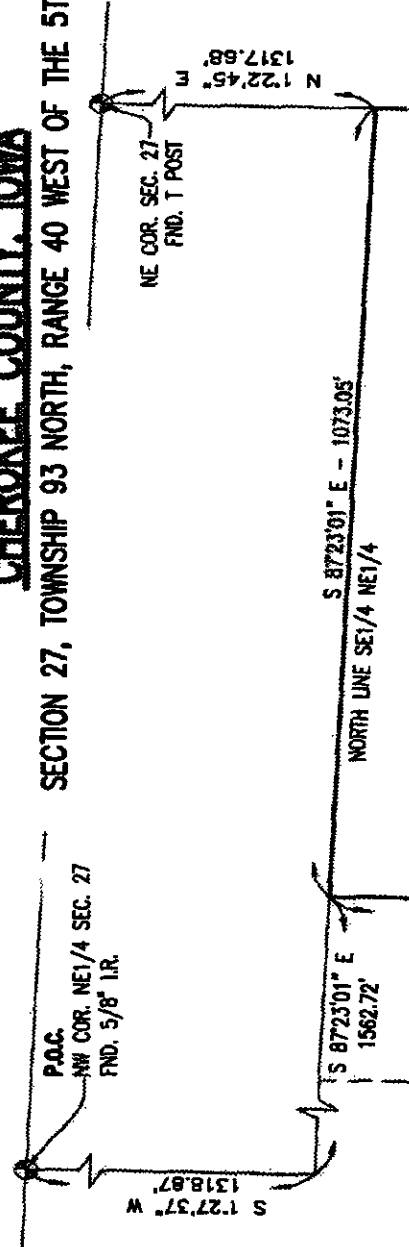
SHEET 2

 DAKOTA ACCESS, LLC				IOWA		
REV.	DATE	BY	DESCRIPTION	CHK.		
1	03/29/18	WAD		BRG		
0	07/27/18	LBJ		DM		
PROJECT NO. DAKOTA ACCESS PIPELINE 10395700			CHEROKEE COUNTY			
 WOOD GROUP MUSTANG, INC. 17325 PARK ROW, HOUSTON, TX 77084 TEL: 1-832-809-8000			DRAWN BY: LBJ	DATE: 07/07/18	DWG. NO.	
			CHECKED BY:	DATE:	IA-CH-048.000	REV.
			SCALE: N.T.S.	APP.:		1

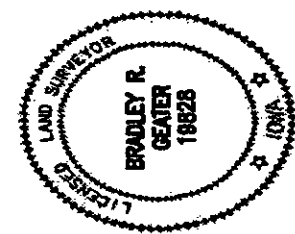
FILE: R:\Projects\ Dakota Access\ DAP - Iowa\ Geomatics\ Completed\ 1014-CH-048.000.dwg PLOT DATE: 2/4/2018 BY: MUSTANG

CHEROKEE COUNTY, IOWA

SECTION 27, TOWNSHIP 93 NORTH, RANGE 40 WEST OF THE 5TH P.M.



FEE OWNER
LOIS MAE NELSON
 SE1/4 NE1/4, NE1/4 SE1/4,
 SEC. 27, T93N, R40W,
 CHEROKEE COUNTY, IA



NOTES:

- THIS DRAWING IS NOT TO BE CONSTRUED AS A BOUNDARY SURVEY. BOUNDARY LINES SHOWN IN THEIR APPROXIMATE LOCATION PER DEEDS/TITLE COMMITMENTS.
- BASIS OF BEARING: NAD 83, UTM ZONE 15, USF

I HEREBY CERTIFY THAT THIS LAND SURVEYING DOCUMENT WAS PREPARED AND THE RELATED WORK WAS PERFORMED BY ME OR UNDER MY DIRECT PERSONAL SUPERVISION AND THAT I AM A DULY LICENSED LAND SURVEYOR UNDER THE LAWS OF THE STATE OF IOWA.

SIGNATURE: *Bradley R. Geater* DATE: 2/4/16
 BRADLEY R. GEATER LICENSE NUMBER 1982B

McCLURE ENGINEERING COMPANY
 1380 NW 121ST ST, CLIVE, IOWA 50325, 515-984-1229
 MY LICENSE RENEWAL DATE IS DECEMBER 31, 2017
 PAGES OR SHEETS COVERED BY THIS SEAL: 3 SHEETS

SHEET 1

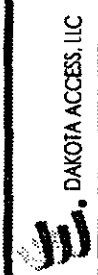
REV.	DATE	BY	DESCRIPTION	CHK.
1	01/29/16	WAD		BRG
0	01/26/15	JM		DM

PROJECT NO. DAKOTA ACCESS PIPELINE 10395700

WOOD GROUP MUSTANG, INC.
 1725 PARK ROW, HOUSTON, TX 77084
 TEL: 1-832-809-8000

DRAWN BY: JN		DATE: 07/09/15	DWG. NO.
CHECKED BY:		DATE:	IA-CH-050.000
SCALE: 1" = 200'		APP.:	1

CHEROKEE COUNTY IOWA



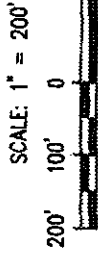
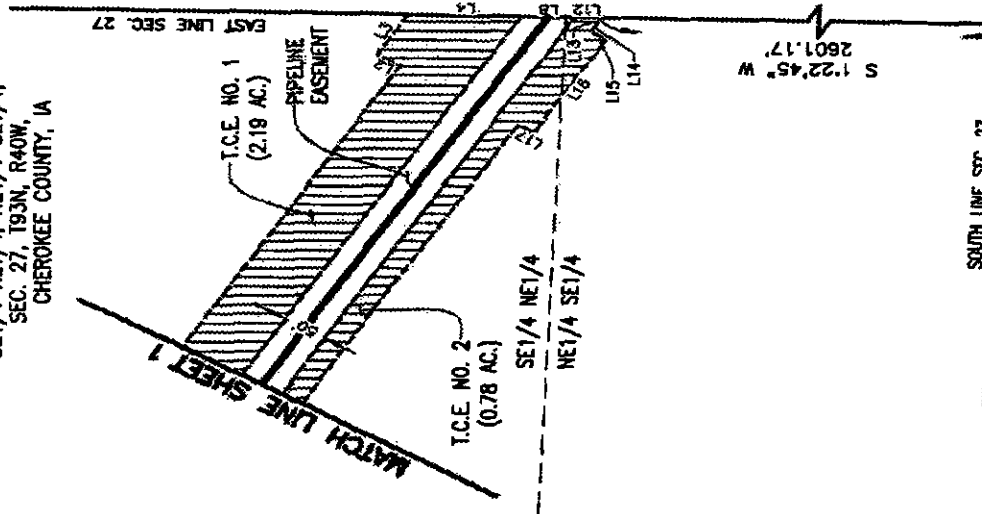
LENGTH OF PROPOSED PIPELINE: 1239.10 FEET = 75.10 RODS
 PIPELINE EASEMENT: (1.42 AC.)
 TEMPORARY CONSTRUCTION EASEMENT: (2.97 AC.)

CHEROKEE COUNTY, IOWA

SECTION 27, TOWNSHIP 93 NORTH, RANGE 40 WEST OF THE 5TH P.M.

IA-CH-050.000

FEE OWNER
LOIS MAE NELSON
 SE1/4 NE1/4, NE1/4 SE1/4,
 SEC. 27, T93N, R40W,
 CHEROKEE COUNTY, IA



T.C.E. No. 2 Line Table		
LINE #	LENGTH	BEARING
L11	1238.99'	S88°21'59"E
L12	24.85'	S1°22'45"W
L13	6.97'	N88°51'35"W
L14	13.55'	N58°21'59"W
L15	20.00'	S31°38'01"W
L16	150.00'	N58°21'59"W
L17	20.00'	N31°38'01"E
L18	1087.24'	N58°21'59"W
L19	28.00'	N1°0'34"E

T.C.E. No. 1 Line Table		
LINE #	LENGTH	BEARING
L1	1158.54'	S88°21'59"E
L2	30.00'	N31°38'01"E
L3	65.54'	S88°21'59"E
L4	121.56'	S1°22'45"W
L5	1239.22'	N58°21'59"W
L6	87.01'	N1°0'34"E

P.E. Line Table		
LINE #	LENGTH	BEARING
L7	1239.22'	S88°21'59"E
L8	57.88'	S1°22'45"W
L9	1238.99'	N58°21'59"W
L10	58.00'	N1°0'34"E

IA-CH-050.000

SHEET 2

WOOD GROUP MUSTANG, INC.
 1725 PARK ROW, HOUSTON, TX 77084
 TEL: 432-869-5000

REV.	DATE	BY	CHK.	DESCRIPTION
1	07/29/16	WAD	ERG	
0	07/26/16	JN	DM	

PROJECT NO. DAKOTA ACCESS PIPELINE 10385700

DAKOTA ACCESS, LLC

CHEROKEE COUNTY IOWA

DRAWN BY: JN DATE: 07/08/15 DWG. NO. IA-CH-050.000

CHECKED BY: DATE: REV. 1

SCALE: 1" = 200' APP:

SOUTH LINE SEC. 27
 SE COR. SEC. 27
 FND. 1/2" I.R.

CHEROKEE COUNTY, IOWA

SECTION 27, TOWNSHIP 93 NORTH, RANGE 40 WEST OF THE 5TH P.M.

Pipeline Easement Description

A 50.0 foot wide Pipeline Easement:

That part of the Southeast Quarter of the Northeast Quarter (SE ¼ NE ¼) and the Northeast Quarter of the Southeast Quarter (NE ¼ SE ¼) of Section 27, Township 93 North, of Range 40 West of the 5th P.M., Cherokee County, Iowa described as: Commencing at a 5/8" iron rod at the Northwest corner of the Northeast Quarter of said Section 27; thence S01°27'37"W 1318.87 feet along the West line of the Northeast Quarter of said Section 27; thence S87°23'01"E 1562.72 feet along the North line of the South Half of the Northeast Quarter of said Section 27, to the Northwest corner of the Lois Mae Nelson parcel as recorded in Instrument NO. 91-0849, Deed Records, Cherokee County, Iowa; thence S01°10'34"W 667.94 feet along the West line of said parcel to the Point of Beginning; thence S58°21'59"E 1,239.22 feet to the East line of said Section 27 and the East line of said parcel; thence S01°22'45"W 57.88 feet along said East line; thence N58°21'59"W 1,238.99 feet back to the West line of said parcel; thence N01°10'34"E 58.00 feet along said West line to the point of beginning. Said Pipeline Easement contains 1.42 Acres, more or less.


Temporary Construction Easement (T.C.E.)

Temporary Construction Easement #1: That part of the Southeast Quarter of the Northeast Quarter (SE ¼ NE ¼) and the Northeast Quarter of the Southeast Quarter (NE ¼ SE ¼) of Section 27, Township 93 North, of Range 40 West of the 5th P.M., Cherokee County, Iowa described as: Commencing at a 5/8" iron rod at the Northwest corner of the Northeast Quarter of said Section 27; thence S01°27'37"W 1318.87 feet along the West line of the Northeast Quarter of said Section 27; thence S87°23'01"E 1562.72 feet along the North line of the South Half of the Northeast Quarter of said Section 27, to the Northwest corner of the Lois Mae Nelson parcel as recorded in Instrument NO. 91-0849, Deed Records, Cherokee County, Iowa; thence S01°10'34"W 580.93 feet along the West line of said parcel to the Point of Beginning; thence S58°21'59"E 1,156.54 feet; thence N31°38'01"E 30.00 feet; thence S58°21'59"E 65.54 feet to the East line of said Section 27 and the East line of said parcel; thence S01°22'45"W 121.56 feet along said East line; thence N58°21'59"W 1,239.22 feet back to the West line of said parcel; thence N01°10'34"E 87.01 feet along said West line to the point of beginning. Said Temporary Construction Easement contains 2.19 Acres, more or less.

Temporary Construction Easement #2: That part of the Southeast Quarter of the Northeast Quarter (SE ¼ NE ¼) and the Northeast Quarter of the Southeast Quarter (NE ¼ SE ¼) of Section 27, Township 93 North, of Range 40 West of the 5th P.M., Cherokee County, Iowa described as: Commencing at a 5/8" iron rod at the Northwest corner of the Northeast Quarter of said Section 27; thence S01°27'37"W 1318.87 feet along the West line of the Northeast Quarter of said Section 27; thence S87°23'01"E 1562.72 feet along the North line of the South Half of the Northeast Quarter of said Section 27, to the Northwest corner of the Lois Mae Nelson parcel as recorded in Instrument NO. 91-0849, Deed Records, Cherokee County, Iowa; thence S01°10'34"W 725.94 feet along the West line of said parcel to the Point of Beginning; thence S58°21'59"E 1,238.99 feet to the East line of said Section 27 and the East line of said parcel; thence S01°22'45"W 24.85 feet along said East line; thence N88°51'35"W 6.97 feet; thence N58°21'59"W 13.55 feet; thence S31°38'01"W 20.00 feet; thence N58°21'59"W 150.00 feet; thence N31°38'01"E 20.00 feet; thence N58°21'59"W 1,067.24 feet back to the West line of said parcel; thence N01°10'34"E 29.00 feet along said West line to the point of beginning. Said Temporary Construction Easement contains 0.78 Acres, more or less.

SHEET 3

1	01/29/15	WAD	BRG
0	07/28/15	JN	DM
REV.	DATE	BY	CHK.
DESCRIPTION			



DAKOTA ACCESS, LLC

PROJECT NO. DAKOTA ACCESS PIPELINE 10395700		CHEROKEE COUNTY		IOWA	
DRAWN BY: JN		DATE: 07/08/15		DWG. NO.	
CHECKED BY:		DATE:		IA-CH-050.000	
SCALE: N.T.S.		APP.:		REV. 1	

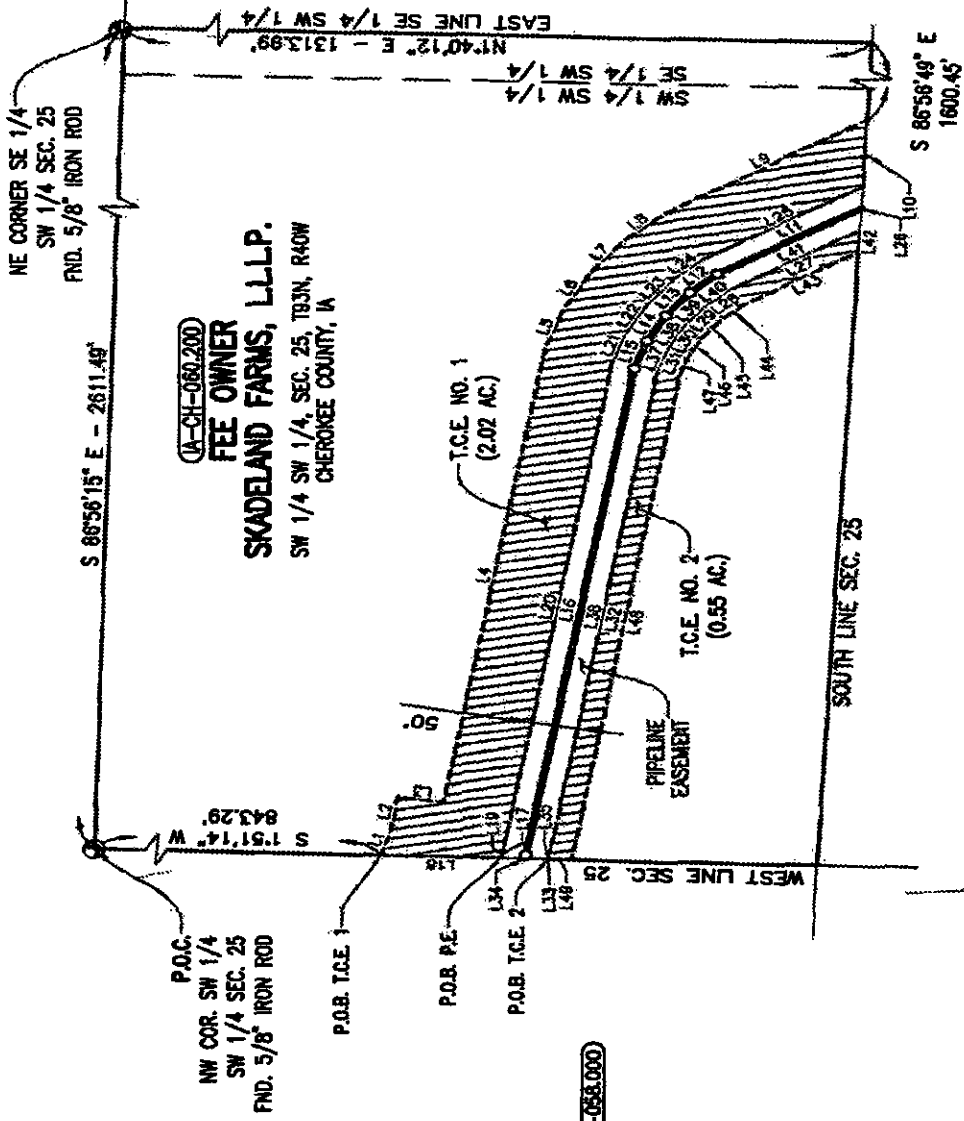


WOOD GROUP MUSTANG, INC.
 17325 PARK ROW, HOUSTON, TX 77084
 TEL: 1-832-809-8000

FILE: K:\PROJECTS\10395700\Access\DAK-Open\Drawings\Completed\W51W-CH-050.000.dwg PLOT DATE: 7/17/2015 BY: MUSTANG

CHEROKEE COUNTY, IOWA

SECTION 25, TOWNSHIP 93 NORTH, RANGE 40 WEST OF THE 5TH P.M.



IA-CH-060.200
FEE OWNER
SKADELAND FARMS, L.L.P.
 SW 1/4 SW 1/4, SEC. 25, T83N, R40W
 CHEROKEE COUNTY, IA

LAND SURVEYOR
BRADLEY R. GEATER
19828
 IOWA

LEGEND
 P.O.C. - POINT OF COMMENCEMENT
 P.O.B. - POINT OF BEGINNING
 P.E. - PIPELINE EASEMENT
 T.C.E. - TEMPORARY CONSTRUCTION EASEMENT
 ○ - SECTION OR QUARTER CORNER
 ● - FOUND MONUMENT

SCALE: 1" = 200'

NOTES:

- THIS DRAWING IS NOT TO BE CONSTRUED AS A BOUNDARY SURVEY. BOUNDARY LINES SHOWN IN THEIR APPROXIMATE LOCATION PER DEEDS/TITLE COMMITMENTS.
- BASIS OF BEARING: NAD 83, UTM ZONE 15, USSF

I HEREBY CERTIFY THAT THIS LAND SURVEYING DOCUMENT WAS PREPARED AND THE RELATED WORK WAS PERFORMED BY ME OR UNDER MY DIRECT PERSONAL SUPERVISION AND THAT I AM A DULY LICENSED LAND SURVEYOR UNDER THE LAWS OF THE STATE OF IOWA.

SIGNATURE: *Bradley R. Geater* DATE: 2/19/18
 BRADLEY R. GEATER LICENSE NUMBER 19828

McCLURE ENGINEERING COMPANY
 1360 NW 121ST ST, CLIVE, IOWA 50325, 515-864-1229
 MY LICENSE RENEWAL DATE IS DECEMBER 31, 2017
 PAGES OR SHEETS COVERED BY THIS SEAL: J SHEETS

CHEROKEE COUNTY		DATE: 07/13/15	DWG. NO.
DRAWN BY: CP	DATE:		
CHECKED BY:	DATE:		
SCALE: 1" = 200'			

REV.	DATE	BY	DESCRIPTION
1	07/29/15	CD	BRG
0	07/14/15	CP	RC

PROJECT NO. DAKOTA ACCESS PIPELINE 10395700

WOOD GROUP MUSTANG, INC.
 17235 PARK ROW, HOUSTON, TX 77064
 TEL: 1-832-609-8000

LENGTH OF PROPOSED PIPELINE: 1016.26 FEET = 61.59 RODS
 PIPELINE EASEMENT: (1.17 AC.)
 TEMPORARY CONSTRUCTION EASEMENT: (2.57 AC.)

FILE: E:\Borshoffs Services LLC\2018 Projects\11_201801_01: D3 Surveying Data\COMPLETED COVA-CH-060.200.dwg PLOT DATE: 2/16/2018 BY: CHRIS

CHEROKEE COUNTY, IOWA

SECTION 25, TOWNSHIP 93 NORTH, RANGE 40 WEST OF THE 5TH P.M.

LINE #	LENGTH	BEARING
L1	35.95'	S73°30'27"E
L2	47.47'	S79°57'32"E
L3	50.00'	S10°02'28"W
L4	825.56'	S79°57'32"E
L5	57.50'	S89°57'32"E
L6	57.50'	S59°57'32"E
L7	57.50'	S49°57'32"E
L8	57.50'	S39°57'32"E
L9	251.83'	S29°50'31"E
L10	89.31'	N86°56'49"W
L11	196.71'	N29°50'30"W
L12	44.37'	N39°57'32"W
L13	44.37'	N49°57'32"W
L14	44.37'	N59°57'32"W
L15	44.37'	N69°57'32"W
L16	673.51'	N79°57'32"W
L17	10.34'	N73°30'27"W
L18	128.19'	N1°31'14"E

LINE #	LENGTH	BEARING
L19	10.34'	S73°30'27"E
L20	673.51'	S79°57'32"E
L21	44.37'	S69°57'32"E
L22	44.37'	S59°57'32"E
L23	44.37'	S49°57'32"E
L24	44.37'	S39°57'32"E
L25	196.71'	S29°50'30"E
L26	59.54'	N86°56'49"W
L27	196.90'	N29°50'29"W
L28	35.63'	N39°57'32"W
L29	35.63'	N49°57'32"W
L30	35.63'	N59°57'32"W
L31	35.63'	N69°57'32"W
L32	671.96'	N79°57'32"W
L33	0.10'	N73°30'27"W
L34	51.68'	N1°31'14"E

LINE #	LENGTH	BEARING
L35	0.10'	S73°30'27"E
L36	671.96'	S79°57'32"E
L37	35.63'	S69°57'32"E
L38	35.63'	S59°57'32"E
L39	35.63'	S49°57'32"E
L40	35.63'	S39°57'32"E
L41	196.90'	S29°50'28"E
L42	20.77'	N86°56'49"W
L43	141.46'	N29°50'29"W
L44	31.25'	N39°57'32"W
L45	31.25'	N49°57'32"W
L46	31.25'	N59°57'32"W
L47	31.25'	N69°57'32"W
L48	666.27'	N79°57'32"W
L49	25.27'	N1°31'14"E

SHEET 2

1	07/20/16	CD	BRG	
0	07/14/16	CP	LC	
REV.	DATE	BY	DESCRIPTION	CHK.
PROJECT NO. DAKOTA ACCESS PIPELINE 10395700 WOOD GROUP MUSTANG, INC. 17265 PARK ROW, HOUSTON, TX 77064 TEL: 1-832-909-8600				

DAKOTA ACCESS, LLC	
CHEROKEE COUNTY	
DRAWN BY: CP CHECKED BY: SCALE: N.T.S.	DATE: 07/13/16 DATE: APP.:
IOWA	REV. 1
Dwg. No. IA-CH-080.200	

CHEROKEE COUNTY, IOWA

SECTION 25, TOWNSHIP 93 NORTH, RANGE 40 WEST OF THE 5TH P.M.

Pipeline Easement Description

A 50.0 foot wide Pipeline Easement:

That part of the Southwest Quarter of the Southwest Quarter (SW ¼ SW ¼) of Section 25, Township 93 North, Range 40 West of the 5th P.M., Cherokee County, Iowa described as Commencing at a 5/8" Iron Rod at the Northwest Corner of the Southwest Quarter of the Southwest Quarter also being the Northwest corner of the Skadeland Farms, L.L.L.P. parcel as recorded in Document No. 2011-2323, Deed Records, Cherokee County, Iowa; thence S01°51'14"W 972.48 feet along the West line of the Southwest Quarter of the Southwest Quarter and the West line of said parcel to the Point of Beginning. Thence S73°30'27"E 10.34 feet; thence S79°57'32"E 673.51 feet; thence S69°57'32"E 44.37 feet; thence S59°57'32"E 44.37 feet; thence S49°57'32"E 44.37 feet; thence S39°57'32"E 44.37 feet; thence S29°50'30"E 196.71 feet to the South line of the Southwest Quarter and said parcel; thence N86°56'49"W 59.54 feet along said South line; thence N29°50'29"W 159.90 feet; thence N39°57'32"W 35.63 feet; thence N49°57'32"W 35.63 feet; thence N59°57'32"W 35.63 feet; thence N69°57'32"W 35.63 feet; thence N79°57'32"W 671.96 feet; thence N73°30'27"W 0.10 feet back to West line of the Southwest Quarter and of said parcel; thence N01°51'14"E 51.68 feet along said West line of the Southwest Quarter and of said parcel at back to the Point of Beginning. Said Pipeline Easement contains 1.17 Acres, more or less.

Temporary Construction Easement

Temporary Construction Easement #1: That part of the Southwest Quarter of the Southwest Quarter (SW ¼ SW ¼) of Section 25, Township 93 North, Range 40 West of the 5th P.M., Cherokee County, Iowa described as Commencing at a 5/8" Iron Rod at the Northwest Corner of the Southwest Quarter of the Southwest Quarter also being the Northwest corner of the Skadeland Farms, L.L.L.P. parcel as recorded in Document No. 2011-2323, Deed Records, Cherokee County, Iowa; thence S01°51'14"W 843.29 feet along the West line of the Southwest Quarter of the Southwest Quarter and the West line of said parcel to the Point of Beginning. Thence S73°30'27"E 35.95 feet; thence S79°57'32"E 47.47 feet; thence S10°02'28"W 50.00 feet; thence S79°57'32"E 625.56 feet; thence S69°57'32"E 57.50 feet; thence S59°57'32"E 57.50 feet; thence S49°57'32"E 57.50; thence S39°57'32"E 57.50 feet; thence S29°50'31"E 251.93 feet to the South line the Southwest Quarter and of said parcel; thence N86°56'49"W 89.31 feet along said South line; thence N29°50'30"W 196.71 feet; thence N39°57'32"W 44.37 feet; thence N49°57'32"W 44.37 feet; thence N59°57'32"W 44.37 feet; thence N69°57'32"W 44.37 feet; thence N79°57'32"W 673.51 feet; thence N73°30'27"W 10.34 feet back to West line of said Southwest Quarter of the Southwest Quarter and of said parcel; thence N01°51'14"E 129.19 feet along said West line of the Southwest Quarter and of said parcel at back to the Point of Beginning. Said Temporary Construction Easement contains 2.02 Acres, more or less.

Temporary Construction Easement #2: That part of the Southwest Quarter of the Southwest Quarter (SW ¼ SW ¼) of Section 25, Township 93 North, Range 40 West of the 5th P.M., Cherokee County, Iowa described as Commencing at a 5/8" Iron Rod at the Northwest Corner of the Southwest Quarter of the Southwest Quarter also being the Northwest corner of the Skadeland Farms, L.L.L.P. parcel as recorded in Document No. 2011-2323, Deed Records, Cherokee County, Iowa; thence S01°51'14"W 1024.16 feet along the West line of the Southwest Quarter of the Southwest Quarter and the West line of said parcel to the Point of Beginning. Thence S73°30'27"E 0.10 feet; thence S79°57'32"E 671.96 feet; thence S69°57'32"E 35.63 feet; thence S59°57'32"E 35.63 feet; thence S49°57'32"E 35.63 feet; thence S39°57'32"E 35.63 feet; thence S29°50'29"E 159.90 feet to the South line of the Southwest Quarter and of said parcel; thence N86°56'49"W 29.77 feet along said South line; thence N29°50'29"W 141.49 feet; thence N39°57'32"W 31.25 feet; thence N49°57'32"W 31.25 feet; thence N59°57'32"W 31.25 feet; thence N69°57'32"W 31.25 feet; thence N79°57'32"W 666.27 feet back to West line of said Southwest Quarter of the Southwest Quarter and of said parcel; thence N01°51'14"E 25.27 feet along said West line of said Southwest Quarter and of said parcel at back to the Point of Beginning. Said Temporary Construction Easement contains 0.55 Acres, more or less.

SHEET 3

REV.	DATE	BY	DESCRIPTION	CHK.
1	07/29/18	CD		BRG
0	07/13/18	CP		KC



DAKOTA ACCESS, LLC

PROJECT NO. DAKOTA ACCESS PIPELINE 10395700

CHEROKEE COUNTY

IOWA



WOOD GROUP MUSTANG, INC.
17325 PARK ROW, HOUSTON, TX 77084
TEL: 1-832-808-8000

DRAWN BY: CP

DATE: 07/13/15

DWG. NO.

REV.

CHECKED BY:

DATE:

IA-CH-060.200

1

SCALE: N.T.S.

APP.:

CHEROKEE COUNTY, IOWA

SECTION 4, TOWNSHIP 92 NORTH, RANGE 39 WEST OF THE 5TH P.M.

NW COR.
SW 1/4 SEC. 4
FND. 5/8" I.R.

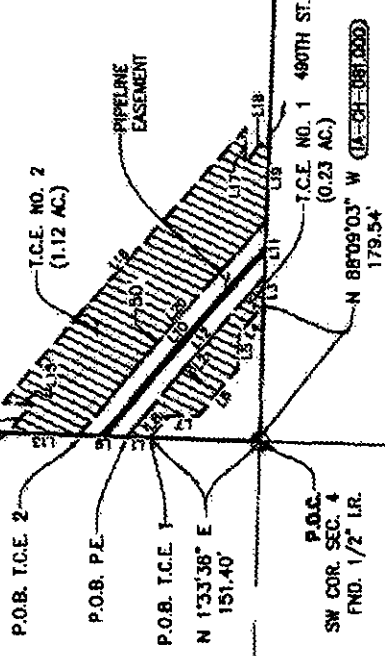
NW 1/4 SW 1/4
SW 1/4 SW 1/4

N 133°36' E - 2285.04'

IA-CH-019.000

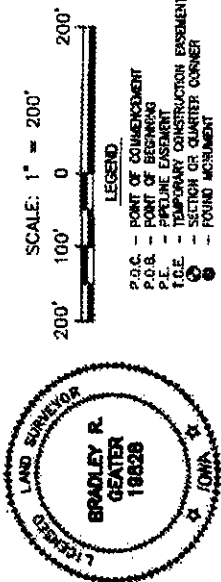
IA-CH-080.000

FEE OWNER
WILLIAM R. SMITH AND
ANNE C. SMITH
SW 1/4 SW 1/4, SEC. 4, T92N, R39W,
CHEROKEE COUNTY, IA



T.C.E. No. 1 Line Table			T.C.E. No. 2 Line Table		
LINE #	LENGTH	BEARING	LINE #	LENGTH	BEARING
L1	32.78'	N1°33'36"E	L13	98.35'	N1°33'36"E
L2	266.42'	S48°07'54"E	L14	51.17'	S48°07'54"E
L3	38.98'	N88°09'03"W	L15	39.60'	N1°07'35"E
L4	50.31'	N48°07'54"W	L16	501.57'	S48°07'54"E
L5	48.67'	N88°07'45"W	L17	48.66'	N88°07'30"W
L6	83.97'	N48°07'54"W	L18	50.18'	S48°07'54"E
L7	39.71'	N0°36'02"E	L19	116.63'	N88°09'03"W
L8	39.35'	N48°07'54"W	L20	388.38'	N48°07'54"W

P.E. Line Table		
LINE #	LENGTH	BEARING
L9	68.57'	N1°33'36"E
L10	388.38'	S48°07'54"E
L11	77.76'	N88°09'03"W
L12	286.42'	N48°07'54"W



SCALE: 1" = 200'

LEGEND

- P.O.B. - POINT OF BEGINNING
- P.E. - PIPELINE EASEMENT
- T.C.E. - TEMPORARY CONSTRUCTION EASEMENT
- SECTION OR QUARTER CORNER
- FOUND MONUMENT

NOTES:

- THIS DRAWING IS NOT TO BE CONSTRUED AS A BOUNDARY SURVEY. BOUNDARY LINES SHOWN IN THEIR APPROXIMATE LOCATION PER DEEDS/TITLE COMMENTS.
 - BASIS OF BEARINGS NAD 83, UTM ZONE 15, USSF
- I HEREBY CERTIFY THAT THIS LAND SURVEYING DOCUMENT WAS PREPARED AND THE RELATED WORK WAS PERFORMED BY ME OR UNDER MY DIRECT PERSONAL SUPERVISION AND THAT I AM A DAILY LICENSED LAND SURVEYOR UNDER THE LAWS OF THE STATE OF IOWA.
- SIGNATURE: BRADLEY R. GEATER DATE: [REDACTED]
LICENSE NUMBER 19628
- MACCLURE ENGINEERING COMPANY
1360 NW 121ST ST, CLIVE, IOWA 50325, 516-984-1229
MY LICENSE RENEWAL DATE IS DECEMBER 31, 2017
PAGES OR SHEETS COVERED BY THIS SEAL: 2 SHEETS

REV.	DATE	BY	DESCRIPTION
2	07/10/15	MM	
1	04/29/15	CD	
0	07/21/15	JAY	
		LAE	

PROJECT NO. DAKOTA ACCESS PIPELINE 10395700

WOOD GROUP MUSTANG, INC.
17335 PARK ROW, HOUSTON, TX 77084
TEL: 1-832-693-8600

CHEROKEE COUNTY
DRAWN BY: LAE DATE: 07/10/15 DWG. NO. IOWA
CHECKED BY: DATE: IA-CH-080.000
SCALE: 1" = 200' APP: 2

LENGTH OF PROPOSED PIPELINE: 337.40 FEET = 20.45 RODS
PIPELINE EASEMENT: (0.39 AC.)
TEMPORARY CONSTRUCTION EASEMENT: (1.35 AC.)

CHEROKEE COUNTY, IOWA

SECTION 4, TOWNSHIP 92 NORTH, RANGE 39 WEST OF THE 5TH P.M.

Pipeline Easement Description

A 50.0 foot wide Pipeline Easement:

That part of the Southwest Quarter of the Southwest Quarter (SW ¼ SW ¼) of Section 4, Township 92 North, Range 39 West of the 5th P.M., Cherokee County, Iowa described as: Commencing at a ½" Iron Rod at the Southwest corner of said Section 4, also being the Southwest corner of the William R. Smith and Anne C. Smith parcel as recorded in Instrument Number 94-0720, deed records, Cherokee County, Iowa; thence N01°33'36"E 124.18 feet along the West line of said Section 4 and the West line of said parcel to the Point of Beginning; thence continue N01°33'36"E 85.57 feet along said West line; thence S48°07'54"E 388.38 feet to the South line of said Section 4 and South line of said parcel; thence N88°09'03"W 77.76 feet along said South line; thence N48°07'54"W 286.42 feet to the Point of Beginning. Said Pipeline Easement contains 0.39 acres, more or less.

Temporary Construction Easement

Temporary Construction Easement #1: That part of the Southwest Quarter of the Southwest Quarter (SW ¼ SW ¼) of Section 4, Township 92 North, Range 39 West of the 5th P.M., Cherokee County, Iowa described as: Commencing at a ½" Iron Rod at the Southwest corner of said Section 4, also being the Southwest corner of the William R. Smith and Anne C. Smith parcel as recorded in Instrument Number 94-0720, deed records, Cherokee County; thence N01°33'36"E 151.40 feet along the West line of said Section 4 and the West line of said parcel to the Point of Beginning; thence continue N01°33'36"E 32.78 feet along said West line; thence S48°07'54"E 286.42 feet to the South line of said Section 4 and South line of said parcel; thence N88°09'03"W 38.88 feet along said South line; thence N48°07'54"W 50.31 feet; thence N88°07'45"W 46.67 feet; thence N48°07'54"W 83.97 feet; thence N00°56'02"E 39.71 feet; thence N48°07'54"W 39.38 feet to the Point of Beginning. Said Temporary Construction Easement contains 0.23 Acres, more or less.

Temporary Construction Easement #2: That part of the Southwest Quarter of the Southwest Quarter (SW ¼ SW ¼) of Section 4, Township 92 North, Range 39 West of the 5th P.M., Cherokee County, Iowa described as: Commencing at a ½" Iron Rod at the Southwest corner of said Section 4, also being the Southwest corner of the William R. Smith and Anne C. Smith parcel as recorded in Instrument Number 94-0720, deed records, Cherokee County; thence N01°33'36"E 248.75 feet along the West line of said Section 4 and the West line of said parcel to the Point of Beginning; thence continue N01°33'36"E 98.35 feet along said West line; thence S48°07'54"E 51.17 feet; thence N01°07'35"E 39.60 feet; thence S48°07'54"E 501.57 feet; thence N88°07'30"W 46.68 feet; thence S48°07'54"E 50.18 feet to the South line of said Section 4 and South line of said parcel; thence N88°09'03"W 116.63 feet along said South line; thence N48°07'54"W 388.38 feet to the Point of Beginning. Said Temporary Construction Easement contains 1.12 Acres, more or less.

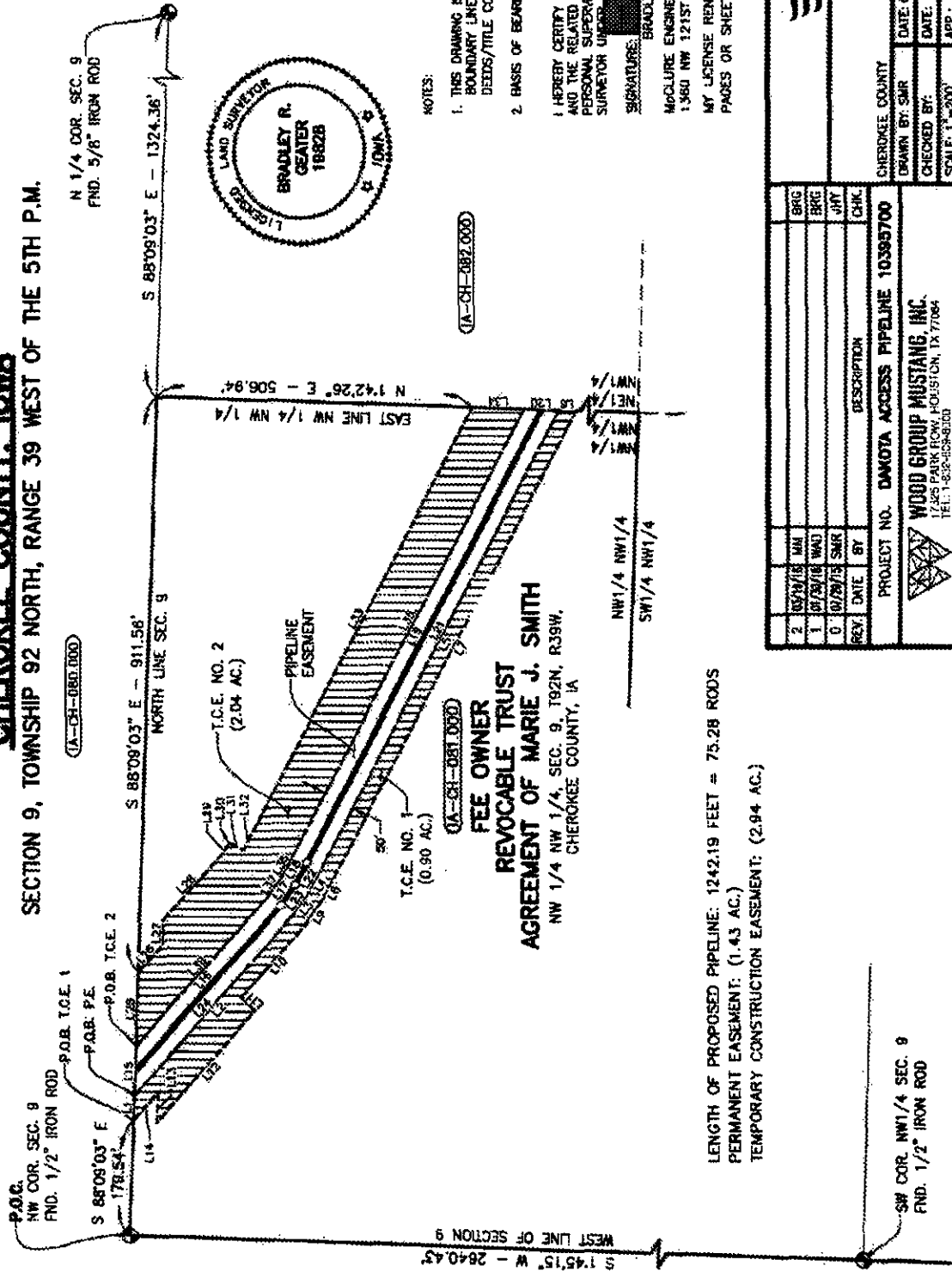
SHEET 2

2	05/19/15	MM		BRG	DAKOTA ACCESS, LLC
1	01/25/15	CD		BRG	
0	07/27/15	LAE		JRY	
REV.	DATE	BY	DESCRIPTION	CHK.	
PROJECT NO. DAKOTA ACCESS PIPELINE 10395700				CHEROKEE COUNTY	IOWA
WOOD GROUP MUSTANG, INC. 17385 PARK ROW, HOUSTON, TX 77064 TEL: 1-832-808-8000	DRAWN BY: LAE	DATE: 07/10/15	DWG. NO.	REV.	
	CHECKED BY:	DATE:	IA-CH-080.000	2	
	SCALE: N.T.S.	APP:			

P.L.S. - C:\Users\jerry\Documents\Projects\10395700\10395700.dwg

CHEROKEE COUNTY, IOWA

SECTION 9, TOWNSHIP 92 NORTH, RANGE 39 WEST OF THE 5TH P.M.



S 145°15' W - 2640.45'
WEST LINE OF SECTION 9

SW COR. NW1/4 SEC. 9
FND. 1/2" IRON ROD

LENGTH OF PROPOSED PIPELINE: 1242.19 FEET = 75.28 RODS
PERMANENT EASEMENT: (1.43 AC.)
TEMPORARY CONSTRUCTION EASEMENT: (2.94 AC.)

FEE OWNER
REVOCABLE TRUST
AGREEMENT OF MARIE J. SMITH
NW 1/4 NW 1/4, SEC. 9, T92N, R39W,
CHEROKEE COUNTY, IA



- NOTES:
- THIS DRAWING IS NOT TO BE CONSTRUED AS A BOUNDARY SURVEY. BOUNDARY LINES SHOWN IN THEIR APPROXIMATE LOCATION PER DEEDS/TITLE COMMITMENTS.
 - BASIS OF BEARING: NAD 83, UTM ZONE 15, USSF

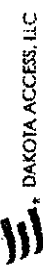
I HEREBY CERTIFY THAT THIS LAND SURVEYING DOCUMENT WAS PREPARED AND THE RELATED WORK WAS PERFORMED BY ME OR UNDER MY DIRECT PERSONAL SUPERVISION AND THAT I AM A DULY LICENSED LAND SURVEYOR UNDER THE LAWS OF THE STATE OF IOWA.

SIGNATURE: BRADLEY R. GEATER
DATE: [REDACTED]
LICENSE NUMBER: 18822B
McCLURE ENGINEERING COMPANY
1360 NW 121ST ST, CLIVE, IOWA 50325, 515-864-1229
MY LICENSE RENEWAL DATE IS DECEMBER 31, 2017
PAGES OR SHEETS COVERED BY THIS SEAL: 3 SHEETS

REV.	DATE	BY	DESCRIPTION	CHK.
2	05/29/15	MM		
1	07/29/15	WJ		
0	07/29/15	SMR		

PROJECT NO. DAKOTA ACCESS PIPELINE 10385700

WOOD GROUP MUSTANG INC.
17405 PARK BOW, HOUSTON, TX 77064
TEL: 1-832-652-8100



DAKOTA ACCESS LLC

CHEROKEE COUNTY	DATE: 07/29/15	DWG. NO.	IA-CH-081.000
DRAWN BY: SMR	DATE:		
CHECKED BY:	DATE:		
SCALE: 1"=200'	APP.:		

IOWA REV. 2

SHEET 1

CHEROKEE COUNTY, IOWA


SECTION 9, TOWNSHIP 92 NORTH, RANGE 39 WEST OF THE 5TH P.M.

T.C.E. No. 1 Line Table		
LINE #	LENGTH	BEARING
L1	39.88'	S88°09'03"E
L2	382.82'	S48°07'54"E
L3	43.08'	S55°16'00"E
L4	41.54'	S82°16'00"E
L5	823.08'	S62°20'21"E
L6	27.80'	S1°42'26"W
L7	833.27'	N62°20'21"W
L8	43.08'	N82°16'00"W
L9	48.18'	N55°16'00"W
L10	154.88'	N48°07'54"W
L11	30.00'	S41°52'06"W
L12	238.57'	N48°07'54"W
L13	46.53'	S88°16'48"E
L14	58.08'	N48°07'54"W

P.E. Line Table		
LINE #	LENGTH	BEARING
L15	77.75'	S88°09'03"E
L16	319.05'	S48°07'54"E
L17	36.81'	S55°16'00"E
L18	38.48'	S82°16'00"E
L19	798.72'	S62°20'21"E
L20	55.61'	S1°42'26"W
L21	823.08'	N62°20'21"W
L22	41.54'	N82°16'00"W
L23	43.08'	N55°16'00"W
L24	382.62'	N48°07'54"W

T.C.E. No. 2 Line Table		
LINE #	LENGTH	BEARING
L25	118.63'	S88°09'03"E
L26	58.26'	S48°07'54"E
L27	38.78'	S88°16'05"E
L28	138.48'	S48°07'54"E
L29	24.56'	S55°16'00"E
L30	3.43'	S62°15'58"E
L31	25.00'	S27°44'00"W
L32	28.86'	S82°16'00"E
L33	782.16'	S62°20'21"E
L34	83.41'	S1°42'25"W
L35	798.72'	N62°20'21"W
L36	38.48'	N82°16'00"W
L37	36.91'	N55°16'00"W
L38	318.96'	N48°07'54"W

SHEET 2

	<p style="text-align: center;">WOOD GROUP MUSTANG, INC. 17233 HARBORWAY HOUSTON TX 77064 TEL: 281-682-8820</p>
<p>PROJECT NO. DAKOTA ACCESS PIPELINE 10395700</p>	<p>CHEROKEE COUNTY IOWA</p>
<p>DATE: 07/25/15</p>	<p>DWG. NO. IA-CH-081.000</p>
<p>CHECKED BY:</p>	<p>DATE:</p>
<p>SCALE: N.T.S.</p>	<p>APP:</p>
<p>REV. 1</p>	<p>REV. 2</p>



DAKOTA ACCESS, LLC

CHEROKEE COUNTY, IOWA

SECTION 9, TOWNSHIP 92 NORTH, RANGE 39 WEST OF THE 5TH P.M.

Pipeline Easement Description

A 50.0 foot wide Pipeline Easement:

That part of the Northwest Quarter of the Northwest Quarter (NW ¼ NW ¼) of Section 9, Township 92 North, Range 39 West of the 5th P.M., Cherokee County, Iowa described as: Commencing at a ½" Iron Rod at the Northwest corner of said Section 9, also being the Northwest corner of the The Revocable Trust Agreement of Marie J. Smith as recorded in Document No. 94-2453, deed records, Cherokee County, Iowa; thence S88°09'03"E 218.42 feet along the North line of said Section 9 and the North line of said parcel to the Point of Beginning; thence continue S88°09'03"E 77.75 feet along said North line; thence S48°07'54"E 319.96 feet; thence S55°16'00"E 36.91 feet; thence S62°16'00"E 38.46 feet; thence S62°20'21"E 798.72 feet to the East line of the Northwest Quarter of the Northwest Quarter of said Section 9 and East line of said parcel; thence S01°42'26"W 55.61 feet along said East line; thence N62°20'21"W 823.08 feet; thence N62°16'00"W 41.54 feet; thence N55°16'00"W 43.09 feet; thence N48°07'54"W 382.62 feet to the Point of Beginning. Said Pipeline Easement contains 1.43 acres, more or less.

Temporary Construction Easement

Temporary Construction Easement #1: That part of the Northwest Quarter of the Northwest Quarter (NW ¼ NW ¼) of Section 9, Township 92 North, Range 39 West of the 5th P.M., Cherokee County, Iowa described as Commencing at a ½" Iron Rod at the Northwest corner of said Section 9, also being the Northwest corner of the The Revocable Trust Agreement of Marie J. Smith as recorded in Document No. 94-2453, deed records, Cherokee County, Iowa; thence S88°09'03"E 179.54 feet along the North line of said Section 9 and the North line of said parcel to the Point of Beginning; thence continue S88°09'03"E 38.88 feet along said North line; thence S48°07'54"E 382.62 feet; thence S55°16'00"E 43.09 feet; thence S62°16'00"E 41.54 feet; thence S62°20'21"E 823.08 feet to the East line of the Northwest Quarter of the Northwest Quarter of said Section 9 and East line of said parcel; thence S01°42'26"W 27.80 feet along said East line; thence N62°20'21"W 835.27 feet; thence N62°16'00"W 43.09 feet; thence N55°16'00"W 46.18 feet; thence N48°07'54"W 154.88 feet; thence S41°52'08"W 30.00 feet; thence N48°07'54"W 235.57 feet; thence S88°16'48"E 46.53 feet; thence N48°07'54"W 59.08 feet to the Point of Beginning. Said Temporary Construction Easement contains 0.90 Acres, more or less.

Temporary Construction Easement #2: That part of the Northwest Quarter of the Northwest Quarter (NW ¼ NW ¼) of Section 9, Township 92 North, Range 39 West of the 5th P.M., Cherokee County, Iowa described as Commencing at a ½" Iron Rod at the Northwest corner of said Section 9, also being the Northwest corner of the The Revocable Trust Agreement of Marie J. Smith as recorded in Document No. 94-2453, deed records, Cherokee County, Iowa; thence S88°09'03"E 296.18 feet along the North line of said Section 9 and the North line of said parcel to the Point of Beginning; thence continue S88°09'03"E 115.83 feet along said North line; thence S48°07'54"E 58.26 feet; thence S88°16'05"E 38.78 feet; thence S48°07'54"E 136.48 feet; thence S55°16'00"E 24.56 feet; thence S62°15'56"E 3.43 feet; thence S27°44'04"W 25.00 feet; thence S62°16'00"E 28.86 feet; thence S62°20'21"E 782.16 feet; to the East line of the Northwest Quarter of the Northwest Quarter of said Section 9 and East line of said parcel; thence S01°42'26"W 83.41 feet along said East line; thence N62°20'21"W 798.72 feet; thence N62°16'00"W 38.46 feet; thence N55°16'00"W 36.91 feet; thence N48°07'54"W 319.96 feet to the Point of Beginning. Said Temporary Construction Easement contains 2.04 Acres, more or less.


SHEET 3

1: NAD83 UTM Zone 18N, UTM Easting 650000, UTM Northing 6500000, UTM Spheroid: GRS80, UTM Datum: NAD83, UTM Units: Meter, UTM Projection: UTM

2	03/18/13	MM		BRG
1	01/28/13	WMD		BRG
0	07/28/13	SMR		JHY
REV.	DATE	BY	DESCRIPTION	CHK.



PROJECT NO. **DAKOTA ACCESS PIPELINE 10385700**

 **WOOD GROUP MUSTANG, INC.**

CHEROKEE COUNTY		IOWA	
DRAWN BY: SMR	DATE: 07/25/13	DWG. NO.	REV.
CHECKED BY:	DATE:	IA-CH-081.000	2
SCALE: N.T.S.	APP.:		

CHEROKEE COUNTY, IOWA

SECTION 9, TOWNSHIP 92 NORTH, RANGE 39 WEST OF THE 5TH P.M.

P.O.C.
NW COR. SEC. 9
FND. 1/2" I.R.

S 88°09'03" E - 1324.36'

S 88°09'03" E - 1324.36'

NORTH LINE SEC. 9

T.C.E. No. 1 Line Table		
LINE #	LENGTH	BEARING
L1	1473.86'	S82°20'21"E
L2	83.45'	S1°38'35"W
L3	1474.04'	N62°20'21"W
L4	83.41'	N1°42'28"E

(IA-CH-081.000)

NW1/4
NW1/4

P.E. Line Table		
LINE #	LENGTH	BEARING
L5	1474.04'	S62°20'21"E
L6	56.14'	S1°39'35"W
L7	15.11'	N53°44'58"W
L8	1460.25'	N62°20'21"W
L9	55.81'	N1°42'28"E

T.C.E. No. 2 Line Table		
LINE #	LENGTH	BEARING
L10	1460.25'	S81°20'21"E
L11	15.11'	S53°44'58"E
L12	24.91'	S1°39'35"W
L13	8.52'	N88°18'03"W
L14	20.13'	N53°44'58"W
L15	1448.20'	N62°20'21"W
L16	27.80'	N1°42'28"E

(IA-CH-083.000)

SW1/4
NW1/4

SW COR. NW1/4 SEC. 9
FND. 1/2" I.R.

LENGTH OF PROPOSED PIPELINE: 1474.06 FEET = 89.34 RODS
PIPELINE EASEMENT: (1.89 AC.)
TEMPORARY CONSTRUCTION EASEMENT: (3.39 AC.)

NE COR. NW1/4 SEC. 9
FND. 5/8" I.R.

(IA-CH-082.000)

FEE OWNER
WILLIAM R. SMITH AND
ANNE C. SMITH
NE 1/4 NW 1/4, SEC. 9, T92N, R39W
CHEROKEE COUNTY, IA



SCALE: 1" = 300'

- LEGEND:
- P.O.C. - POINT OF COMMENCEMENT
 - P.O.B. - POINT OF BEGINNING
 - P.L.E. - PIPELINE EASEMENT
 - T.C.E. - TEMPORARY CONSTRUCTION EASEMENT
 - SECTION OR QUARTER CORNER
 - FOUND MONUMENT

NOTES:

- THIS DRAWING IS NOT TO BE CONSTRUED AS A BOUNDARY SURVEY. BOUNDARY LINES SHOWN IN THEIR APPROXIMATE LOCATION PER DEEDS/TITLE COMMITMENTS.
- BASIS OF BEARING: NAD 83, UTM ZONE 18, USSF

I HEREBY CERTIFY THAT THIS LAND SURVEYING DOCUMENT WAS PREPARED AND THE RELATED WORK WAS PERFORMED BY ME OR UNDER MY DIRECT PERSONAL SUPERVISION AND THAT I AM A DULY LICENSED LAND SURVEYOR UNDER THE LAWS OF THE STATE OF IOWA.

SIGNATURE: DATE: _____
BRADLEY R. GEATER LICENSE NUMBER 188228
McCLURE ENGINEERING COMPANY
1380 NW 121ST ST, CLIVE, IOWA 50325, 515-964-1229
MY LICENSE RENEWAL DATE IS DECEMBER 31, 2017
PAGES OR SHEETS COVERED BY THIS SEAL: 2 SHEETS

CHEROKEE COUNTY		IOWA	
DRAWN BY: JR	DATE: 07/07/15	DWG. NO.	IA-CH-082.000
CHECKED BY:	DATE:	REV:	2
SCALE: 1" = 300'		AFF:	

REV.	DATE	BY	DESCRIPTION	CHK
2	03/09/18	BRG		
1	07/07/15	WAD		
0	07/07/15	JR		

PROJECT NO. DAKOTA ACCESS PIPELINE 10395700
WOOD GROUP MUSTANG, INC.
17325 PARK HWY, HOUSTON, TX 77064
TEL: 1-832-898-8060



SHEET 1

CHEROKEE COUNTY, IOWA

SECTION 9, TOWNSHIP 92 NORTH, RANGE 39 WEST OF THE 5TH P.M.

Pipeline Easement Description

A 50.0 foot wide Pipeline Easement:


That part of the Northeast Quarter of the Northwest Quarter (NE ¼ NW ¼) of Section 9, Township 92 North, Range 39 West of the 5th P.M., Cherokee County, Iowa described as: Commencing at a ½" Iron Rod at the Northwest Corner of said Section 9; thence S88°09'03"E 1,324.36 feet along North line of said Section 9 to the Northwest corner of said Northeast Quarter of the Northwest Quarter said corner also being the Northwest Corner of the William R. Smith and Anne C. Smith parcel recorded in Instrument Number 94-0720, deed Records, Cherokee County, Iowa; thence S01°42'26"W 590.35 along West line of said Northeast Quarter of the Northwest Quarter and West line of said parcel to the Point of Beginning; thence S62°20'21"E 1,474.04 feet to a point on the East line of said Northeast Quarter of the Northwest Quarter and East line of said parcel; thence S01°39'35"W 58.14 feet along said East line; thence N53°44'58"W 15.11 feet; thence N62°20'21"W 1,460.25 feet to a point on the West line of said Northeast Quarter of the Northwest Quarter and West line of said parcel; thence N01°42'26"E 55.61 feet along said West line to the Point of Beginning. Said Pipeline Easement contains 1.69 acres, more or less.

Temporary Construction Easement

Temporary Construction Easement #1: That part of the Northeast Quarter of the Northwest Quarter (NE ¼ NW ¼) of Section 9, Township 92 North, Range 39 West of the 5th P.M., Cherokee County, Iowa described as: Commencing at a ½" Iron Rod at the Northwest Corner of said Section 9; thence S88°09'03"E 1,324.36 feet along North line of said Section 9 to the Northwest corner of said Northeast Quarter of the Northwest Quarter said corner also being the Northwest Corner of the William R. Smith and Anne C. Smith parcel recorded in Instrument Number 94-0720, deed Records, Cherokee County, Iowa; thence S01°42'26"W 506.94 along West line of said Northeast Quarter of the Northwest Quarter and West line of said parcel to the Point of Beginning; thence S62°20'21"E 1,473.96 feet to a point on the East line of said Northeast Quarter of the Northwest Quarter and East line of said parcel; thence S01°39'35"W 83.45 feet along said East line; thence N62°20'21"W 1,474.04 feet to a point on the West line of said Northeast Quarter of the Northwest Quarter and West line of said parcel; thence N01°42'26"E 83.41 feet along said West line to the Point of Beginning. Said Temporary Construction Easement contains 2.54 Acres, more or less.

Temporary Construction Easement #2: That part of the Northeast Quarter of the Northwest Quarter (NE ¼ NW ¼) of Section 9, Township 92 North, Range 39 West of the 5th P.M., Cherokee County, Iowa described as: Commencing at a ½" Iron Rod at the Northwest Corner of said Section 9; thence S88°09'03"E 1,324.36 feet along North line of said Section 9 to the Northwest corner of said Northeast Quarter of the Northwest Quarter said corner also being the Northwest Corner of the William R. Smith and Anne C. Smith parcel recorded in Instrument Number 94-0720, deed Records, Cherokee County, Iowa; thence S01°42'26"W 645.96 along West line of said Northeast Quarter of the Northwest Quarter and West line of said parcel to the Point of Beginning; thence S62°20'21"E 1,460.25 feet; thence S53°44'58"E 15.11 feet to a point on the East line of said Northeast Quarter of the Northwest Quarter and East line of said parcel; thence S01°39'35"W 24.51 feet to the Southeast corner of said Northeast Quarter of the Northwest Quarter and the Southeast corner of said parcel; thence N88°16'03"W 8.52 feet along the South line of said Northeast Quarter of the Northwest Quarter and South line of said parcel; thence N53°44'58"W 20.13 feet; thence N62°20'21"W 1,446.20 feet to a point on the West line of said Northeast Quarter of the Northwest Quarter and West line of said parcel; thence N01°42'26"E 27.80 feet along said West line to the Point of Beginning. Said Temporary Construction Easement contains 0.85 Acres, more or less.

SHEET 2

	2	03/18/16	BRG					
	1	01/30/15	WAD					
	0	07/25/15	JR					
REV.	DATE	BY	DESCRIPTION			CHK.		
PROJECT NO. DAKOTA ACCESS PIPELINE 10385700								IOWA
		WOOD GROUP MUSTANG, INC. 17325 PARK ROW HOUSTON, TX 77064 TEL: 1-832-839-8398			CHEROKEE COUNTY		DAKOTA ACCESS, LLC	
		DRAWN BY: JR		DATE: 07/07/15		DWG. NO.		IA-CH-082.000
		CHECKED BY:		DATE:				
		SCALE: N.T.S.		APP:				

CHEROKEE COUNTY, IOWA

SECTION 15, TOWNSHIP 92 NORTH, RANGE 39 WEST OF THE 5TH P.M.

(IA-CH-090.000)

NE COR. SEC. 15
FND. RR SPIKE

S 88°25'14" E
1318.35'

N 1°45'21" E
187.09'

S 88°25'14" E
334.95'

P.O.B. T.C.E. 2

P.O.B. P.E.

P.O.B. T.C.E. 1

S 88°25'14" E - 744.94'

500TH ST.

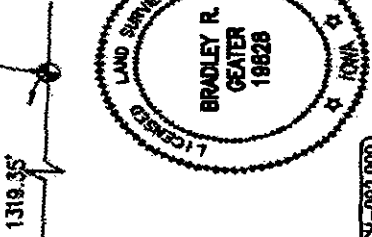
NORTH LINE
SEC. 15

P.O.C.
NW COR. NE 1/4 SEC. 15
FND. T POST

WEST LINE NW 1/4 NE 1/4

WEST LINE NW 1/4 NE 1/4

EAST LINE NW 1/4 NE 1/4



(IA-CH-092.000)

PIPELINE EASEMENT

T.C.E. NO. 1
(0.47 AC.)

PIPELINE EASEMENT

T.C.E. NO. 2
(0.90 AC.)

PIPELINE EASEMENT

TEMPORARY CONSTRUCTION EASEMENT

TEMPORARY CONSTRUCTION EASEMENT

TEMPORARY CONSTRUCTION EASEMENT

TEMPORARY CONSTRUCTION EASEMENT

TEMPORARY CONSTRUCTION EASEMENT

TEMPORARY CONSTRUCTION EASEMENT

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TEMPORARY CONSTRUCTION EASEMENT

TEMPORARY CONSTRUCTION EASEMENT

TEMPORARY CONSTRUCTION EASEMENT

FEE OWNER
WILLIAM JOHN LUETKEMAN AND
KIMBERLY SUE LUETKEMAN
NW 1/4 NE 1/4, SEC. 15, T92N, R39W,
CHEROKEE COUNTY, IA

(IA-CH-091.000)

(IA-CH-090.000)

(IA-CH-092.000)

(IA-CH-093.000)

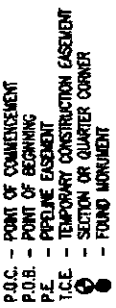
(IA-CH-094.000)

(IA-CH-095.000)

(IA-CH-096.000)

(IA-CH-097.000)

(IA-CH-098.000)



SCALE: 1" = 200'

LEGEND:
P.O.C. - POINT OF COMMENCEMENT
P.O.B. - POINT OF BEGINNING
P.E. - PIPELINE EASEMENT
T.C.E. - TEMPORARY CONSTRUCTION EASEMENT
SECTION OR QUARTER CORNER
FOUND MONUMENT

NOTES:

1. THIS DRAWING IS NOT TO BE CONSTRUED AS A BOUNDARY SURVEY. BOUNDARY LINES SHOWN IN THEIR APPROXIMATE LOCATION PER DEEDS/TITLE COMMITMENTS.

2. BASIS OF BEARING: NAD 83, UTM ZONE 15, USSF

I HEREBY CERTIFY THAT THIS LAND SURVEYING DOCUMENT WAS PREPARED AND THE RELATED WORK WAS PERFORMED BY ME OR UNDER MY DIRECT PERSONAL SUPERVISION AND THAT I AM A DAILY LICENSED LAND SURVEYOR UNDER THE LAWS OF THE STATE OF IOWA.

SIGNATURE: *Bradley R. Geater* DATE: 2/17/16
BRADLEY R. GEATER LICENSE NUMBER 19828

McCLURE ENGINEERING COMPANY
1360 NW 121ST ST, CLIVE, IOWA 50325, 515-964-1229
MY LICENSE RENEWAL DATE IS DECEMBER 31, 2017
PAGES OR SHEETS COVERED BY THIS SEAL: 2 SHEETS

SHEET 1

LENGTH OF PROPOSED PIPELINE: 568.17 FEET = 34.50 RODS
PIPELINE EASEMENT: (0.65 AC.)
TEMPORARY CONSTRUCTION EASEMENT: (1.37 AC.)

T.C.E. No. 1 Line Table	
LINE #	BEARING
L1	S88°25'14"E
L2	S55°38'03"E
L3	S1°45'21"W
L4	N55°38'03"W
L5	S34°01'54"W
L6	N55°38'03"W
L7	S88°48'23"E
L8	N55°38'03"W

T.C.E. No. 2 Line Table	
LINE #	BEARING
L13	S88°25'14"E
L14	S1°30'30"W
L15	S88°25'14"E
L16	S55°38'06"E
L17	S87°56'40"E
L18	S55°38'06"E
L19	S14°01'54"W
L20	S55°38'06"E
L21	S1°45'21"W
L22	N55°38'03"W

P.E. Line Table	
LINE #	BEARING
L9	S88°25'14"E
L10	S55°38'03"E
L11	S1°45'21"W
L12	N55°38'03"W

REV.	DATE	BY	DESCRIPTION
1	01/29/16	MM	BRG
0	02/25/16	SMR	JL
			CHK

PROJECT NO. DAKOTA ACCESS PIPELINE 10395700
WOOD GROUP MUSTANG, INC.
17205 PARK BOW, HOUSTON, TX 77084
TEL: 1-832-909-6000



CHEROKEE COUNTY, IOWA
DRAWN BY: SMR DATE: 06/27/15 DMC. NO.
CHECKED BY: DATE:
SCALE: 1" = 200' APP: IA-CH-091.000 REV. 1

CHEROKEE COUNTY, IOWA

SECTION 15, TOWNSHIP 92 NORTH, RANGE 39 WEST OF THE 5TH P.M.

Pipeline Easement Description

A 50.0 foot wide Pipeline Easement:

That part of the Northwest Quarter of the Northeast Quarter (NW ¼, NE ¼) of Section 15, Township 92 North, Range 39 West of the 5th PM, Cherokee County, Iowa described as: Commencing at a T-Post at the Northwest Corner of the Northeast Quarter of said Section 15; thence S88°25'14"E 791.53 feet along the North line of said Section 15, and along the North Line of the William John Luetkeman and Kimberly Sue Luetkeman parcel as recorded Instrument Number 2013-2402, Land Deed Records, Cherokee County to the Point of Beginning; Thence continuing S88°25'14"E 93.18 feet; thence S55°58'03"E 514.07 feet to a point on the East line of said parcel and the East line of said (NW ¼, NE ¼); thence S01°45'21"W 59.14 feet along said east line; thence N55°58'03"W 624.27 feet to the Point of Beginning. Said Pipeline Easement contains 0.65 Acres, more or less.


Temporary Construction Easement

Temporary Construction Easement #1: That part of the Northwest Quarter of the Northeast Quarter (NW ¼, NE ¼) of Section 15, Township 92 North, Range 39 West of the 5th PM, Cherokee County, Iowa described as: Commencing at a T-Post at the Northwest Corner of the Northeast Quarter of said Section 15; thence S88°25'14"E 744.94 feet along the North line of said Section 15, and along the North Line of the William John Luetkeman and Kimberly Sue Luetkeman parcel as recorded Instrument Number 2013-2402, Land Deed Records, Cherokee County to the Point of Beginning; Thence continuing S88°25'14"E 46.59 feet; thence S55°58'03"E 624.27 feet to a point on the East line of said parcel and the East line of said (NW ¼, NE ¼); thence S01°45'21"W 29.57 feet along said east line; thence N55°58'03"W 424.83 feet; thence S34°01'54"W 20.00 feet; thence N55°58'03"W 231.03 feet; thence S88°46'23"E 36.91 feet; thence N55°58'03"W 54.55 feet to the Point of Beginning. Said Temporary Construction Easement contains 0.47 Acres, more or less.

Temporary Construction Easement #2: That part of the Northwest Quarter of the Northeast Quarter (NW ¼, NE ¼) of Section 15, Township 92 North, Range 39 West of the 5th PM, Cherokee County, Iowa described as: Commencing at a T-Post at the Northwest Corner of the Northeast Quarter of said Section 15; thence S88°25'14"E 884.71 feet along the North line of said Section 15, and along the North Line of the William John Luetkeman and Kimberly Sue Luetkeman parcel as recorded Instrument Number 2013-2402, Land Deed Records, Cherokee County to the Point of Beginning; Thence continuing S88°25'14"E 99.69 feet; thence S01°30'30"W 5.00 feet; thence S88°25'14"E 48.02 feet; thence S55°58'06"E 47.12 feet; thence S87°56'40"E 56.65 feet; thence S55°58'06"E 206.68 feet; thence S34°01'54"W 30.00 feet; thence S55°58'06"E 37.49 feet to a point on the East line of said parcel and the East line of said (NW ¼, NE ¼); thence S01°45'21"W 88.76 feet along said east line; thence N55°58'03"W 514.07 feet to the Point of Beginning. Said Temporary Construction Easement contains 0.90 Acres, more or less.

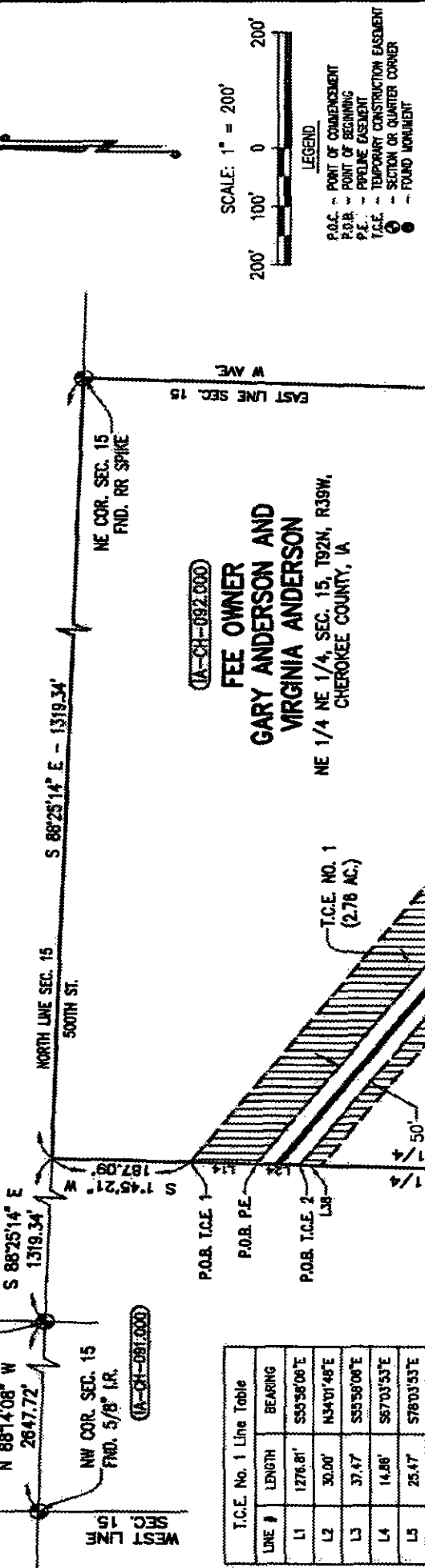
FILE: E:\Bucknolds_Services_ILCS\2016_Progect\11_201607_011_03_Surveying_DWG\COMPLETED\MAP\A-CH-091-000.dwg PLOT DATE: 2/16/2018 BY: CS/RS

SHEET 2

	 DAKOTA ACCESS, LLC																										
<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 10%;">REV.</td> <td style="width: 15%;">DATE</td> <td style="width: 15%;">BY</td> <td style="width: 50%;">DESCRIPTION</td> <td style="width: 10%;">CHK.</td> </tr> <tr> <td>1</td> <td>01/28/16</td> <td>MM</td> <td></td> <td>BRG</td> </tr> <tr> <td>0</td> <td>07/25/15</td> <td>SMR</td> <td></td> <td>JL</td> </tr> </table>	REV.	DATE	BY	DESCRIPTION	CHK.	1	01/28/16	MM		BRG	0	07/25/15	SMR		JL	<p>CHEROKEE COUNTY</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 30%;">DRAWN BY: SMR</td> <td style="width: 30%;">DATE: 06/27/15</td> <td style="width: 40%;">DWG. NO.</td> </tr> <tr> <td>CHECKED BY:</td> <td>DATE:</td> <td rowspan="2" style="text-align: center; vertical-align: middle;">IA-CH-091.000</td> </tr> <tr> <td>SCALE: N.T.S.</td> <td>APP:</td> </tr> </table>	DRAWN BY: SMR	DATE: 06/27/15	DWG. NO.	CHECKED BY:	DATE:	IA-CH-091.000	SCALE: N.T.S.	APP:	<p style="text-align: right;">IOWA</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 80%;">REV.</td> <td style="width: 20%; text-align: center;">1</td> </tr> </table>	REV.	1
REV.	DATE	BY	DESCRIPTION	CHK.																							
1	01/28/16	MM		BRG																							
0	07/25/15	SMR		JL																							
DRAWN BY: SMR	DATE: 06/27/15	DWG. NO.																									
CHECKED BY:	DATE:	IA-CH-091.000																									
SCALE: N.T.S.	APP:																										
REV.	1																										
<p>PROJECT NO. DAKOTA ACCESS PIPELINE 10395700</p> <p>WOOD GROUP MUSTANG, INC. 17325 PARK ROW, HOUSTON, TX 77084 TEL: 1-832-808-8000</p>																											

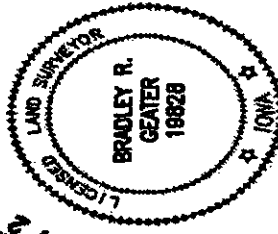
CHEROKEE COUNTY, IOWA

SECTION 15, TOWNSHIP 92 NORTH, RANGE 39 WEST OF THE 5TH P.M.



IA-CH-092.000

FEE OWNER
GARY ANDERSON AND
VIRGINIA ANDERSON
 NE 1/4 NE 1/4, SEC. 15, T92N, R39W,
 CHEROKEE COUNTY, IA



NOTES:

- THIS DRAWING IS NOT TO BE CONSTRUED AS A BOUNDARY SURVEY. BOUNDARY LINES SHOWN IN THEIR APPROXIMATE LOCATION PER DEEDS/TITLE COMMITMENTS.
- BASS OF BEARING: NAD 83, UTM ZONE 15, USSF

LINE #	LENGTH	BEARING
L25	1250.00'	S55°58'03"E
L26	45.19'	S87°03'53"E
L27	42.79'	S78°03'53"E
L28	178.45'	S79°50'17"E
L29	25.27'	S147°39'W
L30	48.16'	N79°50'17"W
L31	20.22'	S146°40'W
L32	140.81'	N79°50'17"W
L33	47.82'	N78°03'53"W
L34	19.37'	N67°03'53"W
L35	20.00'	N22°36'07"E
L36	32.58'	N67°03'53"W
L37	1238.64'	S55°58'03"W
L38	28.57'	N145°21"E

LINE #	LENGTH	BEARING
L1	1276.81'	S50°38'08"E
L2	30.00'	N43°01'48"E
L3	37.47'	S55°58'08"E
L4	14.86'	S67°03'53"E
L5	25.47'	S78°03'53"E
L6	108.05'	S79°50'17"E
L7	30.32'	S147°45'W
L8	48.20'	S79°50'17"E
L9	75.81'	S147°39'W
L10	171.32'	N79°50'17"W
L11	37.21'	N78°03'53"W
L12	35.52'	N67°03'53"W
L13	1278.73'	S55°58'03"W
L14	88.76'	N145°21"E

LINE #	LENGTH	BEARING
L15	1276.75'	S55°58'03"E
L16	35.52'	S67°03'53"E
L17	37.21'	S78°03'53"E
L18	171.32'	S79°50'17"E
L19	50.54'	S147°39'W
L20	178.45'	N79°50'17"W
L21	42.79'	N78°03'53"W
L22	45.19'	N67°03'53"W
L23	1250.00'	S55°58'03"W
L24	59.14'	N145°21"E

LENGTH OF PROPOSED PIPELINE: 1519.104 FEET = 92.07 RODS
 PIPELINE EASEMENT: (1.74 AC.)
 TEMPORARY CONSTRUCTION EASEMENT: (3.72 AC.)

REV.	DATE	BY	DESCRIPTION
1	01/20/16	MM	BRG
0	07/21/15	SMR	GMM

PROJECT NO. DAKOTA ACCESS PIPELINE 10395700

WOOD GROUP MUSTANG, INC.
 17323 PARK ROW, HOUSTON, TX 77084
 TEL: 1-632-809-8000

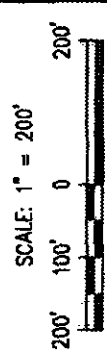


DAKOTA ACCESS, LLC

CHEROKEE COUNTY	DATE: 06/28/15	DWG. NO.
DRAWN BY: SMR	DATE:	IA-CH-092.000
CHECKED BY:	DATE:	1
SCALE: 1" = 200'	APP:	

P.O.C. NW COR. NE 1/4 SEC. 15
 FND. METAL T POST
 N 86°14'08" W
 2647.72'
 NW COR. SEC. 15
 FND. 5/8" IR.
 (IA-CH-081.000)

NORTH LINE SEC. 15
 SOUTH ST.
 S 88°25'14" E - 1319.34'
 NE COR. SEC. 15
 FND. RR SPIKE



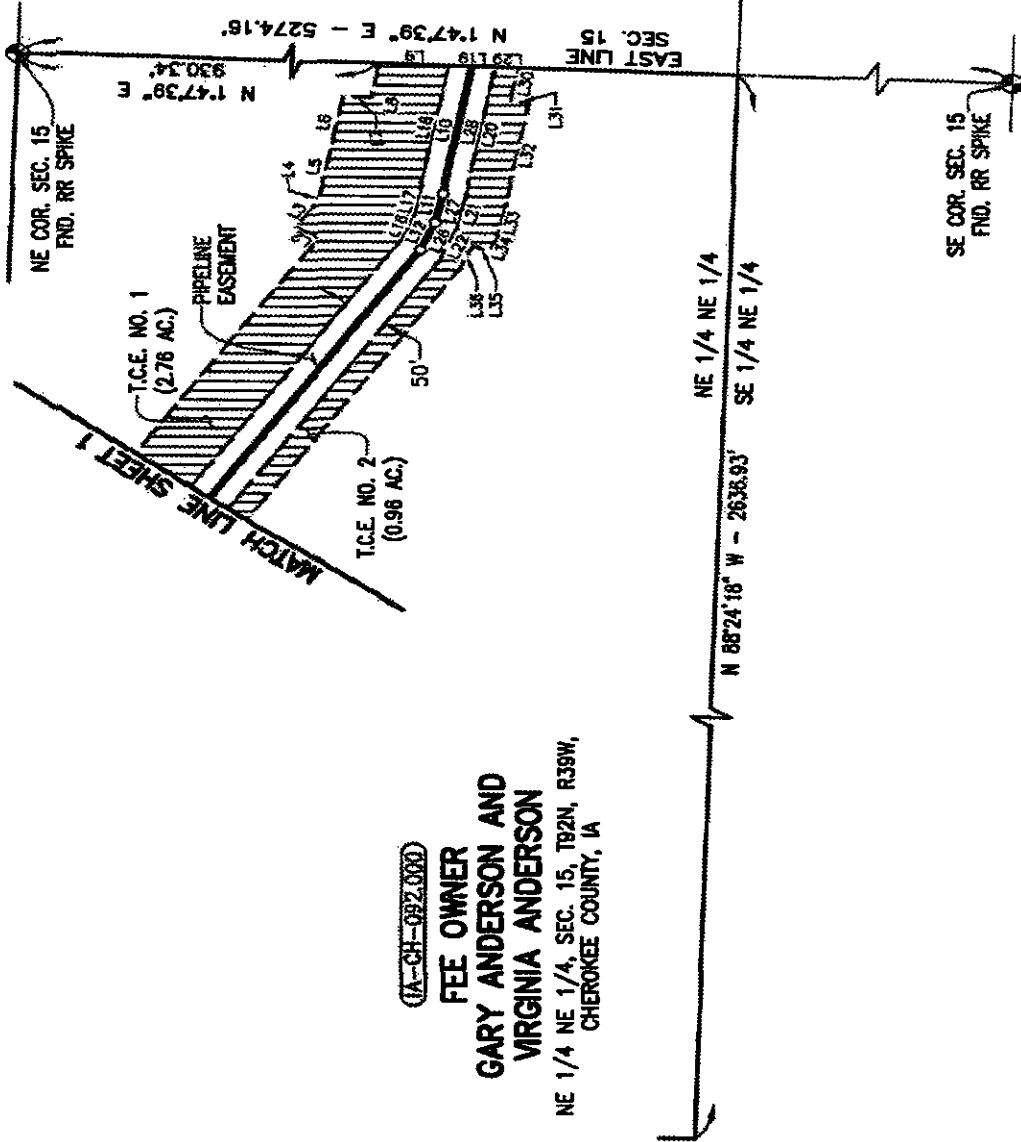
- LEGEND**
- P.O.C. - POINT OF COMMENCEMENT
 - P.O.B. - POINT OF BEGINNING
 - P.E. - PIPELINE EASEMENT
 - T.C.E. - TEMPORARY CONSTRUCTION EASEMENT
 - SECTION OR QUARTER CORNER
 - - FOUND MONUMENT

SIGNATURE: *Bradley R. Geater* DATE: 2/10/16
 BRADLEY R. GEATER LICENSE NUMBER 18828
 McCLURE ENGINEERING COMPANY
 1360 NW 121ST ST, CLIVE, IOWA 50325, 515-984-1229
 MY LICENSE RENEWAL DATE IS DECEMBER 31, 2017
 PAGES OR SHEETS COVERED BY THIS SEAL: 3 SHEETS

SHEET 1

CHEROKEE COUNTY, IOWA

SECTION 15, TOWNSHIP 92 NORTH, RANGE 39 WEST OF THE 5TH P.M.



(IA-CH-092.000)

FEE OWNER
GARY ANDERSON AND
VIRGINIA ANDERSON
 NE 1/4 NE 1/4, SEC. 15, T92N, R39W,
 CHEROKEE COUNTY, IA

SHEET 2

PROJECT NO. DAKOTA ACCESS PIPELINE 10395700

WOOD GROUP MUSTANG, INC.
 17325 PARK ROW, HOUSTON, TX 77084
 TEL: 1-832-869-8000

CHEROKEE COUNTY

DRAWN BY: SAR DATE: 08/29/15 DWG. NO. REV.

CHECKED BY: DATE: APP.: 1

SCALE: 1" = 200'

DAKOTA ACCESS, LLC

REV.	DATE	BY	DESCRIPTION	CHK.
1	01/20/16	MM	BRG	
0	07/27/15	SAR	GMM	

CHEROKEE COUNTY, IOWA

SECTION 15, TOWNSHIP 92 NORTH, RANGE 39 WEST OF THE 5TH P.M.

Pipeline Easement Description

A 50.0 foot wide Pipeline Easement:



That part of the Northeast Quarter of the Northeast Quarter (NE ¼ NE ¼) in Section 15, Township 92 North, Range 39 West of the 5th P.M., Cherokee County, Iowa described as Commencing at a Metal "T" Post at the Northwest Corner of the Northeast Quarter of said Section 15; thence S88°25'14"E, 1,319.34 feet to the Northwest Corner of the Northeast Quarter of the Northeast Quarter and being the Northern most corner of the Gary Anderson and Virginia Anderson parcel, recorded in Document Number 2013-0500, Office of the Recorder, Cherokee County, Iowa; thence S01°45'21"W, 275.85 feet along the West line of said Northeast Quarter of the Northeast Quarter and the West line of said parcel to the Point of Beginning; thence S55°58'03"E, 1,276.73 feet; thence S67°03'53"E, 35.52 feet; thence S78°03'53"E, 37.21 feet; thence S79°50'17"E, 171.32 feet to a point on the East line of said Section 15 and the East line of said parcel; thence S01°47'39"W, 50.54 feet along said East line; thence N79°50'17"W, 179.45 feet; thence N78°03'53"W, 42.79 feet; thence N67°03'53"W, 45.19 feet; thence N55°58'03"W, 1,250.00 feet to a point on the West line of said Northeast Quarter of the Northeast Quarter and the West line of said parcel; thence N01°45'21"E, 59.14 feet along said West line to the Point of Beginning. Said Pipeline Easement contains 1.74 Acres, more or less.

Temporary Construction Easement

Temporary Construction Easement #1: That part of the Northeast Quarter of the Northeast Quarter (NE ¼ NE ¼) in Section 15, Township 92 North, Range 39 West of the 5th P.M., Cherokee County, Iowa described as Commencing at a Metal "T" Post at the Northwest Corner of the Northeast Quarter of said Section 15; thence S88°25'14"E, 1,319.34 feet to the Northwest Corner of the Northeast Quarter of the Northeast Quarter and being the Northern most corner of the Gary Anderson and Virginia Anderson parcel, recorded in Document Number 2013-0500, Office of the Recorder, Cherokee County, Iowa; thence S01°45'21"W, 187.09 feet along the West line of said Northeast Quarter of the Northeast Quarter and the West line of said parcel to the Point of Beginning; thence S55°58'06"E, 1,276.81 feet; thence N34°01'48"E, 30.00 feet; thence S55°58'06"E, 37.47 feet; thence S67°03'53"E, 14.86 feet; thence S78°03'53"E, 25.47 feet; thence S79°50'17"E, 108.05 feet; thence S01°47'45"W, 30.32 feet; thence S79°50'17"E, 46.20 feet to a point on the East line of said Section 15 and the East line of said parcel; thence S01°47'39"W, 75.81 feet along said East line; thence N79°50'17"W, 171.32 feet; thence N78°03'53"W, 37.21 feet; thence N67°03'53"W, 35.52 feet; thence N55°58'03"W, 1,276.73 feet to a point on the West line of said Northeast Quarter of the Northeast Quarter and the West line of said parcel ; thence N01°45'21"E, 88.76 feet along said West line back to the Point of Beginning. Said Temporary Construction Easement contains 2.76 Acres, more or less.

Temporary Construction Easement #2: That part of the Northeast Quarter of the Northeast Quarter (NE ¼ NE ¼) in Section 15, Township 92 North, Range 39 West of the 5th P.M., Cherokee County, Iowa described as Commencing at a Metal "T" Post at the Northwest Corner of the Northeast Quarter of said Section 15; thence S88°25'14"E, 1,319.34 feet to the Northwest Corner of the Northeast Quarter of the Northeast Quarter and being the Northern most corner of the Gary Anderson and Virginia Anderson parcel, recorded in Document Number 2013-0500, Office of the Recorder, Cherokee County, Iowa; thence S01°45'21"W, 334.99 feet along the West line of said Northeast Quarter of the Northeast Quarter and the West line of said parcel to the Point of Beginning; thence S55°58'03"E, 1,250.00 feet; thence S67°03'53"E, 45.19 feet; thence S78°03'53"E, 42.79 feet; thence S79°50'17"E, 179.45 feet to a point on the East line of said Section 15 and the East line of said parcel; thence S01°47'39"W, 25.27 feet along said East line; thence N79°50'17"W, 46.16 feet; thence S01°46'40"W, 20.22 feet; thence N79°50'17"W, 140.61 feet; thence N78°03'53"W, 47.82 feet; thence N67°03'53"W, 19.37 feet; thence N22°56'07"E, 20.00 feet; thence N67°03'53"W, 32.58 feet; thence N55°58'03"W, 1,236.64 feet to a point on the West line of said Northeast Quarter of the Northeast Quarter and the West line of said parcel; thence N01°45'21"E, 29.57 feet along said West line to the Point of Beginning. Said Temporary Construction Easement contains 0.96 Acres, more or less.

SHEET 3

 DAKOTA ACCESS, LLC			
1	01/30/18	MM	BRG
0	07/27/15	SMR	GMM
REV.	DATE	BY	DESCRIPTION
PROJECT NO. DAKOTA ACCESS PIPELINE 10395700		CHEROKEE COUNTY	
 WOOD GROUP MUSTANG, INC. 17325 PARK ROW, HOUSTON, TX 77084 TEL: 1-832-809-8000		DRAWN BY: SMR	DATE: 06/29/15
		CHECKED BY:	DATE:
		SCALE: N.T.S.	APP.:
		DWG. NO.	REV.
		IA-CH-092.000	1

I:\WORKSPACE\PROJECTS\10395700\10395700.dwg PLOT DATE: 2/16/2018 BY: CHRIS

CHEROKEE COUNTY, IOWA

SECTION 24, TOWNSHIP 92 NORTH, RANGE 39 WEST OF THE 5TH P.M.

NW COR. SEC. 24
FND. 1/2" IRON ROD

N 88°17'08" W - 1321.10'

510TH STREET

N 88°17'06" W - 1321.10'

P.O.C.
NE COR. NE 1/4
NW 1/4 SEC. 24

NORTH LINE NE 1/4 NW 1/4

FND. 1/2" IRON ROD

(IA-CH-102.000)

FEE OWNER

SHERRILYN A. STEWART

NE 1/4 NW 1/4, SEC. 24, T92N, R39W,
CHEROKEE COUNTY, IA

(IA-CH-101.000)

EAST LINE NE 1/4 NW 1/4
S 1°19'33" W - 1049.40'

T.C.E. NO. 1
(2.88 AC.)

T.C.E. NO. 2
(0.94 AC.)

PIPELINE
EASEMENT

90'

NE 1/4 NW 1/4

P.O.B. T.C.E. 1

P.O.B. P.E.

P.O.B. T.C.E. 2

S 1°19'33" W
79.69'

LENGTH OF PROPOSED PIPELINE: 1638.86 FEET = 99.32 RODS

PIPELINE EASEMENT: (1.88 AC.)

TEMPORARY CONSTRUCTION EASEMENT: (3.82 AC.)

FENCE COR.

T.C.E. No. 1 Line Table

LINE #	LENGTH	BEARING
L1	93.06'	S119°33'W
L2	1618.93'	N52°22'17"W
L3	19.01'	N57°21'9"W
L4	146.92'	N116°34'E
L5	71.48'	S37°04'23"E
L6	50.00'	S37°37'43"W
L7	31.56'	S57°12'19"E
L8	1566.99'	S52°22'17"E

P.E. Line Table

LINE #	LENGTH	BEARING
L9	62.53'	S119°33'W
L10	15.64'	N50°56'30"W
L11	1823.63'	N52°22'17"W
L12	60.09'	N116°34'E
L13	19.01'	S57°12'19"E
L14	1818.93'	S52°22'17"E

T.C.E. No. 2 Line Table

LINE #	LENGTH	BEARING
L15	31.61'	S119°33'W
L16	34.67'	N50°56'30"W
L17	1604.92'	N52°22'17"W
L18	31.04'	N116°34'E
L19	1823.63'	S52°22'17"E
L20	15.64'	S50°56'30"E

REV.	DATE	BY	DESCRIPTION
1	07/20/16	CD	BRG
0	07/20/16	SMR	JHT

PROJECT NO. DAKOTA ACCESS PIPELINE 10396700

WOOD GROUP MUSTANG, INC.
1728 PARK ROW, HOUSTON, TX 77084
TEL: 1-832-903-9000

CHEROKEE COUNTY
DRAWN BY: SMR
CHECKED BY: DATE:
SCALE: 1" = 300'

IOWA
REV. 1

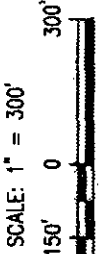
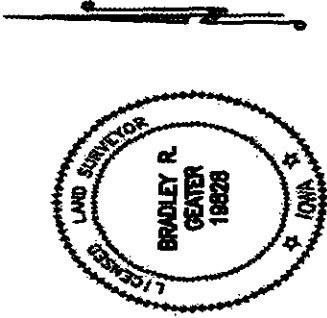
DWG. NO. 1A-CH-102.000

DATE: 07/25/16

APP.: DATE: SCALE: 1" = 300'



SHEET 1



LEGEND

- P.O.C. - POINT OF COMMENCEMENT
- P.O.B. - POINT OF BEGINNING
- P.E. - PIPELINE EASEMENT
- T.C.E. - TEMPORARY CONSTRUCTION EASEMENT
- - SECTION OR QUARTER CORNER
- - FOUND MONUMENT

NOTES:

1. THIS DRAWING IS NOT TO BE CONSTRUED AS A BOUNDARY SURVEY. BOUNDARY LINES SHOWN IN THEIR APPROXIMATE LOCATION PER DEEDS/TITLE COMMITMENTS.

2. BASIS OF BEARING: NAD 83, UTM ZONE 15, USSF

I HEREBY CERTIFY THAT THIS LAND SURVEYING DOCUMENT WAS PREPARED AND THE RELATED WORK WAS PERFORMED BY ME OR UNDER MY DIRECT PERSONAL SUPERVISION AND THAT I AM A DULY LICENSED LAND SURVEYOR UNDER THE LAWS OF THE STATE OF IOWA.

SIGNATURE: *Bradley R. Geater* DATE: 7/23/16
BRADLEY R. GEATER LICENSE NUMBER: 19828

McCLURE ENGINEERING COMPANY

1360 NW 121ST ST, CLIVE, IOWA 50325, 515-864-1229

MY LICENSE RENEWAL DATE IS DECEMBER 31, 2017

PAGES OR SHEETS COVERED BY THIS SCALE: 2 SHEETS

CHEROKEE COUNTY, IOWA

SECTION 24, TOWNSHIP 92 NORTH, RANGE 39 WEST OF THE 5TH P.M.

Pipeline Easement Description

A 50.0 foot wide Pipeline Easement:

That part of the Northeast Quarter of the Northwest Quarter (NE ¼ NW ¼) of Section 24, Township 92 North, Range 39 West of the 5th P.M., Cherokee County, Iowa described as Commencing at a ½" Iron Rod at the Northeast corner of the Northeast Quarter of the Northwest Quarter of said Section 24, also being the Northeast corner of the Sherrilyn A. Stewart parcel as recorded in Document Number 2012-2004, deed records, Cherokee County; thence S01°19'33"W 1,142.46 feet along the East line of said Northeast Quarter of the Northwest Quarter and the East line of said parcel to the Point of Beginning; thence continue S01°19'33"W 62.53 feet along said East line; thence N50°56'30"W 15.64 feet; thence N52°22'17"W 1623.63 feet to the West line of said Northeast Quarter of the Northwest Quarter and the West line of said parcel; thence N01°16'34"E 60.09 feet along said West line; thence S57°12'19"E 19.01 feet; thence S52°22'17"E 1618.93 feet to the Point of Beginning. Said Pipeline Easement contains 1.88 acres, more or less.

Temporary Construction Easement

Temporary Construction Easement #1: That part of the Northeast Quarter of the Northwest Quarter (NE ¼ NW ¼) of Section 24, Township 92 North, Range 39 West of the 5th P.M., Cherokee County, Iowa described as Commencing at a ½" Iron Rod at the Northeast corner of the Northeast Quarter of the Northwest Quarter of said Section 24, also being the Northeast corner of the Sherrilyn A. Stewart parcel as recorded in Document Number 2012-2004, deed records, Cherokee County; thence S01°19'33"W 1,049.40 feet along the East line of said Northeast Quarter of the Northwest Quarter and the East line of said parcel to the Point of Beginning; thence continue S01°19'33"W 93.06 feet along said East line; thence N52°22'17"W 1,618.93 feet; thence N57°12'19"W 19.01 feet to the West line of said Northeast Quarter of the Northwest Quarter and the West line of said parcel; thence N01°16'34"E 146.62 feet along said West line; thence S57°04'23"E 71.48 feet; thence S37°37'43"W 50.00 feet; thence S57°12'19"E 31.56 feet; thence S52°22'17"E 1,566.99 feet to the Point of Beginning. Said Temporary Construction Easement contains 2.88 Acres, more or less.

Temporary Construction Easement #2: That part of the Northeast Quarter of the Northwest Quarter (NE ¼ NW ¼) of Section 24, Township 92 North, Range 39 West of the 5th P.M., Cherokee County, Iowa described as Commencing at a ½" Iron Rod at the Northeast corner of the Northeast Quarter of the Northwest Quarter of said Section 24, also being the Northeast corner of the Sherrilyn A. Stewart parcel as recorded in Document Number 2012-2004, deed records, Cherokee County; thence S01°19'33"W 1,204.99 feet along the East line of said Northeast Quarter of the Northwest Quarter and the East line of said parcel to the Point of Beginning; thence continue S01°19'33"W 31.61 feet along said East line; thence N50°56'30"W 34.67 feet; thence N52°22'17"W 1,604.92 feet to the West line of said Northeast Quarter of the Northwest Quarter and the West line of said parcel; thence N01°16'34"E 31.04 feet along said West line; thence S52°22'17"E 1623.63 feet; thence S50°56'30"E 15.64 feet to the Point of Beginning. Said Temporary Construction Easement contains 0.94 Acres, more or less.

SHEET 2

FILE: E:\Buckroods Services LLC\2018 Projects\11_201801_011_03_Surveying\Chris DAPI_Plan\COMPLETED_CD\A-CH-102-000.dwg PLOT DATE: 2/1/2018 BY: CSRS

DAKOTA ACCESS, LLC			
1	01/30/18	CD	BRG
0	07/25/18	SMR	JHY
REV.	DATE	BY	DESCRIPTION
PROJECT NO. DAKOTA ACCESS PIPELINE 10305700			
WOOD GROUP MUSTANG, INC.		CHEROKEE COUNTY	
DRAWN BY: SMR		DATE: 07/25/18	
CHECKED BY:		DATE:	
SCALE: 1" = 300'		APP.:	
DWG. NO. IA-CH-102.000			IOWA
REV. 1			1

**IN THE THIRD JUDICIAL DISTRICT OF IOWA
CHEROKEE COUNTY**

<p>IN THE MATTER OF THE CONDEMNATION OF CERTAIN RIGHTS IN LAND TO CONSTRUCT, OWN, OPERATE AND MAINTAIN PIPELINE FACILITIES FOR THE TRANSPORTATION OF HAZARDOUS LIQUIDS BY DAKOTA ACCESS, LLC</p>	<p>ORDER APPOINTING COMPENSATION COMMISSIONERS BY THE CHIEF JUDGE OF THE THIRD JUDICIAL DISTRICT</p>
---	---

An Application having been filed with me by Dakota Access, LLC for the appointment of a compensation commission to assess and appraise the damages sustained by reason of the condemnation of certain specified rights in certain land described in the Application filed in the above-captioned matter, I hereby DESIGNATE, SELECT, and APPOINT the following persons to serve as the compensation commissioners of Commission "A" in this matter:

Name	Address	Qualifications
Bill Luetkeman	4609 W Avenue, Aurelia, Iowa 51005	Owner of Agricultural Property
Jon Dorr	521 450th Street, Marcus, Iowa 51035	Owner of Agricultural Property
Joan Ballantyne	P.O. Box 734, Cherokee, Iowa 51012	Licensed Real Estate Broker/Salesperson
Gary Bowers	501 W Main, Cherokee, Iowa 51012	Licensed Real Estate Broker/Salesperson
Jeff Hayes	1030 S Second Street, Cherokee, Iowa 51012	Knowledgeable of Property Values by Virtue of Occupation
Leon Klotz	1325 Greta Street, #1, Cherokee, Iowa 51012	Knowledgeable of Property Values by Virtue of Occupation

I further designate, select, and appoint the above-named **Jeff Hayes** to act as Chairperson of Commission A.

I hereby DESIGNATE, SELECT, and APPOINT Commission A to assess the damages with respect to Tract Numbers IA-CH-032.000, IA-CH-028.000, IA-CH-021.00, IA-CH-008.000, IA-CH-102.000, IA-CH-092.000, IA-CH-082.000, IA-CH-080.000, and IA-CH-081.000.

I further hereby DESIGNATE, SELECT, and APPOINT the following persons to serve as the compensation commissioners of Commission "B" in this matter:

Name	Address	Qualifications
Greyling Fredericksen	5822 Y Avenue, Aurelia, Iowa 51005	Owner of Agricultural Property
Neal Rupp	1017 610 th Street, Quimby, Iowa 51049	Owner of Agricultural Property
Frank Escue	215 E Main, Cherokee, Iowa 51012	Licensed Real Estate Broker/Salesperson
Andy Carlson	200 W. Main, Cherokee, Iowa 51012	Licensed Real Estate Broker/Salesperson
Cindy Krause	404 Hill Street, Aurelia, Iowa 51005	Knowledgeable of Property Values by Virtue of Occupation
Carl Nelson	601 Reagan Street, Marcus, Iowa 51035	Knowledgeable of Property Values by Virtue of Occupation

I further designate, select, and appoint the above-named Cindy Krause to act as Chairperson of Commission B.

I hereby DESIGNATE, SELECT, and APPOINT Commission B to assess the damages with respect to Tract Numbers IA-CH-025.000, IA-CH-026.000, IA-CH-091.000, IA-CH-060.200, IA-CH-050.000, IA-CH-048.000, and IA-CH-40.501.

I further designate, select, and appoint the members of Commission A to be available to serve as alternate members of Commission B, in the event that any of the members of Commission B having the same qualifications are unable to serve for any reason.

I further designate, select, and appoint the members of Commission B to be available to serve as alternate members of Commission A, in the event that any of the members of Commission A having the same qualifications are unable to serve for any reason.

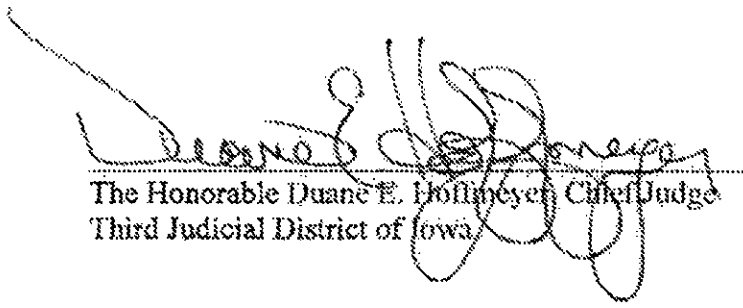
I further designate, select, and appoint the following persons to serve as alternate members of either Commission A or Commission B in the event that a person having the same qualifications on either Commission A or Commission B is unable to serve for any reason.

Names	Address	Qualifications
1. Sandy Siegel 2. Denny Paltz 3. Cindy Wilberding	1. 125 E Main, Cherokee, Iowa 51012 2. 200 W Main, Cherokee, Iowa 51012 3. 200 W Main, Cherokee, Iowa 51012	Licensed Real Estate Salesperson or Broker
1. Chris Jenness 2. Les Todd 3. Julie Dhabalt	1. 401 W Main, Box 518, Cherokee, Iowa 51012 2. 5297 V Avenue, Aurelia, Iowa 51005 3. 401 W Main Street, Cherokee, Iowa 51012	Knowledgeable of Property Values by Virtue of Occupation
1. Jerry Johnson 2. Nate Patterson 3. Roger Woliman	1. 5749 E Avenue, Marcus, Iowa 51035 2. 5539 R Avenue, Cherokee, Iowa 51012 3. 5303 O Avenue, Cherokee, Iowa 51012	Agricultural Owner

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

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

Dated at Sioux City, Iowa, this 10th day of May, 2016.


The Honorable Duane E. Hollmeyer, Chief Judge
Third Judicial District of Iowa

Filed in my office at Cherokee, Iowa, this 10th day of May, 2016.


Barbara Staver Aul
Sheriff of Cherokee County, Iowa

#1282



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 _____
2. The real property subject to the Application is located in _____ County.
3. The date the condemnation application was filed by the undersigned County Recorder is _____ month, _____ day, _____ year.
4. The attached Condemnation Application is filed of record at Document # _____
Book _____, Page _____.

County Recorder for

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 Dakota Access
2. The corresponding Condemnation Application to this Sheriff's Statement was filed of record at Document # 2016-0853, Book 2016, Page 0853 and a copy was sent to the Secretary of State.
3. The attached Sheriff's Statement was filed of record at Document # 2016-1354
Book 2016, Page 1354; on July month, 14 day, 2016 year.

County Recorder for
Cherokee 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 2016 1354

Book 2016 Page 1354 Type 06 016 Pages 36
Date 7/14/2016 Time 11:03 AM
Rec Amt \$182.00 Aud Amt \$5.00

Mark Murphy, RECORDER
CHEROKEE IA

SHERIFF'S STATEMENT
Recorder's Cover Sheet

Preparer Information: Cherokee County Sheriff's Dept. 111 N 5th St. Cherokee, Iowa 51012
(712) 225-6728

Taxpayer Information:

Return Address: Cherokee County Sheriff's Dept. 111 N 5th St. Cherokee, Iowa 51012 (712)
225-6728

Grantors: see attached

Grantees: see attached

Legal Description: see attached

Document or instrument number if applicable: 2016 0853

IN THE SHERIFF'S OFFICE OF CHEROKEE COUNTY

IN THE MATTER OF THE
CONDEMNATION OF CERTAIN LANDS TO
CONSTRUCT, OWN, OPERATE, AND
MAINTAIN PIPELINE FACILITIES FOR
TRANSPORTATION OF HAZARDOUS
LIQUIDS BY DAKOTA ACCESS, LLC

AFFIDAVIT OF FINAL OFFER

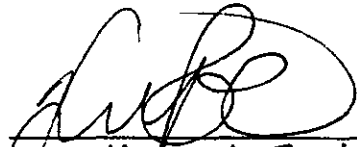
Parcel No(s): IA-CH-028.000

Landowner(s): Marvin Zoch & Bonnie Zoch

STATE OF IOWA)
COUNTY OF CHEROKEE) ss:

The undersigned counsel for the Applicant in the above captioned matter, pursuant to Iowa Code § 6B.33, states that the most recent offer made to the Landowner(s) identified above for the property sought to be condemned in the above-captioned matter was \$135,000.00 for all interests in the above-identified parcel(s) sought to be condemned in the above captioned matter.

Dated this 13 day of JUNE, 2016.


Name: Howard Roston
Fredrikson & Byron P.A.
505 East Grand Avenue, Suite 200
Des Moines, Iowa 50309
ATTORNEYS FOR DAKOTA ACCESS, LLC

Subscribed and sworn to before me by the above-named Howard Roston
on this 13th day of JUNE, 2016.


Notary Public in the State of IOWA



IN THE SHERIFF'S OFFICE OF CHEROKEE COUNTY

IN THE MATTER OF THE
CONDEMNATION OF CERTAIN LANDS TO
CONSTRUCT, OWN, OPERATE, AND
MAINTAIN PIPELINE FACILITIES FOR
TRANSPORTATION OF HAZARDOUS
LIQUIDS BY DAKOTA ACCESS, LLC

REPORT OF COMPENSATION
COMMISSIONERS

Parcel No(s). IA-CH-028.000

Landowner(s): Marvin Zoch & Bonnie Zoch

TO: THE SHERIFF OF Cherokee COUNTY, IOWA

We have inspected the property described on Attachment A hereto and have assessed the damage which the person(s) claims an interest in the property will sustain as a result of the acquisition of the property interest by Dakota Access, LLC through eminent domain proceedings.

After 1 day(s) of deliberation, on the 13th day of June, 2016, we have determined that the actual damages for the condemnation of the property is as set forth below:

For the taking of the property interests as described in Attachment A, we award to: Marvin F. Zoch & Bonnie J. Zoch (names of parties) the amount of \$ 103,640.⁰⁰

Attorneys' fees (if allowed) are awarded in the amount of \$ _____.

The following information was used by the Commission in assessing the damages:

Appraisal information provided.
CSR Valuar

[Signature Page Follows]

**Note to Commissioners: Attach additional sheets, if needed, to describe information relied on, and make reference to documents relied on (e.g. appraisals) in assessing damages for the taking. Also attach Meetings of Deliberations.*

WITNESS OUR HANDS at Charoake, Iowa, on this 13th day of June, 2016.

Signature: [Signature]
Name: Jeffrey L. Hayes

Signature: [Signature]
Name: Greyling & Frederic, Isen

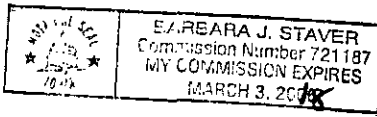
Signature: [Signature]
Name: Joan Ballantyne

Signature: [Signature]
Name: BARRY BOWEN

Signature: [Signature]
Name: Neal Rupp

Signature: [Signature]
Name: LEON KLOTE

Subscribed and sworn to before me this 13 day of June, 2016.



[Signature]
Notary Public in and for the State of Iowa

Filed in my office this 13th day of June, 2016.

[Signature]
Sheriff of Charoake County, Iowa

By: _____, Deputy

MINUTES OF DELIBERATION OF COMPENSATION COMMISSION

Date 06.13.2016 Time 1:00^{PM} Place Charoker, Iowa

Project: Dakota Access Pipeline

Commissioners Present: Jeffrey G Hayes Neal Rupp
Gregory Frederickson Gary Bowers
Jean Ballantyne Leon Klotz

Condemner (and/or Attorney):

Witness(es) for Condemner:

Condemnee (and/or Attorney):

Witness(es) for Condemnee:

The Commissioners made their decision based on the following documents and information received for consideration in arriving at the award(s):

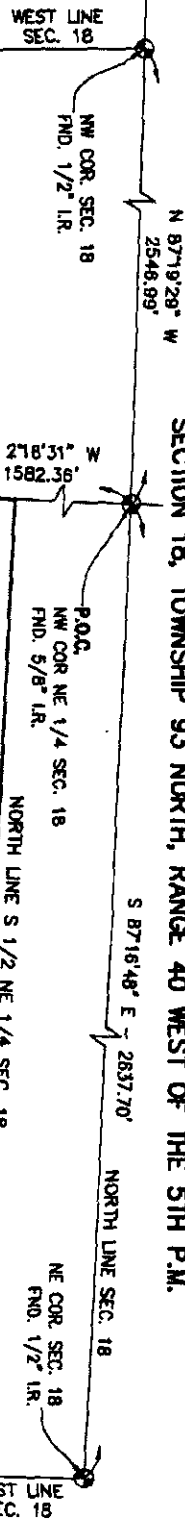
The Commissioners vote on the award was by a majority of commissioners, including the following commissioners:

Signature: <u>[Signature]</u>	Signature: <u>Neal Rupp</u>
Name: <u>Jeffrey G Hayes</u>	Name: <u>Neal Rupp</u>
Signature: <u>[Signature]</u>	Signature: <u>Gary Bowers</u>
Name: <u>Gregory Frederickson</u>	Name: <u>Gary Bowers</u>
Signature: <u>Jean Ballantyne</u>	Signature: <u>Leon Klotz</u>
Name: <u>Jean Ballantyne</u>	Name: <u>LEON KLOTZ</u>

**The commission shall keep minutes of all its meetings showing the date, time and place, the members present, and the action taken at each meeting. The minutes shall show the results of each vote taken and information sufficient to indicate the vote of each member present. The minutes shall be public records open to public inspection. Iowa Code § 6B.14.*

CHEROKEE COUNTY, IOWA

SECTION 18, TOWNSHIP 93 NORTH, RANGE 40 WEST OF THE 5TH P.M.

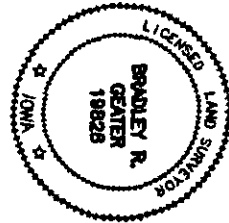


IA-CH-028.000

IA-CH-028.000

FEE OWNER
MARVIN ZOCH AND
BONNIE ZOCH

SW 1/4 NE 1/4, SE 1/4 NE 1/4,
 SEC. 18, T93N, R40W,
 CHEROKEE COUNTY, IA



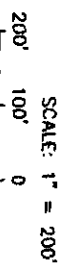
NOTES:

1. THIS DRAWING IS NOT TO BE CONSIDERED AS A BOUNDARY SURVEY. BOUNDARY LINES SHOWN IN THEIR APPROPRIATE LOCATION PER DEEDS/TITLE COMMITMENTS.
2. BASIS OF BEARINGS: NAD 83, UTM ZONE 15, USFS

I HEREBY CERTIFY THAT THIS LAND SURVEYING DOCUMENT WAS PREPARED AND THE RELATED WORK WAS PERFORMED BY ME OR UNDER MY DIRECT PERSONAL SUPERVISION AND THAT I AM A DULY LICENSED LAND SURVEYOR UNDER THE LAWS OF THE STATE OF IOWA.

SIGNATURE: *Bradley R. Geater* DATE: 2/1/16
 BRADLEY R. GEATER LICENSE NUMBER 19828

MACQUIRE ENGINEERING COMPANY
 1360 NW 121ST ST, CLIVE, IOWA 50325, 515-964-1229
 MY LICENSE RENEWAL DATE IS DECEMBER 31, 2017
 PAGES OR SHEETS COVERED BY THIS SEAL: 3 SHEETS



- LEGEND**
- P.O.C. - POINT OF COMMENCEMENT
 - P.O.B. - POINT OF BEGINNING
 - P.E. - PIPELINE EASEMENT
 - T.C.E. - TEMPORARY CONSTRUCTION EASEMENT
 - SECTION OR QUARTER CORNER
 - FOUND MONUMENT

LINE #	LENGTH	BEARING
L1	88.83'	S56°01'52"E
L2	89.27'	S39°15'15"W
L3	11.54'	S68°01'52"E
L4	89.27'	N39°15'15"E
L5	114.42'	S68°01'52"E
L6	25.00'	S33°56'08"W
L7	282.20'	S68°01'52"E
L8	1465.23'	S56°18'38"E
L9	63.66'	S99°10'00"E
L10	151.28'	N67°25'56"W
L11	1399.50'	N56°19'38"W
L12	416.53'	N56°01'52"W
L13	117.46'	N27°18'31"E

LINE #	LENGTH	BEARING
L14	415.33'	S56°01'52"E
L15	1399.50'	S68°01'52"E
L16	88.78'	N67°25'56"W
L17	1316.78'	N56°18'38"W
L18	384.83'	N56°01'52"W
L19	58.74'	N27°18'31"E

LINE #	LENGTH	BEARING
L20	384.83'	S56°01'52"E
L21	1316.78'	S67°19'38"E
L22	48.39'	N67°25'56"W
L23	1275.36'	N56°19'38"W
L24	295.49'	N56°01'52"W
L25	17.39'	N33°45'05"E
L26	11.59'	N56°01'52"W
L27	17.39'	S33°45'05"W
L28	82.36'	N56°01'52"W
L29	29.37'	N27°18'31"E

LINE #	LENGTH	BEARING
L30	384.83'	S56°01'52"E
L31	1316.78'	S67°19'38"E
L32	48.39'	N67°25'56"W
L33	1275.36'	N56°19'38"W
L34	295.49'	N56°01'52"W
L35	17.39'	N33°45'05"E
L36	11.59'	N56°01'52"W
L37	17.39'	S33°45'05"W
L38	82.36'	N56°01'52"W
L39	29.37'	N27°18'31"E

LENGTH OF PROPOSED PIPELINE: 1758.306 FEET = 106.56 RODS
 PIPELINE EASEMENT: (2.02 AC.)
 TEMPORARY CONSTRUCTION EASEMENT: (4.33 AC.)

REV.	DATE	BY	DESCRIPTION
1	01/29/16	MM	
2	07/27/15	SMR	

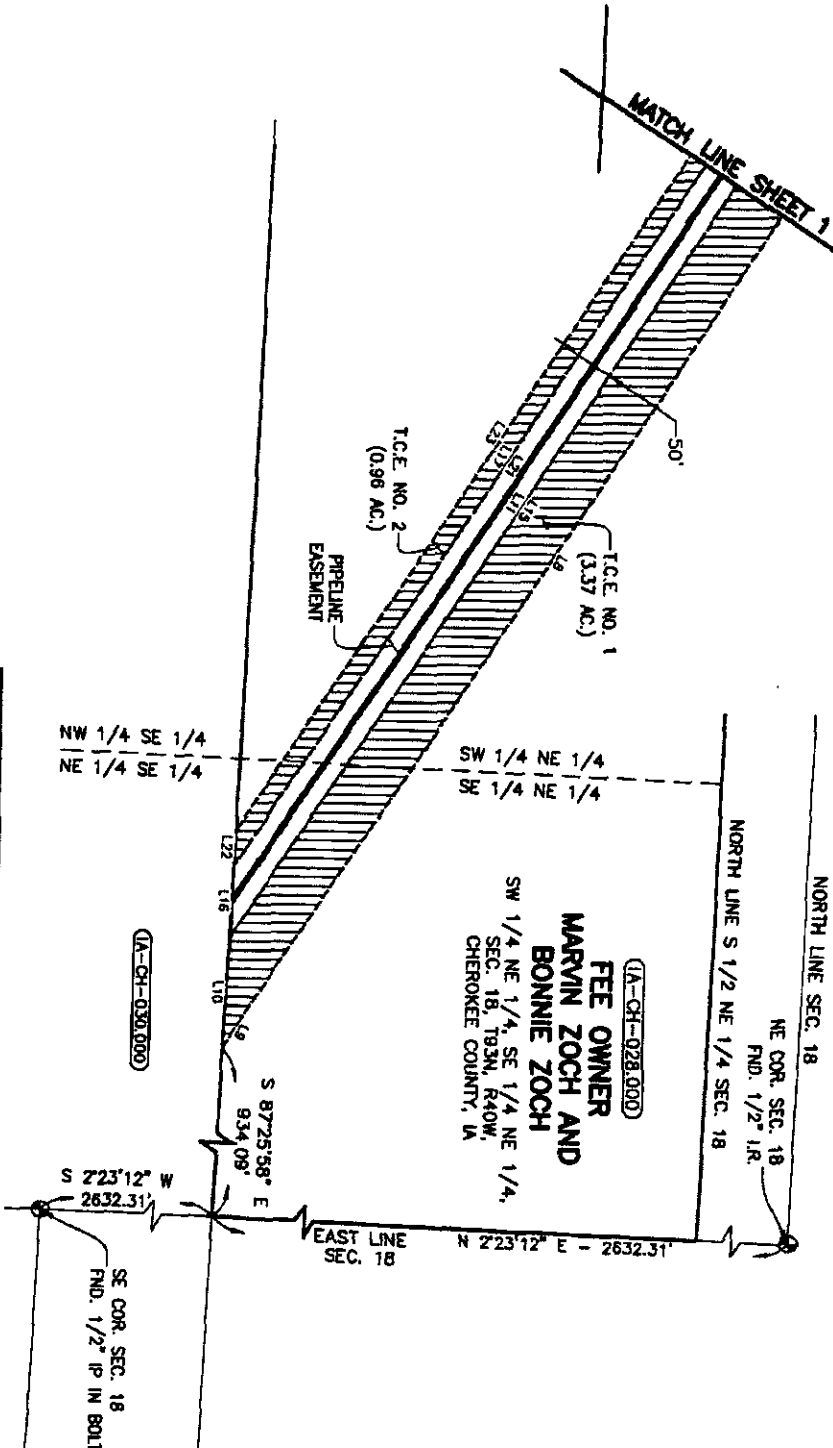
PROJECT NO. DAKOTA ACCESS PIPELINE 10396700

WOOD GROUP MUSTANG, INC.
 11000 WILSON BLVD., HOUSTON, TX 77036
 TEL: 409-989-0800

CHEROKEE COUNTY
 DRAWN BY: SMR DATE: 06/29/15 DWG. NO. IA-CH-028.000
 CHECKED BY: DATE: APP.: REV. 1

SCALE: 1" = 200'

CHEROKEE COUNTY, IOWA
 SECTION 18, TOWNSHIP 93 NORTH, RANGE 40 WEST OF THE 5TH P.M.



REV.	DATE	BY	DESCRIPTION	CHK.
1	01/29/15	MM		BSR
0	01/27/15	SMR		DM

PROJECT NO. DAKOTA ACCESS PIPELINE 10365700		CHEROKEE COUNTY	
WOOD GROUP MUSTANG, INC. 1125 PARK ROW, HOUSTON, TX 77064 TEL: 832-905-8000		DAKOTA ACCESS, LLC	
DRAWN BY: SMR	DATE: 08/29/15	DWG. NO.	REV.
CHECKED BY:	DATE:	IA-CH-028,000	1
SCALE: 1" = 200'	APP:		

CHEROKEE COUNTY, IOWA

SECTION 18, TOWNSHIP 93 NORTH, RANGE 40 WEST OF THE 5TH P.M.

Pipeline Easement Description

A 50.0 foot wide Pipeline Easement:

That part of the Southwest Quarter of the Northeast Quarter (SW ¼ NE ¼), and the Southeast Quarter of the Northeast Quarter (SE ¼ NE ¼) of Section 18, Township 93 North, Range 40 West of the 5th P.M., Cherokee County, Iowa, described as Commencing at a 5/8" Iron Rod at the Northwest Corner of the Northeast Quarter of said Section 18; thence S02°18'31"W 1,699.84 feet along the West line of the Northeast Quarter of said Section 18, and to a point on the West line of the Marvin Zoch and Bonnie Zoch parcel recorded in Instrument Number 83-0320, Land Deed Records, Cherokee County to the Point of Beginning; thence S56°01'52"E 415.53 feet; thence S56°19'38"E 1,399.50 feet to a point on the South line of said South Half of the Northeast Quarter and the South line of said parcel; thence N87°25'58"W 96.78 feet along said South line; thence N56°19'38"W 1,316.76 feet; thence N56°01'52"W 384.83 feet to a point on the West line of said South Half of the Northeast Quarter and the West line of said parcel; thence N02°18'31"E 58.74 feet along said West line to the Point of Beginning. Said Pipeline Easement contains 2.02 Acres, more or less.

Temporary Construction Easement

Temporary Construction Easement #1: That part of the Southwest Quarter of the Northeast Quarter (SW ¼ NE ¼), and the Southeast Quarter of the Northeast Quarter (SE ¼ NE ¼) of Section 18, Township 93 North, Range 40 West of the 5th P.M., Cherokee County, Iowa, described as Commencing at a 5/8" Iron Rod at the Northwest Corner of the Northeast Quarter of said Section 18; thence S02°18'31"W 1,582.36 feet along the West line of the Northeast Quarter of said Section 18, and to a point on the West line of the Marvin Zoch and Bonnie Zoch parcel recorded in Instrument Number 83-0320, Land Deed Records, Cherokee County to the Point of Beginning; thence S56°01'52"E 68.83 feet; thence S03°59'15"W 69.27 feet; thence S56°01'52"E 11.54 feet; thence N03°59'15"E 69.27 feet; thence S56°01'52"E 114.42 feet; thence S33°58'08"W 25.00 feet; thence S56°01'52"E 282.20 feet; thence S56°19'38"E 1,465.25 feet; thence S59°10'00"E 63.66 feet to a point on the South line of said South Half of the Northeast Quarter and the South line of said parcel; thence N87°25'58"W 151.28 feet along said South line; thence N56°19'38"W 1,399.50 feet; thence N56°01'52"W 415.53 feet to a point on the West line of said South Half of the Northeast Quarter and the West line of said parcel; thence N02°18'31"E 117.48 feet along said West line to the Point of Beginning. Said Temporary Construction Easement contains 3.37 Acres, more or less.

Temporary Construction Easement #2: That part of the Southwest Quarter of the Northeast Quarter (SW ¼ NE ¼), and the Southeast Quarter of the Northeast Quarter (SE ¼ NE ¼) of Section 18, Township 93 North, Range 40 West of the 5th P.M., Cherokee County, Iowa, described as Commencing at a 5/8" Iron Rod at the Northwest Corner of the Northeast Quarter of said Section 18; thence S02°18'31"W 1,758.58 feet along the West line to the Northeast Quarter of said Section 18, and to a point on the West line of the Marvin Zoch and Bonnie Zoch parcel recorded in Instrument Number 83-0320, Land Deed Records, Cherokee County to the Point of Beginning; thence S56°01'52"E 384.83 feet; thence S56°19'38"E 1316.76 feet to a point on the South line of said South Half of the Northeast Quarter and the South line of said parcel; thence N87°25'58"W 48.39 feet along said South line; thence N56°19'38"W 1,275.39 feet; thence N56°01'52"W 295.49 feet; thence N03°34'05"E 17.39 feet; thence N56°01'52"W 11.59 feet; thence S03°34'05"W 17.39 feet; thence N56°01'52"W 62.39 feet to a point on the West line of said South Half of the Northeast Quarter and the West line of said parcel; thence N02°18'31"E 29.37 feet along said West line to the Point of Beginning. Said Temporary Construction Easement contains 0.96 Acres, more or less.

FILE: G:\Users\Construction\Desktop\MM DAPL PLAT\COMPLETED\MMVA-CH-028.000.dwg PLOT DATE: 2/1/2016 BY: MUSTANG

SHEET 3

DAKOTA ACCESS, LLC			
1	01/29/16	MM	BGR
0	07/27/15	SMR	DM
REV.	DATE	BY	DESCRIPTION
PROJECT NO. DAKOTA ACCESS PIPELINE 10385700			
WOOD GROUP MUSTANG, INC. 17325 PARK ROW, HOUSTON, TX 77064 TEL: 1-832-608-8000		CHEROKEE COUNTY	IOWA
DRAWN BY: SMR		DATE: 06/29/15	DWG. NO.
CHECKED BY:		DATE:	IA-CH-028.000
SCALE: N.T.S.		APP.:	
			1

IN THE SHERIFF'S OFFICE OF CHEROKEE COUNTY

<p>IN THE MATTER OF THE CONDEMNATION OF CERTAIN LANDS TO CONSTRUCT, OWN, OPERATE, AND MAINTAIN PIPELINE FACILITIES FOR TRANSPORTATION OF HAZARDOUS LIQUIDS BY DAKOTA ACCESS, LLC</p>	<p>SHERIFF'S CERTIFICATION AS TO COSTS AND AWARD</p> <p>Parcel No(s): IA-CH-028.000</p> <p>Landowner(s): Marvin F. Zoch & Bonnie J. Zoch</p>
---	---

TO: Clerk of the Cherokee County District Court/ Cherokee County Recorder

I hereby certify that the appointed commissioners in the above-entitled condemnation met at the Cherokee County Sheriff's Office on the 13 day of June, 2016, viewed the property and received evidence. The Commission did thereafter file their written report with me awarding damages as follows:

	<u>AWARD</u>
Titleholder: <u>Marvin F. Zoch & Bonnie J. Zoch</u>	\$ <u>103,640.00</u>
Other Lienholders or Interested Parties: _____	\$ _____
_____	\$ _____
Attorneys' Fees (if allowed)	\$ _____
TOTAL AWARD	\$ <u>103,640.00</u>

Date of Mailing the Notice of Appraisalment of Damages
to Condemner(s) and Condemnee(s): 6-13-16
Awards Deposited by Applicant on: 6-13-16
Notice of Appeal Filed on: 7-11-2016

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

Sheriff's Civil Fees

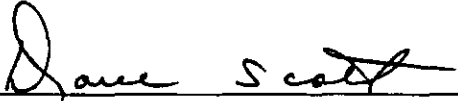
	<u>Amount</u>
Sheriff, Service of Notices.....	<u>146</u>
Sheriff, summoning and attending commissioners.....	<u>41.00</u>
Sheriff, mileage while attending commissioners: <u>71.55</u> miles at <u>.55</u> cents/mile.....	<u>-</u>
Sheriff, recording fee to be paid to county recorder.....	<u>35.38</u>
Sheriff, fee for publication of notice.....	<u>* 222.54</u>
Total	

Commissioners' Fees/Expenses (attach Commissioners' Fees Statements)

	<u>Amount</u>
Name: <u>Neal Rupp</u>	<u>100.00</u>
Name: <u>Joan Ballantyne</u>	<u>100.00</u>
Name: <u>Jeffrey Hayes</u>	<u>100.00</u>
Name: <u>Greyling Fredericksen</u>	<u>100.00</u>
Name: <u>Gary Bowers</u>	<u>100.00</u>
Name: <u>Leon Klotz</u>	<u>100.00</u>
Total	<u>* 600.00</u>

I further certify that the attached papers are full and complete original files in the proceedings and the statement accompanying the same is correct and true.

Date: 6-13-16



Sheriff of Cherokee County, Iowa

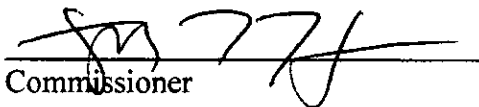
CONDEMNATION COMMISSIONER'S FEE STATEMENT

TO THE SHERIFF OF CHEROKEE COUNTY:

I certify that my fee and expenses as a member of the Compensation Commission in the matter of the condemnation of certain real estate or rights to real estate for pipeline facilities for the transportation of hazardous liquids by Dakota Access, LLC, held on the 13th day of June, 2016, are as follows and these claims are due, just, and unpaid:

<u>.5</u> day(s) of service at \$200.00 per day	\$ <u>100.00</u>
_____ miles at 55 cents per mile.....	\$ _____
_____ meals	\$ _____

Signed this 13th day of June, 2016.


Commissioner

CONDEMNATION COMMISSIONER'S FEE STATEMENT

TO THE SHERIFF OF CHEROKEE COUNTY:

I certify that my fee and expenses as a member of the Compensation Commission in the matter of the condemnation of certain real estate or rights to real estate for pipeline facilities for the transportation of hazardous liquids by Dakota Access, LLC, held on the 13th day of June, 2016, are as follows and these claims are due, just, and unpaid:

<u>.5</u> day(s) of service at \$200.00 per day	\$ <u>100.00</u>
<u> </u> miles at 55 cents per mile.....	\$ <u> </u>
<u> </u> meals	\$ <u> </u>

Signed this 13th day of June, 2016.

Joan Ballentine
Commissioner

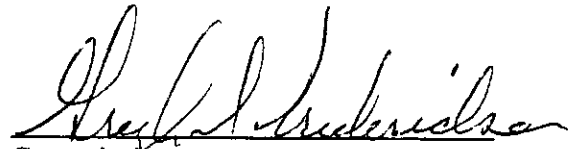
CONDEMNATION COMMISSIONER'S FEE STATEMENT

TO THE SHERIFF OF CHEROKEE COUNTY:

I certify that my fee and expenses as a member of the Compensation Commission in the matter of the condemnation of certain real estate or rights to real estate for pipeline facilities for the transportation of hazardous liquids by Dakota Access, LLC, held on the 13 day of June, 2016, are as follows and these claims are due, just, and unpaid:

<u>5</u> day(s) of service at \$200.00 per day	\$ <u>100.00</u>
_____ miles at 55 cents per mile.....	\$ _____
_____ meals	\$ _____

Signed this 13 day of June, 2016.


Commissioner

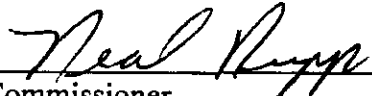
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TO THE SHERIFF OF CHEROKEE COUNTY:

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<u>.5</u> day(s) of service at \$200.00 per day	\$ <u>100.00</u>
<u> </u> miles at 55 cents per mile.....	\$ <u> </u>
<u> </u> meals	\$ <u> </u>

Signed this 13 day of June, 2016.



Commissioner

CONDEMNATION COMMISSIONER'S FEE STATEMENT

TO THE SHERIFF OF CHEROKEE COUNTY:

I certify that my fee and expenses as a member of the Compensation Commission in the matter of the condemnation of certain real estate or rights to real estate for pipeline facilities for the transportation of hazardous liquids by Dakota Access, LLC, held on the 13th day of

June, 2016, are as follows and these claims are due, just, and unpaid:

.5 day(s) of service at \$200.00 per day\$ 100.00
 miles at 55 cents per mile.....\$
 meals\$

Signed this 13th day of June, 2016.

Gene Klotz
Commissioner

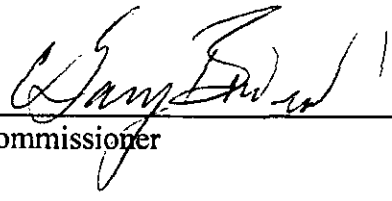
CONDEMNATION COMMISSIONER'S FEE STATEMENT

TO THE SHERIFF OF CHEROKEE COUNTY:

I certify that my fee and expenses as a member of the Compensation Commission in the matter of the condemnation of certain real estate or rights to real estate for pipeline facilities for the transportation of hazardous liquids by Dakota Access, LLC, held on the 13th day of June, 2016, are as follows and these claims are due, just, and unpaid:

.5 day(s) of service at \$200.00 per day\$ 100.00
 miles at 55 cents per mile.....\$
 meals\$

Signed this 13th day of June, 2016.



Commissioner

IN THE SHERIFF'S OFFICE OF CHEROKEE COUNTY

<p>IN THE MATTER OF THE CONDEMNATION OF CERTAIN LANDS TO CONSTRUCT, OWN, OPERATE, AND MAINTAIN PIPELINE FACILITIES FOR TRANSPORTATION OF HAZARDOUS LIQUIDS BY DAKOTA ACCESS, LLC</p>	<p>NOTICE OF APPRAISEMENT HEARING AND MEETING OF COMPENSATION COMMISSION</p> <p>Parcel No(s): IA-CH-028.000</p> <p>Landowner(s): Marvin F. Zoch & Bonnie J. Zoch</p>
---	--

TO: County Compensation Commissioners
Marvin F. Zoch Bonnie J. Zoch

And all other persons, companies, or corporations having any interest in or owning any of the real estate described herein.

NOTICE IS HEREBY GIVEN:

1. That Dakota Access, LLC ("Dakota Access") desires the condemnation of certain easement rights to construct, own, operate, and maintain pipeline facilities for the transportation of hazardous liquids in this county (the "Project") by Order of the Iowa Utilities Board issued on March 10, 2016 in Docket No. HLP-2014-0001, as shown on the plat(s) attached to the Application for Condemnation filed with the Chief Judge of the Third Judicial District.
2. That such condemnation is sought for use in accordance with the Project.
3. That a Compensation Commission has been appointed, as provided by law, for the purpose of appraising the damages which will be caused by the taking of the property or properties.
4. That the Compensation Commission will, on the 13th day of JUNE, 2016, at 1:00 am/pm meet at 111 N. FIFTH ST., CHEROKEE, IOWA, and will then proceed to view the properties and to assess and appraise the damages, at which time you may appear before the commissioners if you care to do so.
5. That the Compensation Commission is required to meet in open session (open to the public) to view the property being condemned and to receive evidence, but may deliberate in closed session as provided by Iowa Code § 6B.14.

Dated this 10th day of May, 2016.

Sheriff, Cherokee County, Iowa

By: Dana Scott

IN THE SHERIFF'S OFFICE OF CHEROKEE COUNTY

**IN THE MATTER OF THE
CONDEMNATION OF CERTAIN LANDS TO
CONSTRUCT, OWN, OPERATE, AND
MAINTAIN PIPELINE FACILITIES FOR
TRANSPORTATION OF HAZARDOUS
LIQUIDS BY DAKOTA ACCESS, LLC**

**SHERIFF'S RETURN AND REPORT OF
COMMISSIONERS**

Parcel No(s): IA-CH-028.000

Landowner(s):

Marvin F. Zoch & Bonnie J. Zoch

BE IT REMEMBERED that on the 13th day of June, 2016, Dakota Access, LLC did, in pursuance of law, make written Application to the Chief Judge of the Third Judicial District for Cherokee County, Iowa, for the appointment of Compensation Commissioners under Chapter 6B of the Iowa Code to assess the damages sustained by the various persons, companies, or corporations owning or having any interest in the property in Cherokee County, Iowa, which Dakota Access, LLC desires to take, acquire, appropriate and condemn for the purpose of constructing, owning, operating, and maintaining pipeline facilities for the transportation of hazardous liquids, and it being made to appear that the persons, companies, or corporations owning or claiming any interest in said property have refused to grant the same to Dakota Access, LLC for said purposes and that Dakota Access, LLC cannot agree with said owners and claimants of an interest in said property upon the compensation to be paid for the same, the Chief Judge of the Third Judicial District for Cherokee County, Iowa, in pursuance of the powers vested in him or her by law and said written application having been filed with him or her, did appoint six (6) resident freeholders of the County of Cherokee, State of Iowa, who were not interested in the same or a like question to inspect the said property and assess the damages which said owners and claimants of an interest in the same might sustain by reason of the appropriation thereof by said company for the uses and purposes aforesaid. and said Commissioners were duly and legally summoned to view the property as herein described on the 13th day of June, at

1:00 a.m./p.m., and to assess the damages of each of the owners thereof, and persons.


companies, or corporations having or claiming an interest therein by reason of the appropriation of the same by said company and for said purposes, which said owners and persons, companies, or corporations having or claiming an interest there are as hereinafter set out.

WHEREUPON, all of said Commissioners met in my office located at 111 N. Fifth St, Cherokee, Iowa, on the 13th day of June, 2016, and said Commissioners, and each of them, then and there signed and made oath and qualified by filing with me their written oath, the original of said oath being attached hereto and marked "Exhibit A" and by this reference made a part hereof.

Thereafter, the Commissioners did, on the 13th day of June, 2016, view the said property and did thereafter meet in public session to assess the damages that said property owners and claimants of an interest in said property will sustain by reason of the appropriation of the same by said company for the purposes aforesaid.

Due and legal notice of the proposal of said company to take said properties for purposes of constructing, owning, operating, and maintaining pipeline facilities for the transportation of hazardous liquids, and of the time and place of meeting of said Commissioners for the purpose of making such assessment having been heretofore given and published, after the appointment of the Commissioners, to the owners of the said described property and all persons, companies, or corporations having or claiming an interest therein, the said Commissioners thereupon made out and returned their report of assessment of damages, attached hereto as Exhibit "B".

Date: 6-13-16



Sheriff of Cherokee County, Iowa

Exhibit 'A'

IN THE SHERIFF'S OFFICE OF CHEROKEE COUNTY

<p>IN THE MATTER OF THE CONDEMNATION OF CERTAIN LANDS TO CONSTRUCT, OWN, OPERATE, AND MAINTAIN PIPELINE FACILITIES FOR TRANSPORTATION OF HAZARDOUS LIQUIDS BY DAKOTA ACCESS, LLC</p>	<p>OATH OF COMMISSIONERS</p> <p>Parcel No(s): IA-CH-028.000</p> <p>Landowner(s): Marvin F. Zoch & Bonnie J. Zoch</p>
---	---

STATE OF IOWA :
 : ss
COUNTY OF CHEROKEE :

Each of the undersigned, being duly sworn, states:

That I do possess the qualifications indicated 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 owners, lienholders, encumbrancers and other persons interested in the land from which certain rights are sought to be acquired by these proceedings will sustain by reason of the appropriation of the rights as set forth and described in the Application now on file in the Office of the Sheriff of Cherokee County; and

That I will make a written report to the Sheriff, including the information used by the commission in assessing the damages, all as authorized and prescribed in the Code of Iowa, and in accordance with the instruction of the Chief Justice of the Iowa Supreme Court; and

That I will well and truly perform any and all other duties imposed upon me by law as a member of the Compensation Commission.

[Signature Page follows]

Signature: Neal Rupp
Name: Neal Rupp
Agricultural Owner

Signature: Gregory H. Fredericksen
Name: Gregory H. Fredericksen
Agricultural Owner

Signature: Joan Ballantyne
Name: Joan Ballantyne
Licensed Real Estate Broker/Salesperson

Signature: Gary Bowler
Name: Gary Bowler
Licensed Real Estate Broker/Salesperson

Signature: Jeffrey L. Hayes
Name: Jeffrey L. Hayes
Knowledgeable of Property Value

Signature: Leon Klott
Name: LEON KLOTT
Knowledgeable of Property Value

Subscribed and sworn before me this 13 day of June, 2016



Barbara J. Staver
Notary Public in and for the State of Iowa

Filed in my office this 13 day of June, 2016.

Sheriff of Cherokee County, Iowa
By: Barbara J. Staver
Deputy

Exhibit B

IN THE SHERIFF'S OFFICE OF
CHEROKEE COUNTY

**NOTICE OF APPRAISEMENT
HEARING AND MEETING
COMPENSATION COMMISSION**

Parcel No(s): IA-CH-028.000
Landowner(s): Marvin F. Zoch &
Bonnie J. Zoch

IN THE MATTER OF THE
CONDEMNATION OF CERTAIN
LANDS TO CONSTRUCT, OWN,
OPERATE, AND MAINTAIN PIPELINE
FACILITIES FOR TRANSPORTATION
OF HAZARDOUS LIQUIDS, BY

DAKOTA ACCESS, LLC

TO: County Compensation
Commissioners
Marvin F. Zoch
Bonnie J. Zoch

And all other persons, com-
panies, or corporations having
any interest in or owning any
of the real estate described
herein.

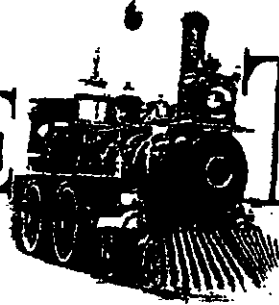
NOTICE IS HEREBY GIVEN:

1. That Dakota Access, LLC ("Dakota Access") desires the condemnation of certain easement rights to construct, own, operate, and maintain pipeline facilities for the transportation of hazardous liquids in this county (the "Project") by Order of the Iowa Utilities Board issued March 10, 2016 in Docket No. HLP-2014-0001, as shown on the plat(s) attached to the Application for Condemnation filed with the Chief Judge of the Third Judicial District.
2. That such condemnation is sought for the use in accordance with the Project.
3. That Compensation Commission has been appointed, as provided by law, for the purpose of appraising the damages which will be caused by the taking of the property or properties.
4. That the Compensation Commission will, on the 13th day of June, 2016, at 1:00pm meet at 111. N Fifth St., Cherokee, Iowa, and will proceed to view the properties and to assess and appraise the damages, at which time you may appear before the commissioners if you care to do so.
5. That the Compensation Commission is required to meet in open session (open to the public) to view the property being condemned and to receive evidence, but may deliberate in closed session as provided by Iowa Code § 6B.14.

Dated this 10th day of May,
2016.

Sheriff, Cherokee County, Iowa
By: /s/Dave Scott

CHRONICLE TIMES



PROOF OF PUBLICATION

State of Iowa, Cherokee County, ss

I, Judy Barnable, being duly sworn, do state an oath that I am the Business Manager of the Chronicle Times, a newspaper printed and published in Cherokee, Cherokee County, State of Iowa, and issued week days and that the annexed printed notice was regularly published in said newspaper once each week for 1 consecutive weeks, the first publication thereof being on the 1st day of June A.D. 2016 and the succeeding publication thereof on the same day of the week as the first publication

Business Manager

Judy Barnable
Subscribed and sworn to before me, Judy Barnable above named, at Le Mars, in said county, this 1st day of June A.D. 2016.

Patty Roder
Notary Public in and for said County

Printer's Fees \$ 35.38



Exhibit "B"

IN THE SHERIFF'S OFFICE OF CHEROKEE COUNTY

IN THE MATTER OF THE CONDEMNATION OF CERTAIN LANDS TO CONSTRUCT, OWN, OPERATE, AND MAINTAIN PIPELINE FACILITIES FOR TRANSPORTATION OF HAZARDOUS LIQUIDS BY DAKOTA ACCESS, LLC	NOTICE OF APPRAISEMENT HEARING AND MEETING OF COMPENSATION COMMISSION
	Parcel No(s): IA-CH-028.000
	Landowner(s): Marvin F. Zoch & Bonnie J. Zoch


TO: County Compensation Commissioners
Marvin F. Zoch Bonnie J. Zoch

And all other persons, companies, or corporations having any interest in or owning any of the real estate described herein.

NOTICE IS HEREBY GIVEN:

1. That Dakota Access, LLC ("Dakota Access") desires the condemnation of certain easement rights to construct, own, operate, and maintain pipeline facilities for the transportation of hazardous liquids in this county (the "Project") by Order of the Iowa Utilities Board issued on March 10, 2016 in Docket No. HLP-2014-0001, as shown on the plat(s) attached to the Application for Condemnation filed with the Chief Judge of the Third Judicial District.
2. That such condemnation is sought for use in accordance with the Project.
3. That a Compensation Commission has been appointed, as provided by law, for the purpose of appraising the damages which will be caused by the taking of the property or properties.
4. That the Compensation Commission will, on the 13th day of JUNE, 2016, at 1:00 am/pm meet at 111 N. Fifth St., Cherokee, Iowa, and will then proceed to view the properties and to assess and appraise the damages, at which time you may appear before the commissioners if you care to do so.
5. That the Compensation Commission is required to meet in open session (open to the public) to view the property being condemned and to receive evidence, but may deliberate in closed session as provided by Iowa Code § 6B.14.

Dated this 11th day of May, 2016.


Braht M. Leonard
Fredrikson & Byron P.A.
505 East Grand Avenue, Suite 200
Des Moines, Iowa 50309
ATTORNEYS FOR DAKOTA ACCESS, LLC

Return of Service

Case No. IA-CH-028.000

For: Fredrikson-Leonard

I, Toni Delfs, being first duly sworn, depose and state that I am over the age of 18 years old and not a party to this action, and that within the boundaries of the state where service was effected, I was authorized by law to perform said service. I certify that I personally served the following documents:

Notice of Appraisal Hearing and Meeting of Compensation Commission; Application for Condemnation signed by the Chief Judge of the Third Judicial District; Order Appointing Compensation Commissioners by the Chief Judge of the Third Judicial District

upon the person/entity named below by delivering a copy thereof to said person/entity at the date, time, and location set below:

NAME Bonnie J. Zoch

DATE/TIME 5/12/2016 @ 12:45pm

LOCATION 5062 O Avenue, Cherokee, IA, 51012

By serving in the following manner:

- A) by serving the individual personally
- B) by serving at the person's dwelling house or usual place of abode a person residing therein who was at least 18 years old at the time of service. The name of the resident is _____
- C) by serving the person's spouse, _____, after determining that probable cause exists to believe that they continue to reside together.
- D) personal service to _____ by delivering a copy thereof to _____ title: _____
- E) by posting to the front door in a conspicuous manner after making the following attempts to serve the individual personally:
Date _____ Time _____
Date _____ Time _____

Toni Delfs
Process Server (Toni Delfs)

Subscribed in my presence and sworn to before me this 13 day of May, 2016.

Jeffrey L Miller
Notary Public in and for the State of Iowa

FEES
Service \$ 45.00
Mileage \$ 89.00
Total \$ 134.00



Return of Service

Case No. IA-CH-028.000

For: Fredrikson-Leonard

I, Toni Delfs, being first duly sworn, depose and state that I am over the age of 18 years old and not a party to this action, and that within the boundaries of the state where service was effected. I was authorized by law to perform said service. I certify that I personally served the following documents:

Notice of Appraisal Hearing and Meeting of Compensation Commission; Application for Condemnation signed by the Chief Judge of the Third Judicial District; Order Appointing Compensation Commissioners by the Chief Judge of the Third Judicial District

upon the person/entity named below by delivering a copy thereof to said person/entity at the date, time, and location set below:

NAME Marvin F. Zoch

DATE/TIME 5/12/2016 @ 12:45pm

LOCATION 5062 O Avenue, Cherokee, IA, 51012

By serving in the following manner:

- A) by serving the individual personally
- B) by serving at the person's dwelling house or usual place of abode a person residing therein who was at least 18 years old at the time of service. The name of the resident is Bonnie J. Zoch
- C) by serving the person's spouse, _____, after determining that probable cause exists to believe that they continue to reside together.
- D) personal service to ___ by delivering a copy thereof to _____ title: ___
- E) by posting to the front door in a conspicuous manner after making the following attempts to serve the individual personally:

Date _____ Time _____
Date _____ Time _____

Toni Delfs
Process Server (Toni Delfs)

Subscribed in my presence and sworn to before me this 13 day of May, 2016.

Jeffrey L Miller
Notary Public in and for the State of Iowa

FEES

Service \$ 20.00
Mileage \$ 98.00
Total \$ 106.00



IN THE SHERIFF'S OFFICE OF CHEROKEE COUNTY

IN THE MATTER OF THE CONDEMNATION OF CERTAIN LANDS TO CONSTRUCT, OWN, OPERATE, AND MAINTAIN PIPELINE FACILITIES FOR TRANSPORTATION OF HAZARDOUS LIQUIDS BY DAKOTA ACCESS, LLC	ACCEPTANCE OF SERVICE/REFUSAL OF SERVICE Parcel No(s). IA-CH-028.000 Landowner(s): Marvin F. Zoch & Bonnie J. Zoch
--	---

ACCEPTANCE OF SERVICE

Due and legal service of the foregoing Summons accepted and receipt acknowledged at Cherokee, Iowa this 13th day of June, 2016. The undersigned further certifies that he/she does not possess any interest in this proceeding which would cause a biased judgment.

Signed: [Signature]
Commissioner

REFUSAL TO SERVE

I refuse to serve because I have an interest in the proceedings which would cause me to render a biased decision, or for the reason that: _____

Signed: _____
Commissioner

Filed in my office this 13 day of June, 2016.

Sheriff, Cherokee County, Iowa
By: [Signature]
Civil Deputy

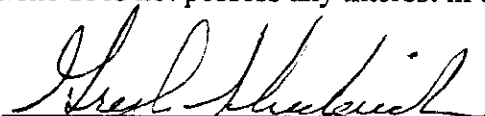
Commissioner: Please sign in appropriate place for acceptance or refusal and return to Sheriff as soon as possible.

IN THE SHERIFF'S OFFICE OF CHEROKEE COUNTY

IN THE MATTER OF THE CONDEMNATION OF CERTAIN LANDS TO CONSTRUCT, OWN, OPERATE, AND MAINTAIN PIPELINE FACILITIES FOR TRANSPORTATION OF HAZARDOUS LIQUIDS BY DAKOTA ACCESS, LLC	ACCEPTANCE OF SERVICE/REFUSAL OF SERVICE Parcel No(s). IA-CH-028.000 Landowner(s): Marvin F. Zoch & Bonnie J. Zoch
--	---

ACCEPTANCE OF SERVICE

Due and legal service of the foregoing Summons accepted and receipt acknowledged at Cherokee, Iowa this 7 day of June, 2016. The undersigned further certifies that he/she does not possess any interest in this proceeding which would cause a biased judgment.

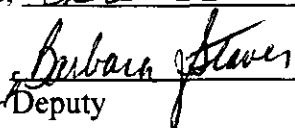
Signed: 
Commissioner

REFUSAL TO SERVE

I refuse to serve because I have an interest in the proceedings which would cause me to render a biased decision, or for the reason that: _____

Signed: _____
Commissioner

Filed in my office this 9th day of June, 2016.

Sheriff, Cherokee County, Iowa
By: 
Deputy

Commissioner: Please sign in appropriate place for acceptance or refusal and return to Sheriff as soon as possible.

IN THE SHERIFF'S OFFICE OF CHEROKEE COUNTY

IN THE MATTER OF THE
CONDEMNATION OF CERTAIN LANDS
TO CONSTRUCT, OWN, OPERATE, AND
MAINTAIN PIPELINE FACILITIES FOR
TRANSPORTATION OF HAZARDOUS
LIQUIDS BY DAKOTA ACCESS, LLC

ACCEPTANCE OF SERVICE/REFUSAL
OF SERVICE

Parcel No(s). IA-CH-028.000

Landowner(s):
Marvin F. Zoch & Bonnie J. Zoch

ACCEPTANCE OF SERVICE

Due and legal service of the foregoing Summons accepted and receipt acknowledged at Quincy, Iowa this 9 day of June, 2016. The undersigned further certifies that he/she does not possess any interest in this proceeding which would cause a biased judgment.

Signed:

Neel Rupp
Commissioner

REFUSAL TO SERVE

I refuse to serve because I have an interest in the proceedings which would cause me to render a biased decision, or for the reason that: _____

Signed: _____

Commissioner

Filed in my office this 9th day of June, 2016.

Sheriff, Cherelle County, Iowa

By: Barbara Stover
Deputy
April

Commissioner: Please sign in appropriate place for acceptance or refusal and return to Sheriff as soon as possible.

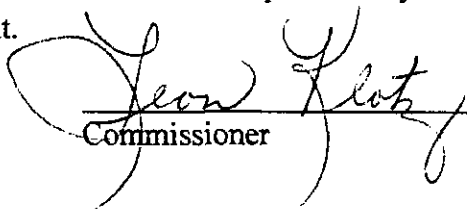
IN THE SHERIFF'S OFFICE OF CHEROKEE COUNTY

IN THE MATTER OF THE CONDEMNATION OF CERTAIN LANDS TO CONSTRUCT, OWN, OPERATE, AND MAINTAIN PIPELINE FACILITIES FOR TRANSPORTATION OF HAZARDOUS LIQUIDS BY DAKOTA ACCESS, LLC	ACCEPTANCE OF SERVICE/REFUSAL OF SERVICE Parcel No(s). IA-CH-028.000 Landowner(s): Marvin F. Zoch & Bonnie J. Zoch
--	---

ACCEPTANCE OF SERVICE

Due and legal service of the foregoing Summons accepted and receipt acknowledged at CHEROKEE, Iowa this 28th day of MAY, 2016. The undersigned further certifies that he/she does not possess any interest in this proceeding which would cause a biased judgment.

Signed:


Commissioner

REFUSAL TO SERVE

I refuse to serve because I have an interest in the proceedings which would cause me to render a biased decision, or for the reason that: _____

Signed: _____

Commissioner

Filed in my office this 1 day of June, 2016.

Sheriff, Cherokee County, Iowa

By: Barbara Stever
Civil Deputy

Commissioner: Please sign in appropriate place for acceptance or refusal and return to Sheriff as soon as possible.

IN THE SHERIFF'S OFFICE OF CHEROKEE COUNTY

IN THE MATTER OF THE CONDEMNATION OF CERTAIN LANDS TO CONSTRUCT, OWN, OPERATE, AND MAINTAIN PIPELINE FACILITIES FOR TRANSPORTATION OF HAZARDOUS LIQUIDS BY DAKOTA ACCESS, LLC	ACCEPTANCE OF SERVICE/REFUSAL OF SERVICE Parcel No(s). IA-CH-028.000 Landowner(s): Marvin F. Zoch & Bonnie J. Zoch
--	---

ACCEPTANCE OF SERVICE

Due and legal service of the foregoing Summons accepted and receipt acknowledged at _____, Iowa this ____ day of _____, 2016. The undersigned further certifies that he/she does not possess any interest in this proceeding which would cause a biased judgment.

Signed: _____
Commissioner

REFUSAL TO SERVE

I refuse to serve because I have an interest in the proceedings which would cause me to render a biased decision, or for the reason that: the bastards are coming across my land as well with their illegal land grants

Signed: Bill Smith
Commissioner

Filed in my office this 6th day of June, 2016.

Sheriff, Cherokee County, Iowa
By: Barbara Stover
Civil Deputy

Commissioner: Please sign in appropriate place for acceptance or refusal and return to Sheriff as soon as possible.

6-3-16

Dear Dave + Barb,

Enclosed find my refusal to serve for obvious reasons.

I found out from my attorney that these hearings had 120 days to be completed. I don't know why as employees of Cherokee County that you allowed Debra access to determine the dates on this matter.

As a courtesy to the people of Cherokee County they should have been put off for as long as possible to allow proper preparation by affected parties and their attorneys.

I'm very disappointed to say the least. These people from the pipe are nothing but a bunch of damn bullies with money.

Bill Smith

IN THE SHERIFF'S OFFICE OF CHEROKEE COUNTY

IN THE MATTER OF THE CONDEMNATION OF CERTAIN LANDS TO CONSTRUCT, OWN, OPERATE, AND MAINTAIN PIPELINE FACILITIES FOR TRANSPORTATION OF HAZARDOUS LIQUIDS BY DAKOTA ACCESS, LLC	ACCEPTANCE OF SERVICE/REFUSAL OF SERVICE Parcel No(s). IA-CH-028.000 Landowner(s): Marvin F. Zoch & Bonnie J. Zoch
--	--

ACCEPTANCE OF SERVICE

Due and legal service of the foregoing Summons accepted and receipt acknowledged at Cherokee, Iowa this 30th day of June, 2016. The undersigned further certifies that he/she does not possess any interest in this proceeding which would cause a biased judgment.

Signed: Juan Ballontyne
Commissioner

REFUSAL TO SERVE

I refuse to serve because I have an interest in the proceedings which would cause me to render a biased decision, or for the reason that: _____

Signed: _____
Commissioner

Filed in my office this 6th day of June, 2016.

Sheriff, Cherokee County, Iowa

By: Brian J. Starn
Civil Deputy

Commissioner: Please sign in appropriate place for acceptance or refusal and return to Sheriff as soon as possible.

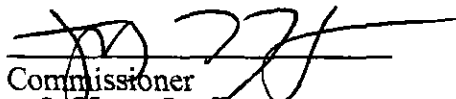
IN THE SHERIFF'S OFFICE OF CHEROKEE COUNTY

IN THE MATTER OF THE CONDEMNATION OF CERTAIN LANDS TO CONSTRUCT, OWN, OPERATE, AND MAINTAIN PIPELINE FACILITIES FOR TRANSPORTATION OF HAZARDOUS LIQUIDS BY DAKOTA ACCESS, LLC	ACCEPTANCE OF SERVICE/REFUSAL OF SERVICE Parcel No(s). IA-CH-028.000 Landowner(s): Marvin F. Zoch & Bonnie J. Zoch
--	--

ACCEPTANCE OF SERVICE

Due and legal service of the foregoing Summons accepted and receipt acknowledged at Cherokee, Iowa this 3rd day of June, 2016. The undersigned further certifies that he/she does not possess any interest in this proceeding which would cause a biased judgment.

Signed:


Commissioner
Jeffrey L. Hayes

REFUSAL TO SERVE

I refuse to serve because I have an interest in the proceedings which would cause me to render a biased decision, or for the reason that: _____

Signed: _____

Commissioner

Filed in my office this 10th day of June, 2016.

Sheriff, Cherokee County, Iowa

By: Barbara Stover
Civil Deputy

Commissioner: Please sign in appropriate place for acceptance or refusal and return to Sheriff as soon as possible.

IN THE SHERIFF'S OFFICE OF CHEROKEE COUNTY

IN THE MATTER OF THE CONDEMNATION OF CERTAIN LANDS TO CONSTRUCT, OWN, OPERATE, AND MAINTAIN PIPELINE FACILITIES FOR TRANSPORTATION OF HAZARDOUS LIQUIDS BY DAKOTA ACCESS, LLC	ACCEPTANCE OF SERVICE/REFUSAL OF SERVICE
	Parcel No(s). IA-CH-028.000
	Landowner(s): Marvin F. Zoch & Bonnie J. Zoch

ACCEPTANCE OF SERVICE

Due and legal service of the foregoing Summons accepted and receipt acknowledged at _____, Iowa this ___ day of _____, 2016. The undersigned further certifies that he/she does not possess any interest in this proceeding which would cause a biased judgment.

Signed: _____
Commissioner

REFUSAL TO SERVE

I refuse to serve because I have an interest in the proceedings which would cause me to render a biased decision, or for the reason that: _____

Signed: PAZ
Commissioner

*I will be out of town
until the 15th of June.*

Filed in my office this 1 day of June, 2016.

Sheriff, Cherokee County, Iowa

By: Barbara Stever
Civil Deputy

Commissioner: Please sign in appropriate place for acceptance or refusal and return to Sheriff as soon as possible.

IN THE SHERIFF'S OFFICE OF CHEROKEE COUNTY

<p>IN THE MATTER OF THE CONDEMNATION OF CERTAIN LANDS TO CONSTRUCT, OWN, OPERATE, AND MAINTAIN PIPELINE FACILITIES FOR TRANSPORTATION OF HAZARDOUS LIQUIDS BY DAKOTA ACCESS, LLC</p>	<p>NOTICE OF APPRAISEMENT OF DAMAGES AND TIME FOR APPEAL</p> <p>Parcel No(s): IA-CH-028.000</p> <p>Landowner(s): Marvin F. Zoch & Bonnie J. Zoch</p>
---	---

TO: Marvin Zoch Bonnie Zoch
5062 "O" Ave
Cherokee, Ia 51012

You are hereby notified that on the 13th day of JUNE, 2016, the Compensation Commissioners appraised and assessed the damages you have sustained by this condemnation. The award is set out below. You may appeal the amount of this award by filing notice of appeal with the district court of the county in which the property is located and by giving written notice to the sheriff that the appeal has been taken. Your appeal must be made within thirty (30) days of the mailing of this notice to you.

Titleholder:
MARVIN ZOCH; BONNIE ZOCH

AWARD

\$103,640.00

Other Lienholders or Interested Parties:

\$ _____
 \$ _____
 \$ _____

Attorneys' Fees (if allowed)

\$ _____

TOTAL AWARD

\$ 103,640.00

 Sheriff, Cherokee County, Iowa

By: Barbara Staver
 Civil Deputy

Mailed by my office this 13th day of June, 2016.

By: Barbara Staver Civil Deputy

IN THE SHERIFF'S OFFICE OF CHEROKEE COUNTY

<p>IN THE MATTER OF THE CONDEMNATION OF CERTAIN LANDS TO CONSTRUCT, OWN, OPERATE, AND MAINTAIN PIPELINE FACILITIES FOR TRANSPORTATION OF HAZARDOUS LIQUIDS BY DAKOTA ACCESS, LLC</p>	<p>AFFIDAVIT OF ENDORSEMENT OF MAILING</p> <p>Parcel No(s): IA-CH-028.000</p> <p>Landowner(s): Marvin F. Zoch & Bonnie J. Zoch</p>
---	---

STATE OF IOWA :
: SS
COUNTY OF CHEROKEE :

I, the undersigned, Barbara Staver do hereby depose and state that I mailed, by ordinary mail, on the 13 day of June, 2016, the attached Notice of Appraisalment of Damages and Time for Appeal to:

Marvin Zoch Bonnie Zoch
5062 "O" Ave
Cherokee, Ia 51012

Signed: Barbara Staver
Civil Deputy Sheriff

Subscribed and sworn to before me this 15th day of June, 2016.



Sam M. Beasley
Notary Public in and for the State of Iowa

#1282



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 _____
2. The real property subject to the Application is located in _____ County.
3. The date the condemnation application was filed by the undersigned County Recorder is _____ month, _____ day, _____ year.
4. The attached Condemnation Application is filed of record at Document # _____ Book _____, Page _____.

County Recorder for

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 Dakota Access
2. The corresponding Condemnation Application to this Sheriff's Statement was filed of record at Document # 2016-0853, Book 2016, Page 0853 and a copy was sent to the Secretary of State.
3. The attached Sheriff's Statement was filed of record at Document # 2016-1361 Book 2016, Page 1361; on July month, 15 day, 2016 year.


County Recorder for

Cherokee 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 2016 1361

Book 2016 Page 1361 Type 06 016 Pages 27
Date 7/15/2016 Time 12:22 PM
Rec Amt \$137.00 Aud Amt \$5.00

Mark Murphy, RECORDER
CHEROKEE IA

SHERIFF'S STATEMENT
Recorder's Cover Sheet

Preparer Information: Cherokee County Sheriff's Dept. 111 N 5th St. Cherokee, Iowa 51012
(712) 225-6728

Taxpayer Information:

Return Address: Cherokee County Sheriff's Dept. 111 N 5th St. Cherokee, Iowa 51012 (712)
225-6728

Grantors: see attached

Grantees: see attached

Legal Description: see attached

Document or instrument number if applicable: 2016 0853

IN THE THIRD JUDICIAL DISTRICT OF IOWA

<p>IN THE MATTER OF THE CONDEMNATION OF CERTAIN RIGHTS IN LAND TO CONSTRUCT, OWN, OPERATE AND MAINTAIN PIPELINE FACILITIES FOR THE TRANSPORTATION OF HAZARDOUS LIQUIDS BY DAKOTA ACCESS, LLC</p>	<p>APPLICATION FOR CONDEMNATION AND APPOINTMENT OF A COMMISSION TO APPRAISE DAMAGES</p>
---	--

**TO: THE HONORABLE DUANE E. HOFFMEYER, CHIEF JUDGE, THIRD
JUDICIAL DISTRICT INCLUDING CHEROKEE COUNTY, IOWA**

The Applicant, Dakota Access, LLC ("Dakota Access" or "Applicant"), applies for the condemnation of lands for permanent and temporary easements on certain real property, fully described in this application, for the construction of the Dakota Access Pipeline ("Project"). In support, Dakota Access states as follows:

I. PURPOSE

Dakota Access is a public common carrier and under the jurisdiction of the Iowa Utilities Board ("IUB") for the construction, maintenance and operation of the Project. Dakota Access is a Delaware limited liability company authorized to do business in the state of Iowa, registered with the Iowa Secretary of State as a foreign company, and is in good standing. On March 10, 2016, the IUB issued its Final Decision and Order approving the Project ("March 10 Order"). The March 10 Order specifically found that the Project will promote the public convenience and necessity. On April 8, 2016, the IUB issued its Order Accepting Compliance Filings and Issuing

Permit and granted Dakota Access Permit No. N0042 to construct, operate, and maintain an underground hazardous liquids pipeline (collectively, "Permit") that will transport crude oil produced in the Bakken region of North Dakota to a hub near Patoka, Illinois. The interstate pipeline will be approximately 346 miles in length in the state of Iowa and will be thirty inches (30") in diameter. The pipeline will run southeasterly through 18 Iowa counties, from Lyon County through Lee County.

In its March 10 Order and Permit, the IUB found that Dakota Access met all requirements of Iowa Code chapter 479B for the issuance of a permit and granted Dakota Access the authority to use eminent domain to the extent necessary to construct and operate the pipeline, along the route specified in the permit, pursuant to the authority granted to the IUB in Iowa Code section 479B.16. In this Application, Dakota Access seeks to utilize the eminent domain authority granted to it by the IUB to condemn the property described herein, over which Dakota Access has been unable to secure voluntary easement rights.

II. DESCRIPTION OF PROPERTY TO BE ACQUIRED AND NAMES OF ALL RECORD OWNERS AND HOLDERS OF LIENS AND ENCUMBRANCES

The parcels over which Applicant seeks to acquire easements are listed in **Exhibit A**. Exhibit A also includes plats showing the location of property to be condemned and the interest to be acquired, and the names of all record owners, holders of liens and encumbrances, and persons otherwise affected by these proceedings, as well as the place of residence of such persons, so far as are known to the Applicant.

III. PROPERTY RIGHTS SOUGHT

The locations of the pipeline easement ("Pipeline Easement"), access easement, as applicable ("Access Easement"), and temporary construction easement ("Temporary

Construction Easement). (collectively "Easements") Dakota Access seeks are depicted and described on the plats contained in Exhibit A. The specific easement rights to be acquired over all tracts not having a valve on the site, as approved by the IUB, are as follows:

- i. Non-exclusive easements for the purposes of accessing, establishing, laying, constructing, reconstructing, installing, realigning, modifying, replacing, improving, operating, maintaining, inspecting, patrolling, protecting, repairing, relocating (to the extent permitted by Iowa Code chapter 479B and Iowa Utilities Board rules thereunder), and removing at will, in whole or in part, one pipeline not to exceed 30" in diameter, for the transportation of oil, hydrocarbon liquids, and the products thereof, together with below-ground appurtenances (and also for pipeline markers and cathodic protection test leads which Dakota Access, LLC ("Dakota Access") is specifically allowed to install upon the surface of the Pipeline Easement in areas that minimize the obstruction of the landowner's use of the Property) as may be necessary or desirable for the operation of the pipeline, over, across, under and upon the Property;
- ii. A Temporary Construction Easement to construct one pipeline and any appurtenant facilities in, over, through, across, under, and along the Pipeline Easement area. The term of the Temporary Construction Easement shall be for a period to extend eighteen (18) months from the date of construction commencement;
- iii. The right of ingress and egress over and across the Pipeline Easement (and the Temporary Construction Easement while in effect) to survey, conduct reasonable and necessary construction activities, to remove structures and objects located within the Pipeline Easement and the Temporary Construction Easement;
- iv. The right to construct, maintain and change slopes of cuts and fills within the Pipeline Easement area to ensure proper lateral and subjacent support for and drainage for the pipeline and appurtenant facilities related to this pipeline project;
- v. The right of unimpeded entry and access in, to, through, on, over, under, and across the Access Easement, (and in the event of an emergency over such other portions of the Property as may be reasonably necessary) to exercise the rights granted to Dakota Access at all times convenient;
- vi. The right of unimpeded entry and access in, to, through, on, over, under, and across the Pipeline Easement (and Temporary Construction Easement while in effect) for all purposes necessary and at all times convenient and necessary to exercise the rights granted to Dakota Access;
- vii. If there is an existing fence across the Access Easement, if any, or Pipeline Easement, Dakota Access shall have the right, at its expense, to install a gate. If the gate is locked, Dakota Access must supply the owner or party in possession with a key. If the owner or party in possession erects any fence across the Access Easement, if any, or Pipeline Easement, the owner must install a gate, and if any gate is locked, the owner must supply Dakota Access with a key. The owner shall allow Dakota Access to install its own lock if Dakota Access so chooses, provided that the method of

- locking the gates allows both parties to use its/his/her own key or lock to open the gate without further assistance of the other;
- viii. The right to approve owner's plans to do any of the following within the Pipeline Easement: (1) construct or permit the construction or installation of any temporary or permanent building or site improvements, other than streets and roads; (2) drill or operate any well; (3) remove soil or change the grade or slope; (4) impound surface water; or (5) plant trees or landscaping. Such approval shall not be unreasonably withheld;
 - ix. After the pipeline is constructed, owner shall have the right to approve Dakota Access' plans to make permanent surface changes to the Pipeline Easement area. Such approval shall not be unreasonably withheld;
 - x. The right to review and approve owner's plans to: (1) construct any and all streets and roadways, at any angle of not less than forty five (45) degrees to the pipeline, across the Pipeline Easement which do not damage, destroy or alter the operation of the pipeline and its appurtenant facilities and (2) construct and/or install water, sewer, gas, electric, cable TV, telephone or other utility lines across the Pipeline Easement at any angle of not less than forty five (45) degrees to the pipeline, provided that all of Dakota Access's required and applicable spacings, including depth separation limits and other protective requirements are met by owner. Such approval shall not be unreasonably withheld;
 - xi. The right to trim or cut down or eliminate trees or shrubbery within the Easements in the sole judgment of Dakota Access as may be necessary to prevent possible interference with its easement rights, including the operation of the pipeline and to remove possible hazards thereto, and the right to remove or prevent the construction of any and all buildings, structures, reservoirs or other obstructions on the Easements which, in the sole judgment of Dakota Access, may endanger or interfere with the efficiency, safety, or convenient operation of the pipeline and appurtenant facilities or use of the Easements; Dakota Access shall leave the surface of the Easement area in satisfactory condition after trimming or removing trees or shrubbery; and
 - xii. The right to assign the easement rights and to have the easement rights benefit Dakota Access's successors and assigns.

The specific easement rights to be acquired over all tracts having a valve on the site, as approved by the IUB, are as follows:

- i. Non-exclusive easements for the purposes of accessing, establishing, laying, constructing, reconstructing, installing, realigning, modifying, replacing, improving, operating, maintaining, inspecting, patrolling, protecting, repairing, relocating (to the extent permitted by Iowa Code chapter 479B and Iowa Utilities Board rules thereunder), and removing at will, in whole or in part, one pipeline not to exceed 30" in diameter, for the transportation of oil, hydrocarbon liquids, and the products thereof, together with below-ground appurtenances (and also for pipeline markers, valves, and cathodic protection test leads which Dakota Access, LLC ("Dakota Access") is specifically allowed to install upon the surface of the Easements) as may

- be necessary or desirable for the operation of the pipeline, over, across, under and upon the Property;
- ii. An exclusive easement for the purposes of accessing, establishing, constructing, reconstructing, installing, modifying, replacing, improving, operating, maintaining, inspecting, patrolling, protecting, repairing and removing at will a valve and any communication and power lines necessary for the operation of the valve, all located in the Valve Easement area, if any;
 - iii. A Temporary Construction Easement to construct one pipeline and any appurtenant facilities in, over, through, across, under, and along the Pipeline Easement area. The term of the Temporary Construction Easement shall be for a period to extend eighteen (18) months from the date of construction commencement;
 - iv. The right of ingress and egress over and across the Easements to survey, conduct reasonable and necessary construction activities, to remove structures and objects located within the Easements;
 - v. The right to construct, maintain and change slopes of cuts and fills within the Pipeline Easement, and the Valve Easement, if any, to ensure proper lateral and adjacent support for and drainage for the pipeline and valve, as applicable, and appurtenant facilities related to this pipeline project;
 - vi. The right of unimpeded entry and access in, to, through, on, over, under, and across the Access Easement (and in the event of an emergency over such other portions of the Property as may be reasonably necessary) to exercise the rights granted to Dakota Access at all times convenient;
 - vii. The right of unimpeded entry and access in, to, through, on, over, under, and across the Pipeline Easement and Valve Easement (and Temporary Construction Easement while in effect) for all purposes necessary and at all times convenient and necessary to exercise the rights granted to Dakota Access;
 - viii. If there is an existing fence across the Access Easement, if any, Valve Easement, or Pipeline Easement, Dakota Access shall have the right, at its expense, to install a gate. If the gate is locked, Dakota Access must supply the owner or party in possession with a key. If the owner or party in possession erects any fences across the Access Easement, Valve Easement or Pipeline Easement, the owner must install a gate, and if any gate is locked, the owner must supply Dakota Access with a key. The owner shall allow Dakota Access to install its own lock if Dakota Access so chooses, provided that the method of locking the gates allows both parties to use its/his/her own key or lock to open the gate without further assistance of the other;
 - ix. The right to erect a fence around the Valve Easement area;
 - x. The right to prohibit, prevent and remove any crop production within the Valve Easement area;
 - xi. The right to approve owner's plans to do any of the following within the Pipeline Easement and Valve Easement areas: (1) construct or permit the construction or installation of any temporary or permanent building or site improvements, other than streets and roads; (2) drill or operate any well; (3) remove soil or change the grade or slope; (4) impound surface water; or (5) plant trees or landscaping. Such approval shall not be reasonably withheld;

- xii. After the pipeline is constructed, owner shall have the right to approve Dakota Access' plans to make permanent surface changes to the Pipeline Easement and Valve Easement areas. Such approval shall not be unreasonably withheld;
- xiii. The right to review and approve owner's plans to: (1) construct any and all streets and roadways, at any angle of not less than forty five (45) degrees to the pipeline, across the Pipeline Easement which do not damage, destroy or alter the operation of the pipeline and its appurtenant facilities and (2) construct and/or install water, sewer, gas, electric, cable TV, telephone or other utility lines across the Pipeline Easement at any angle of not less than forty five (45) degrees to the pipeline, provided that all of Dakota Access's required and applicable spacings, including depth separation limits and other protective requirements are met by owner. Such approval shall not be unreasonably withheld.
- xiv. The right to trim or cut down or eliminate trees or shrubbery within the Easements in the sole judgment of Dakota Access as may be necessary to prevent possible interference with its easement rights, including the operation of the pipeline and to remove possible hazards thereto, and the right to remove or prevent the construction of any and all buildings, structures, reservoirs or other obstructions on the Easements which, in the sole judgment of Dakota Access, may endanger or interfere with the efficiency, safety, or convenient operation of the pipeline and appurtenant facilities or use of the Easements; Dakota Access shall leave the surface of the Easement area in satisfactory condition after trimming or removing trees or shrubbery; and
- xv. The right to assign the easement rights and to have the easement rights benefit Dakota Access's successors and assigns.

IV. LANDS NECESSARY TO ACHIEVE THE PUBLIC PURPOSE AND LANDS PROPOSED TO BE ACQUIRED FOR THE PROJECT

The property rights described herein, and shown in the plats attached, are all of the property rights that remain to be acquired in this county for the purpose of constructing the Dakota Access Pipeline. All other easements along the route of the pipeline in this county have been acquired through voluntary easements. Applicant states that the permanent and temporary easement rights to be acquired over the parcels, as approved by the IUB, constitute the minimum necessary rights and minimum amount of land to achieve the purposes herein identified and to implement the Order and Permit.

V. STATEMENT OF EFFORTS MADE BY DAKOTA ACCESS TO NEGOTIATE IN GOOD FAITH TO PURCHASE THE PROPERTY

Dakota Access has made good faith efforts to negotiate with the owners of the parcels listed herein to acquire the property rights sought to be condemned. In addition to satisfying the requirements in Iowa Code Chapter 6B, these efforts include, but are not limited to, the following:

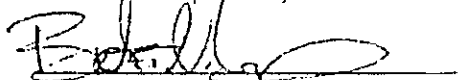
1. Complied with all landowner notice requirements in Iowa Code chapter 479B;
2. Provided owners with a written calculation of easement valuation and damage calculations;
3. Discussed the basis for determining value;
4. Discussed the content of the easement agreement;
5. Made multiple offers for the purchase of a voluntary easement in amounts in excess of the appraised value of an easement; and
6. Addressed owners' questions and concerns regarding construction of the pipeline and easement terms.

Despite these efforts, and ongoing negotiation attempts up to the date of this Application, the parties were unable to reach an agreement.

THEREFORE, Dakota Access hereby requests the Court approve its Application for Condemnation and appoint Compensation Commission(s) 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 this 9th day of May, 2016.

DAKOTA ACCESS, LLC



Brant M. Leonard (AT0010157)

Lisa A. Agrimonti (AT0011642)

Howard A. Roston (AT0012873)

FREDRIKSON & BYRON, P.A.

309 East 5th Street

Suite 202A

Des Moines, IA 50309

Telephone: 515.242.8900
Facsimile: 515.242.8950
E-mail: bleonard@fredlaw.com
lagrimonti@fredlaw.com
hroston@fredlaw.com

APPROVED this 10 day of May, 2016.



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

In accordance with Iowa Code Section 6B.3(3)(a), I, the undersigned, certify under penalty of perjury and pursuant to the laws of the State of Iowa that this Application for Condemnation has been approved by the Chief Judge of the Third Judicial District.

Brant M. Leonard
FREDRIKSON & BYRON, P.A.
309 East 5th Street
Suite 202A
Des Moines, IA 50309

IN THE SHERIFF'S OFFICE OF CHEROKEE COUNTY

**IN THE MATTER OF THE
CONDEMNATION OF CERTAIN LANDS TO
CONSTRUCT, OWN, OPERATE, AND
MAINTAIN PIPELINE FACILITIES FOR
TRANSPORTATION OF HAZARDOUS
LIQUIDS BY DAKOTA ACCESS, LLC**

**SHERIFF'S RETURN AND REPORT OF
COMMISSIONERS**

Parcel No(s): IA-CH-026.000

Landowner(s): Marian D. Johnson

BE IT REMEMBERED that on the 14th day of June, 2016, Dakota Access, LLC did, in pursuance of law, make written Application to the Chief Judge of the Third Judicial District for Cherokee County, Iowa, for the appointment of Compensation Commissioners under Chapter 6B of the Iowa Code to assess the damages sustained by the various persons, companies, or corporations owning or having any interest in the property in Cherokee County, Iowa, which Dakota Access, LLC desires to take, acquire, appropriate and condemn for the purpose of constructing, owning, operating, and maintaining pipeline facilities for the transportation of hazardous liquids, and it being made to appear that the persons, companies, or corporations owning or claiming any interest in said property have refused to grant the same to Dakota Access, LLC for said purposes and that Dakota Access, LLC cannot agree with said owners and claimants of an interest in said property upon the compensation to be paid for the same, the Chief Judge of the Third Judicial District for Cherokee County, Iowa, in pursuance of the powers vested in him or her by law and said written application having been filed with him or her, did appoint six (6) resident freeholders of the County of Cherokee, State of Iowa, who were not interested in the same or a like question to inspect the said property and assess the damages which said owners and claimants of an interest in the same might sustain by reason of the appropriation thereof by said company for the uses and purposes aforesaid, and said Commissioners were duly and legally summoned to view the property as herein described on the 14th day of June, at

9:00 a.m./p.m., and to assess the damages of each of the owners thereof, and persons, companies, or corporations having or claiming an interest therein by reason of the appropriation of the same by said company and for said purposes, which said owners and persons, companies, or corporations having or claiming an interest there are as hereinafter set out.

WHEREUPON, all of said Commissioners met in my office located at 111 N. Fifth St, Cherokee, Iowa, on the 14th day of June, 2016, and said Commissioners, and each of them, then and there signed and made oath and qualified by filing with me their written oath, the original of said oath being attached hereto and marked "Exhibit A" and by this reference made a part hereof.

Thereafter, the Commissioners did, on the 14th day of June, 2016, ~~view the said property and~~ did thereafter meet in public session to assess the damages that said property owners and claimants of an interest in said property will sustain by reason of the appropriation of the same by said company for the purposes aforesaid.

Due and legal notice of the proposal of said company to take said properties for purposes of constructing, owning, operating, and maintaining pipeline facilities for the transportation of hazardous liquids, and of the time and place of meeting of said Commissioners for the purpose of making such assessment having been heretofore given and published, after the appointment of the Commissioners, to the owners of the said described property and all persons, companies, or corporations having or claiming an interest therein, the said Commissioners thereupon mad out and returned their report of assessment of damages, attached hereto as Exhibit "B".

Date: 6-14-16

Dave Scott
Sheriff of Cherokee County, Iowa

Exhibit A

IN THE SHERIFF'S OFFICE OF CHEROKEE COUNTY

IN THE MATTER OF THE CONDEMNATION OF CERTAIN LANDS TO CONSTRUCT, OWN, OPERATE, AND MAINTAIN PIPELINE FACILITIES FOR TRANSPORTATION OF HAZARDOUS LIQUIDS BY DAKOTA ACCESS, LLC	OATH OF COMMISSIONERS Parcel No(s): IA-CH-026.000 Landowner(s): Marian D. Johnson
--	--

STATE OF IOWA :
 : ss
COUNTY OF CHEROKEE :

Each of the undersigned, being duly sworn, states:

That I do possess the qualifications indicated 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 owners, lienholders, encumbrancers and other persons interested in the land from which certain rights are sought to be acquired by these proceedings will sustain by reason of the appropriation of the rights as set forth and described in the Application now on file in the Office of the Sheriff of Cherokee County; and

That I will make a written report to the Sheriff, including the information used by the commission in assessing the damages, all as authorized and prescribed in the Code of Iowa, and in accordance with the instruction of the Chief Justice of the Iowa Supreme Court; and

That I will well and truly perform any and all other duties imposed upon me by law as a member of the Compensation Commission.

[Signature Page follows]

Signature: [Handwritten Signature]
Name: Gregory L. Fredericksen
Agricultural Owner

Signature: [Handwritten Signature]
Name: Neal Rupp
Agricultural Owner

Signature: [Handwritten Signature]
Name: _____
Licensed Real Estate Broker/Salesperson

Signature: [Handwritten Signature]
Name: Andrew Carlson
Licensed Real Estate Broker/Salesperson

Signature: [Handwritten Signature]
Name: Carl F. Nelson
Knowledgeable of Property Value

Signature: [Handwritten Signature]
Name: LEON KLOTZ
Knowledgeable of Property Value

Subscribed and sworn before me this 14 day of June, 2016



[Handwritten Signature]
Notary Public in and for the State of Iowa

Filed in my office this 14 day of June, 2016.

Sheriff of Cherokee County, Iowa
By: [Handwritten Signature]
Deputy

Exhibit B

IN THE SHERIFF'S OFFICE OF
CHEROKEE COUNTY

NOTICE OF APPRAISEMENT
HEARING AND MEETING
COMPENSATION COMMISSION

Parcel No(s): IA-CH-026.0.1
Landowner(s): Marian D. Johnson

IN THE MATTER OF THE
CONDEMNATION OF CERTAIN
LANDS TO CONSTRUCT, OWN,
OPERATE, AND MAINTAIN PIPELINE
FACILITIES FOR TRANSPORTATION
OF HAZARDOUS LIQUIDS BY
DAKOTA ACCESS, LLC

TO: County Compensation
Commissioners
Marian D. Johnson
Farm Credit Services of
America, FLCA

And all other persons, com-
panies, or corporations having
any interest in or owning any
of the real estate described
herein.

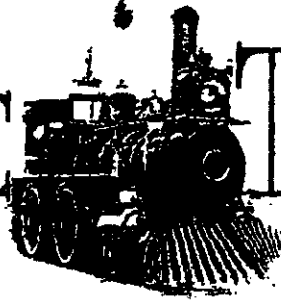
NOTICE IS HEREBY GIVEN:

1. That Dakota Access, LLC (~~Dakota Access, LLC~~) desires the condemnation of certain easement rights to construct, own, operate, and maintain pipeline facilities for the transportation of hazardous liquids in this county (the "Project") by Order of the Iowa Utilities Board issued March 10, 2016, in Docket No. HLP-2014-0001, as shown on the plat(s) attached to the Application for Condemnation filed with the Chief Judge of the Third Judicial District.
2. That such condemnation is sought for the use in accordance with the Project.
3. That Compensation Commission has been appointed, as provided by law, for the purpose of appraising the damages which will be caused by the taking of the property or properties.
4. That the Compensation Commission will, on the 14th day of June, 2016, at 9:00am meet at 111. N Fifth St., Cherokee, Iowa, and will proceed to view the properties and to assess and appraise the damages, at which time you may appear before the commissioners if you care to do so.
5. That the Compensation Commission is required to meet in open session (open to the public) to view the property being condemned and to receive evidence, but may deliberate in closed session as provided by Iowa Code § 6B.14.

Dated this 10th day of May, 2016.

Sheriff, Cherokee County, Iowa
By: /s/Dave Scott

CHRONICLE TIMES



PROOF OF PUBLICATION

State of Iowa, Cherokee County, ss

I, Judy Barnable, being duly sworn, do state an oath that I am the Business Manager of the Chronicle Times, a newspaper printed and published in Cherokee, Cherokee County, State of Iowa, and issued week days, and that the annexed printed

Clerdee Sheritt Johnson
notice was regularly published in said newspaper once each week for 1 consecutive weeks, the first publication thereof being on the 1st day of June A.D. 2016, and the succeeding publication thereof on the same day of the week as the first publication

Business Manager

Judy Barnable
Subscribed and sworn to before me, Judy Barnable above named, at Le Mars, in said county, this 1st day of June A.D. 2016.

Patty Roder
Notary Public in and for said County

Printer's Fees \$ 35.38



IN THE SHERIFF'S OFFICE OF CHEROKEE COUNTY

<p>IN THE MATTER OF THE CONDEMNATION OF CERTAIN LANDS TO CONSTRUCT, OWN, OPERATE, AND MAINTAIN PIPELINE FACILITIES FOR TRANSPORTATION OF HAZARDOUS LIQUIDS BY DAKOTA ACCESS, LLC</p>	<p>SHERIFF'S CERTIFICATION AS TO COSTS AND AWARD</p> <p>Parcel No(s): IA-CH-026.000</p> <p>Landowner(s): Marian D. Johnson</p>
---	---

TO: Clerk of the Cherokee County District Court/ Cherokee County Recorder

I hereby certify that the appointed commissioners in the above-entitled condemnation met at the Cherokee County Sheriff's Office on the 14 day of June, 2016, ~~viewed the property~~ and received evidence. The Commission did thereafter file their written report with me awarding damages as follows:

	<u>AWARD</u>
Titleholder: <u>Marian Johnson</u>	\$ <u>108,000</u>
Other Lienholders or Interested Parties: _____ _____	\$ _____ \$ _____
Attorneys' Fees (if allowed)	\$ _____
TOTAL AWARD	\$ <u>108,000.⁰⁰</u>

Date of Mailing the Notice of Appraisal of Damages to Condemner(s) and Condemnee(s): 6-15-16
Awards Deposited by Applicant on: 6-14-16
Notice of Appeal Filed on: —

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

Sheriff's Civil Fees

	<u>Amount</u>
Sheriff, Service of Notices.....	
Sheriff, summoning and attending commissioners.....	<u>\$127.97</u>
Sheriff, mileage while attending commissioners: _____ miles at _____ cents/mile.....	
Sheriff, recording fee to be paid to county recorder.....	
Sheriff, fee for publication of notice.....	<u>35.38</u>
Total.....	<u>\$163.35</u>

Commissioners' Fees/Expenses (attach Commissioners' Fees Statements)

	<u>Amount</u>
Name: <u>Greyling Fredericksen</u>	<u>100.00</u>
Name: <u>Neal Rupp</u>	<u>100.00</u>
Name: <u>Frank Escue</u>	<u>100.00</u>
Name: <u>Andy Carlson</u>	<u>100.00</u>
Name: <u>Leon Klotz</u>	<u>100.00</u>
Name: <u>Carl Nelson</u>	<u>100.00</u>
Total	<u>600.00</u>

I further certify that the attached papers are full and complete original files in the proceedings and the statement accompanying the same is correct and true.

Date: 6-14-16

Sheriff of Cherokee County, Iowa
by Barbara Staves

IN THE SHERIFF'S OFFICE OF CHEROKEE COUNTY

IN THE MATTER OF THE
CONDEMNATION OF CERTAIN LANDS TO
CONSTRUCT, OWN, OPERATE, AND
MAINTAIN PIPELINE FACILITIES FOR
TRANSPORTATION OF HAZARDOUS
LIQUIDS BY DAKOTA ACCESS, LLC

REPORT OF COMPENSATION
COMMISSIONERS

Parcel No(s). IA-CH-026.000

Landowner(s): Marian D. Johnson

TO: THE SHERIFF OF Cherokee COUNTY, IOWA

We have inspected the property described on Attachment A hereto and have assessed the damage which the person(s) claims an interest in the property will sustain as a result of the acquisition of the property interest by Dakota Access, LLC through eminent domain proceedings.

After 1 day(s) of deliberation, on the 14TH day of June, 2016, we have determined that the actual damages for the condemnation of the property is as set forth below:

For the taking of the property interests as described in Attachment A, we award to: Marian D. Johnson (names of parties) the amount of \$ 108,000.⁰⁰

Attorneys' fees (if allowed) are awarded in the amount of \$ -0-.

The following information was used by the Commission in assessing the damages:

A settlement was agreed upon by the land owner and Dakota Access, LLC, prior to the Commissioners meeting. Commissioners agreed with the settlement amounts.

[Signature Page Follows]

*Note to Commissioners: Attach additional sheets, if needed, to describe information relied on, and make reference to documents relied on (e.g. appraisals) in assessing damages for the taking. Also attach Meetings of Deliberations.

WITNESS OUR HANDS at Cherokee, Iowa, on this 14th day of June, 2016.

Signature: [Signature]
Name: LEON KLOTZ

Signature: [Signature]
Name: [Signature]

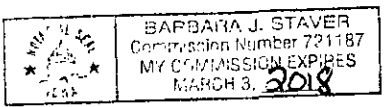
Signature: [Signature]
Name: FRANK ESCHE

Signature: [Signature]
Name: Gregory L. Fredericksen

Signature: [Signature]
Name: Andrew Carlson

Signature: [Signature]
Name: Neal Rupp

Subscribed and sworn to before me this 14 day of June, 2016.
[Signature]
Notary Public in and for the State of Iowa



Filed in my office this 14 day of June, 2016.

Sheriff of Cherokee County, Iowa
By: [Signature] Deputy

MINUTES OF DELIBERATION OF COMPENSATION COMMISSION

Date _____ Time _____ Place _____

Project: Dakota Access Pipeline

Commissioners Present:

Leon Klotz
Frank Escue
Andrew Carlson

Carl F. Nelson
Gregory L. Fredericksen
Neal Rupp

Condemner (and/or Attorney):

Witness(es) for Condemner:

Condemnee (and/or Attorney):

Witness(es) for Condemnee:

The Commissioners made their decision based on the following documents and information received for consideration in arriving at the award(s):

The Commissioners vote on the award was by a majority of commissioners, including the following commissioners:

Signature: Leon Klotz
Name: LEON KLOTZ

Signature: Carl F. Nelson
Name: Carl F. Nelson

Signature: Frank Escue
Name: FRANK ESCUE

Signature: Gregory L. Fredericksen
Name: Gregory L. Fredericksen

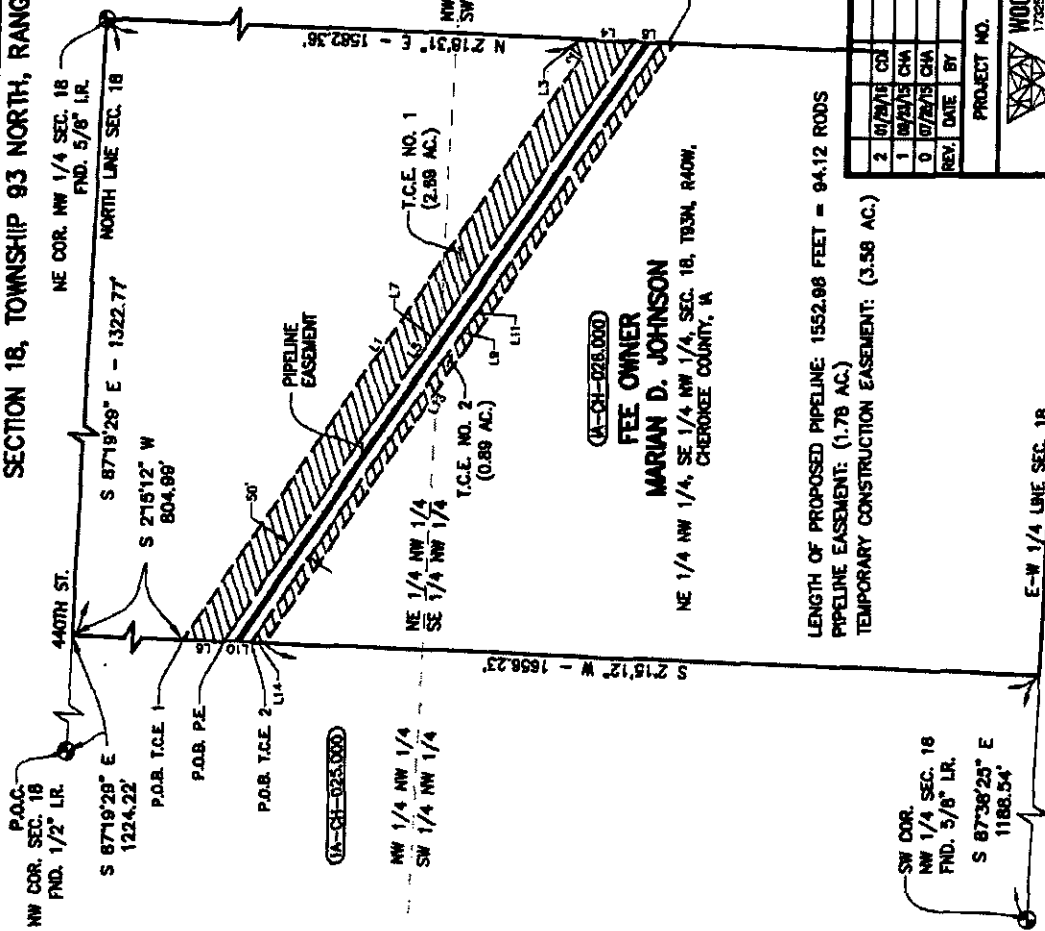
Signature: Andrew Carlson
Name: Andrew Carlson

Signature: Neal Rupp
Name: Neal Rupp

**The commission shall keep minutes of all its meetings showing the date, time and place, the members present, and the action taken at each meeting. The minutes shall show the results of each vote taken and information sufficient to indicate the vote of each member present. The minutes shall be public records open to public inspection. Iowa Code § 6B.14.*

CHEROKEE COUNTY, IOWA

SECTION 18, TOWNSHIP 93 NORTH, RANGE 40 WEST OF THE 5TH P.M.



T.C.E. No. 2 Line Table		
LINE #	LENGTH	BEARING
L11	1582.84'	S89°01'52"E
L12	28.37'	S21°18'31"W
L13	1582.81'	N56°01'52"W
L14	28.39'	N27°15'12"E

T.C.E. No. 1 Line Table		
LINE #	LENGTH	BEARING
L1	1508.40'	S89°01'52"E
L2	25.00'	N33°56'06"E
L3	28.28'	S90°01'52"E
L4	117.46'	S21°18'31"W
L5	1353.01'	N36°01'52"W
L6	86.17'	N27°15'12"E

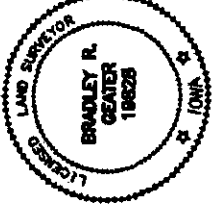
P.E. Line Table		
LINE #	LENGTH	BEARING
L7	1553.01'	S89°01'52"E
L8	58.74'	S21°18'31"W
L9	1552.84'	N56°01'52"W
L10	56.78'	N27°15'12"E



LEGEND
 P.O.B. - POINT OF BEGINNING
 P.O.B. - POINT OF BEGINNING
 P.E. - PIPELINE EASEMENT
 T.C.E. - TEMPORARY CONSTRUCTION EASEMENT
 ● - SECTION MARKER CORNER
 ○ - FOUND MONUMENT

NOTES:

- THIS DRAWING IS NOT TO BE CONSTRUED AS A BOUNDARY SURVEY. BOUNDARY LINES SHOWN IN THEIR APPROXIMATE LOCATION PER DEEDS/TITLE COMMITMENTS.
 - BASIS OF BEARING: NAD 83, UTM ZONE 16, USSF
- I HEREBY CERTIFY THAT THIS LAND SURVEYING DOCUMENT WAS PREPARED AND THE RELATED WORK WAS PERFORMED BY ME OR UNDER MY DIRECT PERSONAL SUPERVISION AND THAT I AM A DULY LICENSED LAND SURVEYOR UNDER THE LAWS OF THE STATE OF IOWA.
- SIGNATURE: *Bradley R. Geater* DATE: 2/3/16
 BRADLEY R. GEATER LICENSE NUMBER 108328
- MACQUINE ENGINEERING COMPANY
 1390 NW 121ST ST, CLIVE, IOWA 50325, 515-964-1229
 MY LICENSE RENEWAL DATE IS DECEMBER 31, 2017
 PAGES OR SHEETS COVERED BY THIS SEAL: 2 SHEETS



REV.	DATE	BY	DESCRIPTION	CHK.
2	07/20/15	CD		
1	07/20/15	CHA		
0	07/20/15	CHA		

PROJECT NO. DAKOTA ACCESS PIPELINE 10390700
 WOOD GROUP MUSTANG INC.
 17325 PARK ROW HOUSTON, TX 77064
 TEL: 1-832-809-8000

CHEROKEE COUNTY
 DRAWN BY: CHA
 DATE: 07/20/15
 DWG. NO. IA-CH-026.000
 SCALE: 1" = 300'
 APP: 2
 REV. 2

DAKOTA ACCESS, LLC
 PROJECT NO. DAKOTA ACCESS PIPELINE 10390700
 LENGTH OF PROPOSED PIPELINE: 1552.88 FEET = 94.12 RODS
 PIPELINE EASEMENT: (1.78 AC.)
 TEMPORARY CONSTRUCTION EASEMENT: (3.58 AC.)
 E-W 1/4 LINE SEC. 18

SW COR.
 NW 1/4 SEC. 18
 PND. 5/8" LR.
 S 87°36'25" E
 1188.54'

FILE: C:\backwoods\services\lcc\2016\Projects\11-201801-011-02-Surveying\Chg.DWG.PLAN\COMPLETED\DWG-CH-026.000.dwg PLOT DATE: 2/1/2016 BY: CHG

CHEROKEE COUNTY, IOWA

SECTION 18, TOWNSHIP 93 NORTH, RANGE 40 WEST OF THE 5TH P.M.

Pipeline Easement Description

A 50.0 foot wide Pipeline Easement:

That part of the Northeast Quarter of the Northwest Quarter (NE ¼ NW ¼) and the Southeast Quarter of the Northwest Quarter (SE ¼ NW ¼) of Section 18, Township 93 North, Range 40 West of the 5th P.M., Cherokee County, Iowa; described as the Marian D. Johnson parcel recorded in Document No. 92-0357 of the Deed Records of Cherokee County, Iowa; Commencing at a 1/2" Iron Rod found at the Northwest corner of said Section 18; thence S87°19'29"E 1224.22 feet along the North line of Section 18 to the Northwest corner of said parcel; thence S02°15'12"W 893.16 feet along the West line of said parcel to the Point of Beginning; thence S56°01'52"E 1553.01 feet to the East line of said parcel; thence S02°18'31"W 58.74 feet along said East line; thence N56°01'52"W 1552.94 feet to said West line; thence N02°15'12"E 58.78 feet along said West line to the Point of Beginning. Said Pipeline Easement contains 1.78 Acres, more or less.

Temporary Construction Easement

Temporary Construction Easement #1: That part of the Northeast Quarter of the Northwest Quarter (NE ¼ NW ¼) and the Southeast Quarter of the Northwest Quarter (SE ¼ NW ¼) of Section 18, Township 93 North, Range 40 West of the 5th P.M., Cherokee County, Iowa; described as the Marian D. Johnson parcel recorded in Document No. 92-0357 of the Deed Records of Cherokee County, Iowa; Commencing at a 1/2" Iron Rod found at the Northwest corner of said Section 18; thence S87°19'29"E 1224.22 feet along the North line of Section 18 to the Northwest corner of said parcel; thence S02°15'12"W 804.99 feet along the West line of said parcel to the Point of Beginning; thence S56°01'52"E 1509.40 feet; thence N33°58'08"E 25.00 feet; thence S56°01'52"E 28.29 feet to the East line of said parcel; thence S02°18'31"W 117.48 feet along said East line; thence N56°01'52"W 1553.01 feet to said West line; thence N02°15'12"E 88.17 feet along said West line to the Point of Beginning. Said Temporary Construction Easement contains 2.69 Acres, more or less.

Temporary Construction Easement #2: That part of the Northeast Quarter of the Northwest Quarter (NE ¼ NW ¼) and the Southeast Quarter of the Northwest Quarter (SE ¼ NW ¼) of Section 18, Township 93 North, Range 40 West of the 5th P.M., Cherokee County, Iowa; described as the Marian D. Johnson parcel recorded in Document No. 92-0357 of the Deed Records of Cherokee County, Iowa; Commencing at a 1/2" Iron Rod found at the Northwest corner of said Section 18; thence S87°19'29"E 1224.22 feet along the North line of Section 18 to the Northwest corner of said parcel; thence S02°15'12"W 951.94 feet along the West line of said parcel to the Point of Beginning; thence S56°01'52"E 1552.94 feet to the East line of said parcel; thence S02°18'31"W 29.37 feet along said East line; thence N56°01'52"W 1552.91 feet to said West line; thence N02°15'12"E 29.39 feet along said West line to the Point of Beginning. Said Temporary Construction Easement contains 0.89 Acres, more or less.

PLE: EA-Burkehead Services LLC(2015-Projects)\11-201501-011-03-Surveying\Draw DWG PLOT\COMPLETED_CDM-CH-026.000.dwg PLOT DATE: 2/1/2016 BY: CHRS

SHEET 2

2	01/29/18	CD		BRG	DAKOTA ACCESS, LLC		
1	09/23/15	CHA		MR			
0	07/20/15	CHA		DM			
REV.	DATE	BY	DESCRIPTION	CHK.			
PROJECT NO. DAKOTA ACCESS PIPELINE 10395700				CHEROKEE COUNTY	IOWA		
WOOD GROUP MUSTANG, INC. 17325 PARK ROW, HOUSTON, TX 77064 TEL: 1-832-608-0000				DRAWN BY: CHA	DATE: 07/20/15	DWG. NO.	REV.
				CHECKED BY:	DATE:	IA-CH-026.000	2
				SCALE: N.T.S.	APP: :		

IN THE SHERIFF'S OFFICE OF CHEROKEE COUNTY

IN THE MATTER OF THE CONDEMNATION OF CERTAIN LANDS TO CONSTRUCT, OWN, OPERATE, AND MAINTAIN PIPELINE FACILITIES FOR TRANSPORTATION OF HAZARDOUS LIQUIDS BY DAKOTA ACCESS, LLC	NOTICE OF APPRAISEMENT OF DAMAGES AND TIME FOR APPEAL
	Parcel No(s): IA-CH-026.000
	Landowner(s): Marian D. Johnson

TO: Marian D. Johnson
991 490th St.
Cleghorn, Ia 51014

You are hereby notified that on the 14 day of June, 2016, the Compensation Commissioners appraised and assessed the damages you have sustained by this condemnation. The award is set out below. You may appeal the amount of this award by filing notice of appeal with the district court of the county in which the property is located and by giving written notice to the sheriff that the appeal has been taken. Your appeal must be made within thirty (30) days of the mailing of this notice to you.

Titleholder:
MARIAN D. JOHNSON

AWARD

\$ 108,000.00

Other Lienholders or Interested Parties:

\$ _____
 \$ _____
 \$ _____

Attorneys' Fees (if allowed)

\$ _____

TOTAL AWARD

\$ 108,000.00

 Sheriff, Cherokee County, Iowa
 By: Barbara Stover
 Civil Deputy

Mailed by my office this 15 day of June, 2016.
 By: Barbara Stover Civil Deputy

IN THE SHERIFF'S OFFICE OF CHEROKEE COUNTY

IN THE MATTER OF THE
CONDEMNATION OF CERTAIN LANDS TO
CONSTRUCT, OWN, OPERATE, AND
MAINTAIN PIPELINE FACILITIES FOR
TRANSPORTATION OF HAZARDOUS
LIQUIDS BY DAKOTA ACCESS, LLC

AFFIDAVIT OF ENDORSEMENT OF
MAILING

Parcel No(s): IA-CH-026.000

Landowner(s): Marian D. Johnson

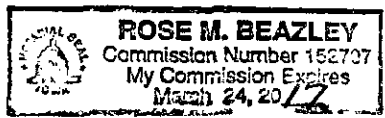
STATE OF IOWA :
 : ss
COUNTY OF CHEROKEE :

I, the undersigned, Barbara Staver do hereby depose and state that I mailed, by ordinary mail, on the 15 day of June, 2016, the attached Notice of Appraisalment of Damages and Time for Appeal to:

Marian D. Johnson
Fredrikson • Byron

Signed: Barbara Staver
Deputy Sheriff

Subscribed and sworn to before me this 15th day of June, 2016.



Rose M. Beazley
Notary Public in and for the State of Iowa

IN THE SHERIFF'S OFFICE OF CHEROKEE COUNTY

IN THE MATTER OF THE
CONDEMNATION OF CERTAIN LANDS TO
CONSTRUCT, OWN, OPERATE, AND
MAINTAIN PIPELINE FACILITIES FOR
TRANSPORTATION OF HAZARDOUS
LIQUIDS BY DAKOTA ACCESS, LLC

NOTICE OF APPRAISEMENT HEARING
AND MEETING OF COMPENSATION
COMMISSION

Parcel No(s): IA-CH-026.000

Landowner(s): Marian D. Johnson

TO: County Compensation Commissioners
Marian D. Johnson Farm Credit Services of America, FLCA

And all other persons, companies, or corporations having any interest in or owning any of the real estate described herein.

NOTICE IS HEREBY GIVEN:

1. That Dakota Access, LLC ("Dakota Access") desires the condemnation of certain easement rights to construct, own, operate, and maintain pipeline facilities for the transportation of hazardous liquids in this county (the "Project") by Order of the Iowa Utilities Board issued on March 10, 2016 in Docket No. HLP-2014-0001, as shown on the plat(s) attached to the Application for Condemnation filed with the Chief Judge of the Third Judicial District.

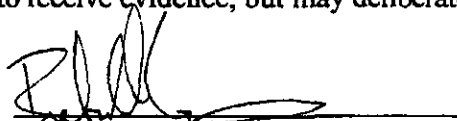
2. That such condemnation is sought for use in accordance with the Project.

3. That a Compensation Commission has been appointed, as provided by law, for the purpose of appraising the damages which will be caused by the taking of the property or properties.

4. That the Compensation Commission will, on the 14th day of JUNE, 2016, at 9:00 am pm meet at 111 N. Fifth St., Cherokee, Iowa, and will then proceed to view the properties and to assess and appraise the damages, at which time you may appear before the commissioners if you care to do so.

5. That the Compensation Commission is required to meet in open session (open to the public) to view the property being condemned and to receive evidence, but may deliberate in closed session as provided by Iowa Code § 6B.14.

Dated this 10th day of May, 2016.



Brant M. Leonard
Fredrikson & Byron P.A.
505 East Grand Avenue, Suite 200
Des Moines, Iowa 50309
ATTORNEYS FOR DAKOTA ACCESS, LLC

Return of Service

Case No. IA-CH-026.000

For: Fredrikson-Leonard

I, Toni Delfs, being first duly sworn, depose and state that I am over the age of 18 years old and not a party to this action, and that within the boundaries of the state where service was effected. I was authorized by law to perform said service. I certify that I personally served the following documents:

Notice of Appraisal Hearing and Meeting of Compensation Commission; Application for Condemnation signed by the Chief Judge of the Third Judicial District; Order Appointing Compensation Commissioners by the Chief Judge of the Third Judicial District

upon the person/entity named below by delivering a copy thereof to said person/entity at the date, time, and location set below:

NAME Marian D. Johnson

DATE/TIME 5/12/2016 @ 12:30pm

LOCATION 991 490th St., Cleghorn, IA, 51014

By serving in the following manner:

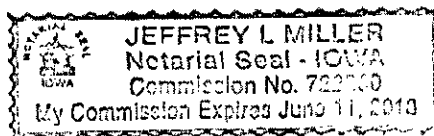
- A) by serving the individual personally
 B) by serving at the person's dwelling house or usual place of abode a person residing therein who was at least 18 years old at the time of service. The name of the resident is Verdell Johnson
 C) by serving the person's spouse, _____, after determining that probable cause exists to believe that they continue to reside together.
 D) personal service to _____ by delivering a copy thereof to _____ title: _____
 E) by posting to the front door in a conspicuous manner after making the following attempts to serve the individual personally:
Date _____ Time _____
Date _____ Time _____

Toni Delfs
Process Server (Toni Delfs)

Subscribed in my presence and sworn to before me this 13 day of May, 2016.

Jeffrey L. Miller
Notary Public in and for the State of Iowa

FEES
Service \$ 45.00
Mileage \$ 85.95
Total \$ 130.95



AFFIDAVIT OF PROCESS SERVER

IN THE THIRD JUDICIAL DISTRICT OF IOWA, CHEROKEE COUNTY

IN THE MATTER OF THE
CONDEMNATION OF CERTAIN RIGHTS
IN LAND TO CONSTRICT, OWN,
OPERATE AND MAINTAIN PIPELINE
FACILITIES FOR THE
TRANSPORTATION OF HAZARDOUS
LIQUIDS BY DAKOTA ACCESS, LLC

I, Thomas J. Gorgen being first duly sworn depose and says that deponent is over the age of eighteen years and not a party in this proceeding and resides in the State of Nebraska where service was effected. I am authorized to serve process in the State of Nebraska per rule 25-507 of Nebraska Revised Statutes.

I received a true copy of: NOTICE OF APPRAISEMENT HEARING AND MEETING OF COMPENSATION COMMISSION, APPLICATION FOR CONDEMNATION AND APPOINTMENT OF A COMMISSION TO APPRAISE DAMAGES, EXHIBIT "A", ORDER APPOINTING COMPENSATION COMMISSIONERS BY THE CHIEF JUDGE OF THE THIRD JUDICIAL DISTRICT on May 10, 2016 to be served on Farm Credit Services of America, FLCA at 5015 South 118th Street Omaha, Nebraska 68137.

I further state on May 11, 2016 at 9:56 p.m. I personally served the listed documents in the following manner.

By personally handing the listed documents to John Morrow Associate General Counsel for Farm Credit Services of America, FLCA at 5015 South 118th Street Omaha, Nebraska 68137.

Sworn to and subscribed before me on:

this 11th day of May 2016.

Notary Public, Douglas County
Nebraska.

x Thomas J. Gorgen
Thomas J. Gorgen
Deponent

x Melinda M Knowles



IN THE SHERIFF'S OFFICE OF CHEROKEE COUNTY

<p>IN THE MATTER OF THE CONDEMNATION OF CERTAIN LANDS TO CONSTRUCT, OWN, OPERATE, AND MAINTAIN PIPELINE FACILITIES FOR TRANSPORTATION OF HAZARDOUS LIQUIDS BY DAKOTA ACCESS, LLC</p>	<p>NOTICE OF APPRAISEMENT HEARING AND MEETING OF COMPENSATION COMMISSION</p> <p>Parcel No(s): IA-CH-026.000</p> <p>Landowner(s): Marian D. Johnson</p>
---	---

TO: County Compensation Commissioners
Marian D. Johnson Farm Credit Services of America, FLCA

And all other persons, companies, or corporations having any interest in or owning any of the real estate described herein.

NOTICE IS HEREBY GIVEN:

1. That Dakota Access, LLC ("Dakota Access") desires the condemnation of certain easement rights to construct, own, operate, and maintain pipeline facilities for the transportation of hazardous liquids in this county (the "Project") by Order of the Iowa Utilities Board issued on March 10, 2016 in Docket No. HLP-2014-0001, as shown on the plat(s) attached to the Application for Condemnation filed with the Chief Judge of the Third Judicial District.
2. That such condemnation is sought for use in accordance with the Project.
3. That a Compensation Commission has been appointed, as provided by law, for the purpose of appraising the damages which will be caused by the taking of the property or properties.
4. That the Compensation Commission will, on the 14th day of JUNE, 2016, at 9:00 am meet at 111 N. FIFTH ST., CHEROKEE, IOWA, and will then proceed to view the properties and to assess and appraise the damages, at which time you may appear before the commissioners if you care to do so.
5. That the Compensation Commission is required to meet in open session (open to the public) to view the property being condemned and to receive evidence, but may deliberate in closed session as provided by Iowa Code § 6B.14.

Dated this 10th day of May, 2016.

Sheriff, Cherokee County, Iowa

By: Dave Scott

#1282



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 _____
2. The real property subject to the Application is located in _____ County.
3. The date the condemnation application was filed by the undersigned County Recorder is _____ month, _____ day, _____ year.
4. The attached Condemnation Application is filed of record at Document # _____
Book _____, Page _____.

County Recorder for

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 Dakota Access
2. The corresponding Condemnation Application to this Sheriff's Statement was filed of record at Document # 2016-0853, Book 2016, Page 0853 and a copy was sent to the Secretary of State.
3. The attached Sheriff's Statement was filed of record at Document # 2016-1362, Book 2016, Page 1362; on JULY month, 15 day, 2016 year.


County Recorder for

Cherokee 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 2016 1362

Book 2016 Page 1362 Type 06 016 Pages 27

Date 7/15/2016 Time 12:23 PM

Rec Amt \$137.00 Aud Amt \$5.00

Mark Murphy, RECORDER
CHEROKEE IA

**SHERIFF'S STATEMENT
Recorder's Cover Sheet**

Preparer Information: Cherokee County Sheriff's Dept. 111 N 5th St. Cherokee, Iowa 51012
(712) 225-6728

Taxpayer Information:

Return Address: Cherokee County Sheriff's Dept. 111 N 5th St. Cherokee, Iowa 51012 (712)
225-6728

Grantors: see attached

Grantees: see attached

Legal Description: see attached

Document or instrument number if applicable: 2016 0853

IN THE THIRD JUDICIAL DISTRICT OF IOWA

<p>IN THE MATTER OF THE CONDEMNATION OF CERTAIN RIGHTS IN LAND TO CONSTRUCT, OWN, OPERATE AND MAINTAIN PIPELINE FACILITIES FOR THE TRANSPORTATION OF HAZARDOUS LIQUIDS BY DAKOTA ACCESS, LLC</p>	<p>APPLICATION FOR CONDEMNATION AND APPOINTMENT OF A COMMISSION TO APPRAISE DAMAGES</p>
---	--

**TO: THE HONORABLE DUANE E. HOFFMEYER, CHIEF JUDGE, THIRD
JUDICIAL DISTRICT INCLUDING CHEROKEE COUNTY, IOWA**

The Applicant, Dakota Access, LLC ("Dakota Access" or "Applicant"), applies for the condemnation of lands for permanent and temporary easements on certain real property, fully described in this application, for the construction of the Dakota Access Pipeline ("Project"). In support, Dakota Access states as follows:

I. PURPOSE

Dakota Access is a public common carrier and under the jurisdiction of the Iowa Utilities Board ("IUB") for the construction, maintenance and operation of the Project. Dakota Access is a Delaware limited liability company authorized to do business in the state of Iowa, registered with the Iowa Secretary of State as a foreign company, and is in good standing. On March 10, 2016, the IUB issued its Final Decision and Order approving the Project ("March 10 Order"). The March 10 Order specifically found that the Project will promote the public convenience and necessity. On April 8, 2016, the IUB issued its Order Accepting Compliance Filings and Issuing

Permit and granted Dakota Access Permit No. N0042 to construct, operate, and maintain an underground hazardous liquids pipeline (collectively, "Permit") that will transport crude oil produced in the Bakken region of North Dakota to a hub near Patoka, Illinois. The interstate pipeline will be approximately 346 miles in length in the state of Iowa and will be thirty inches (30") in diameter. The pipeline will run southeasterly through 18 Iowa counties, from Lyon County through Lee County.

In its March 10 Order and Permit, the IUB found that Dakota Access met all requirements of Iowa Code chapter 479B for the issuance of a permit and granted Dakota Access the authority to use eminent domain to the extent necessary to construct and operate the pipeline, along the route specified in the permit, pursuant to the authority granted to the IUB in Iowa Code section 479B.16. In this Application, Dakota Access seeks to utilize the eminent domain authority granted to it by the IUB to condemn the property described herein, over which Dakota Access has been unable to secure voluntary easement rights.

II. DESCRIPTION OF PROPERTY TO BE ACQUIRED AND NAMES OF ALL RECORD OWNERS AND HOLDERS OF LIENS AND ENCUMBRANCES

The parcels over which Applicant seeks to acquire easements are listed in Exhibit A. Exhibit A also includes plats showing the location of property to be condemned and the interest to be acquired, and the names of all record owners, holders of liens and encumbrances, and persons otherwise affected by these proceedings, as well as the place of residence of such persons, so far as are known to the Applicant.

III. PROPERTY RIGHTS SOUGHT

The locations of the pipeline easement ("Pipeline Easement"), access easement, as applicable ("Access Easement"), and temporary construction easement ("Temporary

Construction Easement), (collectively "Easements") Dakota Access seeks are depicted and described on the plats contained in Exhibit A. The specific easement rights to be acquired over all tracts not having a valve on the site, as approved by the IUB, are as follows:

- i. Non-exclusive easements for the purposes of accessing, establishing, laying, constructing, reconstructing, installing, realigning, modifying, replacing, improving, operating, maintaining, inspecting, patrolling, protecting, repairing, relocating (to the extent permitted by Iowa Code chapter 479B and Iowa Utilities Board rules thereunder), and removing at will, in whole or in part, one pipeline not to exceed 30" in diameter, for the transportation of oil, hydrocarbon liquids, and the products thereof, together with below-ground appurtenances (and also for pipeline markers and cathodic protection test leads which Dakota Access, LLC ("Dakota Access") is specifically allowed to install upon the surface of the Pipeline Easement in areas that minimize the obstruction of the landowner's use of the Property) as may be necessary or desirable for the operation of the pipeline, over, across, under and upon the Property;
- ii. A Temporary Construction Easement to construct one pipeline and any appurtenant facilities in, over, through, across, under, and along the Pipeline Easement area. The term of the Temporary Construction Easement shall be for a period to extend eighteen (18) months from the date of construction commencement;
- iii. The right of ingress and egress over and across the Pipeline Easement (and the Temporary Construction Easement while in effect) to survey, conduct reasonable and necessary construction activities, to remove structures and objects located within the Pipeline Easement and the Temporary Construction Easement;
- iv. The right to construct, maintain and change slopes of cuts and fills within the Pipeline Easement area to ensure proper lateral and subjacent support for and drainage for the pipeline and appurtenant facilities related to this pipeline project;
- v. The right of unimpeded entry and access in, to, through, on, over, under, and across the Access Easement, (and in the event of an emergency over such other portions of the Property as may be reasonably necessary) to exercise the rights granted to Dakota Access at all times convenient;
- vi. The right of unimpeded entry and access in, to, through, on, over, under, and across the Pipeline Easement (and Temporary Construction Easement while in effect) for all purposes necessary and at all times convenient and necessary to exercise the rights granted to Dakota Access;
- vii. If there is an existing fence across the Access Easement, if any, or Pipeline Easement, Dakota Access shall have the right, at its expense, to install a gate. If the gate is locked, Dakota Access must supply the owner or party in possession with a key. If the owner or party in possession erects any fence across the Access Easement, if any, or Pipeline Easement, the owner must install a gate, and if any gate is locked, the owner must supply Dakota Access with a key. The owner shall allow Dakota Access to install its own lock if Dakota Access so chooses, provided that the method of

- locking the gates allows both parties to use its/his/her own key or lock to open the gate without further assistance of the other;
- viii. The right to approve owner's plans to do any of the following within the Pipeline Easement: (1) construct or permit the construction or installation of any temporary or permanent building or site improvements, other than streets and roads; (2) drill or operate any well; (3) remove soil or change the grade or slope; (4) impound surface water; or (5) plant trees or landscaping. Such approval shall not be unreasonably withheld;
 - ix. After the pipeline is constructed, owner shall have the right to approve Dakota Access' plans to make permanent surface changes to the Pipeline Easement area. Such approval shall not be unreasonably withheld;
 - x. The right to review and approve owner's plans to: (1) construct any and all streets and roadways, at any angle of not less than forty five (45) degrees to the pipeline, across the Pipeline Easement which do not damage, destroy or alter the operation of the pipeline and its appurtenant facilities and (2) construct and/or install water, sewer, gas, electric, cable TV, telephone or other utility lines across the Pipeline Easement at any angle of not less than forty five (45) degrees to the pipeline, provided that all of Dakota Access's required and applicable spacings, including depth separation limits and other protective requirements are met by owner. Such approval shall not be unreasonably withheld;
 - xi. The right to trim or cut down or eliminate trees or shrubbery within the Easements in the sole judgment of Dakota Access as may be necessary to prevent possible interference with its easement rights, including the operation of the pipeline and to remove possible hazards thereto, and the right to remove or prevent the construction of any and all buildings, structures, reservoirs or other obstructions on the Easements which, in the sole judgment of Dakota Access, may endanger or interfere with the efficiency, safety, or convenient operation of the pipeline and appurtenant facilities or use of the Easements; Dakota Access shall leave the surface of the Easement area in satisfactory condition after trimming or removing trees or shrubbery; and
 - xii. The right to assign the easement rights and to have the easement rights benefit Dakota Access's successors and assigns.

The specific easement rights to be acquired over all tracts having a valve on the site, as approved by the IUB, are as follows:

- i. Non-exclusive easements for the purposes of accessing, establishing, laying, constructing, reconstructing, installing, realigning, modifying, replacing, improving, operating, maintaining, inspecting, patrolling, protecting, repairing, relocating (to the extent permitted by Iowa Code chapter 479B and Iowa Utilities Board rules thereunder), and removing at will, in whole or in part, one pipeline not to exceed 30" in diameter, for the transportation of oil, hydrocarbon liquids, and the products thereof, together with below-ground appurtenances (and also for pipeline markers, valves, and cathodic protection test leads which Dakota Access, LLC ("Dakota Access") is specifically allowed to install upon the surface of the Easements) as may

- be necessary or desirable for the operation of the pipeline, over, across, under and upon the Property;
- ii. An exclusive easement for the purposes of accessing, establishing, constructing, reconstructing, installing, modifying, replacing, improving, operating, maintaining, inspecting, patrolling, protecting, repairing and removing at will a valve and any communication and power lines necessary for the operation of the valve, all located in the Valve Easement area, if any;
 - iii. A Temporary Construction Easement to construct one pipeline and any appurtenant facilities in, over, through, across, under, and along the Pipeline Easement area. The term of the Temporary Construction Easement shall be for a period to extend eighteen (18) months from the date of construction commencement;
 - iv. The right of ingress and egress over and across the Easements to survey, conduct reasonable and necessary construction activities, to remove structures and objects located within the Easements;
 - v. The right to construct, maintain and change slopes of cuts and fills within the Pipeline Easement, and the Valve Easement, if any, to ensure proper lateral and subjacent support for and drainage for the pipeline and valve, as applicable, and appurtenant facilities related to this pipeline project;
 - vi. The right of unimpeded entry and access in, to, through, on, over, under, and across the Access Easement (and in the event of an emergency over such other portions of the Property as may be reasonably necessary) to exercise the rights granted to Dakota Access at all times convenient;
 - vii. The right of unimpeded entry and access in, to, through, on, over, under, and across the Pipeline Easement and Valve Easement (and Temporary Construction Easement while in effect) for all purposes necessary and at all times convenient and necessary to exercise the rights granted to Dakota Access;
 - viii. If there is an existing fence across the Access Easement, if any, Valve Easement, or Pipeline Easement, Dakota Access shall have the right, at its expense, to install a gate. If the gate is locked, Dakota Access must supply the owner or party in possession with a key. If the owner or party in possession erects any fences across the Access Easement, Valve Easement or Pipeline Easement, the owner must install a gate, and if any gate is locked, the owner must supply Dakota Access with a key. The owner shall allow Dakota Access to install its own lock if Dakota Access so chooses, provided that the method of locking the gates allows both parties to use its/his/her own key or lock to open the gate without further assistance of the other;
 - ix. The right to erect a fence around the Valve Easement area;
 - x. The right to prohibit, prevent and remove any crop production within the Valve Easement area;
 - xi. The right to approve owner's plans to do any of the following within the Pipeline Easement and Valve Easement areas: (1) construct or permit the construction or installation of any temporary or permanent building or site improvements, other than streets and roads; (2) drill or operate any well; (3) remove soil or change the grade or slope; (4) impound surface water; or (5) plant trees or landscaping. Such approval shall not be reasonably withheld;

- xii. After the pipeline is constructed, owner shall have the right to approve Dakota Access' plans to make permanent surface changes to the Pipeline Easement and Valve Easement areas. Such approval shall not be unreasonably withheld;
- xiii. The right to review and approve owner's plans to: (1) construct any and all streets and roadways, at any angle of not less than forty five (45) degrees to the pipeline, across the Pipeline Easement which do not damage, destroy or alter the operation of the pipeline and its appurtenant facilities and (2) construct and/or install water, sewer, gas, electric, cable TV, telephone or other utility lines across the Pipeline Easement at any angle of not less than forty five (45) degrees to the pipeline, provided that all of Dakota Access's required and applicable spacings, including depth separation limits and other protective requirements are met by owner. Such approval shall not be unreasonably withheld.
- xiv. The right to trim or cut down or eliminate trees or shrubbery within the Easements in the sole judgment of Dakota Access as may be necessary to prevent possible interference with its easement rights, including the operation of the pipeline and to remove possible hazards thereto, and the right to remove or prevent the construction of any and all buildings, structures, reservoirs or other obstructions on the Easements which, in the sole judgment of Dakota Access, may endanger or interfere with the efficiency, safety, or convenient operation of the pipeline and appurtenant facilities or use of the Easements; Dakota Access shall leave the surface of the Easement area in satisfactory condition after trimming or removing trees or shrubbery; and
- xv. The right to assign the easement rights and to have the easement rights benefit Dakota Access's successors and assigns.

IV. LANDS NECESSARY TO ACHIEVE THE PUBLIC PURPOSE AND LANDS PROPOSED TO BE ACQUIRED FOR THE PROJECT

The property rights described herein, and shown in the plats attached, are all of the property rights that remain to be acquired in this county for the purpose of constructing the Dakota Access Pipeline. All other easements along the route of the pipeline in this county have been acquired through voluntary easements. Applicant states that the permanent and temporary easement rights to be acquired over the parcels, as approved by the IUB, constitute the minimum necessary rights and minimum amount of land to achieve the purposes herein identified and to implement the Order and Permit.

V. STATEMENT OF EFFORTS MADE BY DAKOTA ACCESS TO NEGOTIATE IN GOOD FAITH TO PURCHASE THE PROPERTY

Dakota Access has made good faith efforts to negotiate with the owners of the parcels listed herein to acquire the property rights sought to be condemned. In addition to satisfying the requirements in Iowa Code Chapter 6B, these efforts include, but are not limited to, the following:

1. Complied with all landowner notice requirements in Iowa Code chapter 479B;
2. Provided owners with a written calculation of easement valuation and damage calculations;
3. Discussed the basis for determining value;
4. Discussed the content of the easement agreement;
5. Made multiple offers for the purchase of a voluntary easement in amounts in excess of the appraised value of an easement; and
6. Addressed owners' questions and concerns regarding construction of the pipeline and easement terms.

Despite these efforts, and ongoing negotiation attempts up to the date of this Application, the parties were unable to reach an agreement.

THEREFORE, Dakota Access hereby requests the Court approve its Application for Condemnation and appoint Compensation Commission(s) 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 this 9th day of May, 2016.

DAKOTA ACCESS, LLC



Brant M. Leonard (AT0010157)

Lisa A. Agrimonti (AT0011642)

Howard A. Roston (AT0012873)

FREDRIKSON & BYRON, P.A.

309 East 5th Street

Suite 202A

Des Moines, IA 50309

Telephone: 515.242.8900
Facsimile: 515.242.8950
E-mail: bleonard@fredlaw.com
lagrimonti@fredlaw.com
hroston@fredlaw.com

APPROVED this 10 day of May, 2016.



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

In accordance with Iowa Code Section 6B.3(3)(a), I, the undersigned, certify under penalty of perjury and pursuant to the laws of the State of Iowa that this Application for Condemnation has been approved by the Chief Judge of the Third Judicial District.

Brant M. Leonard
FREDRIKSON & BYRON, P.A.
309 East 5th Street
Suite 202A
Des Moines, IA 50309

IN THE SHERIFF'S OFFICE OF CHEROKEE COUNTY

IN THE MATTER OF THE CONDEMNATION OF CERTAIN LANDS TO CONSTRUCT, OWN, OPERATE, AND MAINTAIN PIPELINE FACILITIES FOR TRANSPORTATION OF HAZARDOUS LIQUIDS BY DAKOTA ACCESS, LLC	SHERIFF'S RETURN AND REPORT OF COMMISSIONERS Parcel No(s): IA-CH-025.000 Landowner(s): Marian D. Johnson
--	---

BE IT REMEMBERED that on the 14th day of June, 2016, Dakota Access, LLC did, in pursuance of law, make written Application to the Chief Judge of the Third Judicial District for Cherokee County, Iowa, for the appointment of Compensation Commissioners under Chapter 6B of the Iowa Code to assess the damages sustained by the various persons, companies, or corporations owning or having any interest in the property in Cherokee County, Iowa, which Dakota Access, LLC desires to take, acquire, appropriate and condemn for the purpose of constructing, owning, operating, and maintaining pipeline facilities for the transportation of hazardous liquids, and it being made to appear that the persons, companies, or corporations owning or claiming any interest in said property have refused to grant the same to Dakota Access, LLC for said purposes and that Dakota Access, LLC cannot agree with said owners and claimants of an interest in said property upon the compensation to be paid for the same, the Chief Judge of the Third Judicial District for Cherokee County, Iowa, in pursuance of the powers vested in him or her by law and said written application having been filed with him or her, did appoint six (6) resident freeholders of the County of Cherokee, State of Iowa, who were not interested in the same or a like question to inspect the said property and assess the damages which said owners and claimants of an interest in the same might sustain by reason of the appropriation thereof by said company for the uses and purposes aforesaid, and said Commissioners were duly and legally summoned to view the property as herein described on the 14 day of June, at


0900 a.m./p.m., and to assess the damages of each of the owners thereof, and persons, companies, or corporations having or claiming an interest therein by reason of the appropriation of the same by said company and for said purposes, which said owners and persons, companies, or corporations having or claiming an interest there are as hereinafter set out.

WHEREUPON, all of said Commissioners met in my office located at 111 N. Fifth St, Cherokee, Iowa, on the 14th day of June, 2016, and said Commissioners, and each of them, then and there signed and made oath and qualified by filing with me their written oath, the original of said oath being attached hereto and marked "Exhibit A" and by this reference made a part hereof.

Thereafter, the Commissioners did, on the 14th day of June, 2016, ~~view the said property and~~ did thereafter meet in public session to assess the damages that said property owners and claimants of an interest in said property will sustain by reason of the appropriation of the same by said company for the purposes aforesaid.

Due and legal notice of the proposal of said company to take said properties for purposes of constructing, owning, operating, and maintaining pipeline facilities for the transportation of hazardous liquids, and of the time and place of meeting of said Commissioners for the purpose of making such assessment having been heretofore given and published, after the appointment of the Commissioners, to the owners of the said described property and all persons, companies, or corporations having or claiming an interest therein, the said Commissioners thereupon mad out and returned their report of assessment of damages, attached hereto as Exhibit "B".

Date: 6-14-16



Sheriff of Cherokee County, Iowa

IN THE SHERIFF'S OFFICE OF CHEROKEE COUNTY

<p>IN THE MATTER OF THE CONDEMNATION OF CERTAIN LANDS TO CONSTRUCT, OWN, OPERATE, AND MAINTAIN PIPELINE FACILITIES FOR TRANSPORTATION OF HAZARDOUS LIQUIDS BY DAKOTA ACCESS, LLC</p>	<p>OATH OF COMMISSIONERS</p> <p>Parcel No(s): IA-CH-025.000</p> <p>Landowner(s): Marian D. Johnson</p>
---	---

STATE OF IOWA :
 : ss
COUNTY OF CHEROKEE :

Each of the undersigned, being duly sworn, states:

That I do possess the qualifications indicated 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 owners, lienholders, encumbrancers and other persons interested in the land from which certain rights are sought to be acquired by these proceedings will sustain by reason of the appropriation of the rights as set forth and described in the Application now on file in the Office of the Sheriff of Cherokee County; and

That I will make a written report to the Sheriff, including the information used by the commission in assessing the damages, all as authorized and prescribed in the Code of Iowa, and in accordance with the instruction of the Chief Justice of the Iowa Supreme Court; and

That I will well and truly perform any and all other duties imposed upon me by law as a member of the Compensation Commission.

[Signature Page follows]

Signature: [Handwritten Signature]
Name: Grevling & Fredericksen
Agricultural Owner

Signature: [Handwritten Signature]
Name: Neal Rupp
Agricultural Owner

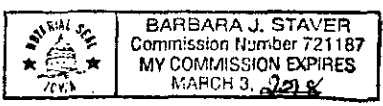
Signature: [Handwritten Signature]
Name: _____
Licensed Real Estate Broker/Salesperson

Signature: [Handwritten Signature]
Name: Andrew Carlson
Licensed Real Estate Broker/Salesperson

Signature: [Handwritten Signature]
Name: Carl F. Nelson
Knowledgeable of Property Value

Signature: [Handwritten Signature]
Name: LEON KLOBZ
Knowledgeable of Property Value

Subscribed and sworn before me this 14 day of June, 2016



[Handwritten Signature]
Notary Public in and for the State of Iowa

Filed in my office this 14 day of June, 2016.

Sheriff of Cherokee County, Iowa
By: [Handwritten Signature]
Deputy

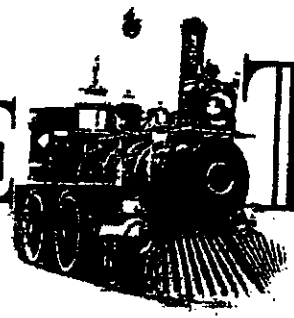
Exhibit "B"

IN THE SHERIFF'S OFFICE OF
CHEROKEE COUNTY

NOTICE OF APPRAISEMENT
HEARING AND MEETING
COMPENSATION COMMISSION

Parcel No(s): IA-CH-025.000
Landowner(s): Marian D. Johnson

CHRONICLE TIMES



IN THE MATTER OF THE
CONDEMNATION OF CERTAIN
LANDS TO CONSTRUCT, OWN,
OPERATE, AND MAINTAIN PIPELINE
FACILITIES FOR TRANSPORTATION
OF HAZARDOUS LIQUIDS BY
DAKOTA ACCESS, LLC

To: County Compensation
Commissioners
Marian D. Johnson
Farm Credit Services of
America, FLCA

And all other persons, com-
panies, or corporations having
any interest in or owning any
of the real estate described
herein.

NOTICE IS HEREBY GIVEN:

1. That Dakota Access, LLC
("Dakota Access") desires
the condemnation of certain
easement rights to construct,
own, operate, and maintain

pipeline facilities for the trans-
portation of hazardous liquids
in this county (the "Project")
by Order of the Iowa Utilities
Board issued March 10, 2016
in Docket No. HLP-2014-
0001, as shown on the plat(s)
attached to the Application
for Condemnation filed with
the Chief Judge of the Third
Judicial District.

2. That such condemnation is
sought for the use in accor-
dance with the Project.

3. That Compensation
Commission has been
appointed, as provided by law,
for the purpose of appraising
the damages which will be
caused by the taking of the
property or properties.

4. That the Compensation
Commission will, on the
14th day of June, 2016, at
9:00am meet at 111 N Fifth
St., Cherokee, Iowa, and will
proceed to view the properties
and to assess and appraise
the damages, at which time
you may appear before the
commissioners if you care to
do so.

5. That the Compensation
Commission is required to
meet in open session (open to
the public) to view the prop-
erty being condemned and
to receive evidence, but may
deliberate in closed session
as provided by Iowa Code §
6B.14.

Dated this 10th day of May,
2016.

Sheriff, Cherokee County, Iowa
By: /s/Dave Scott

PROOF OF PUBLICATION

State of Iowa, Cherokee County, ss

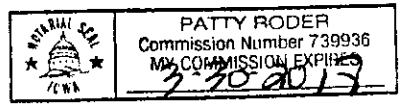
I, Judy Barnable, being duly sworn, do state an
oath that I am the Business Manager of the Chron-
icle Times, a newspaper printed and published in
Cherokee, Cherokee County, State of Iowa, and
issued week days and that the annexed printed
Charles Sheritt Johnson
notice was regularly published in said newspa-
per once each week for 1 ~~consecu-~~
~~tive weeks~~, the first publication thereof being
on the 1st day of June A.D.
2016, and the succeeding publication thereof on
the same day of the week as the first publication

Business Manager

Judy Barnable
Subscribed and sworn to before me, Judy Barn-
able above named, at Le Mars, in said county, this
1st day of June A.D. 2016.

Patty Roder
Notary Public in and for said County

Printer's Fees \$ 35.38



1002604

IN THE SHERIFF'S OFFICE OF CHEROKEE COUNTY

IN THE MATTER OF THE CONDEMNATION OF CERTAIN LANDS TO CONSTRUCT, OWN, OPERATE, AND MAINTAIN PIPELINE FACILITIES FOR TRANSPORTATION OF HAZARDOUS LIQUIDS BY DAKOTA ACCESS, LLC	SHERIFF'S CERTIFICATION AS TO COSTS AND AWARD
	Parcel No(s): IA-CH-025.000
	Landowner(s): Marian D. Johnson

TO: Clerk of the Cherokee County District Court/ Cherokee County Recorder

I hereby certify that the appointed commissioners in the above-entitled condemnation met at the Cherokee County Sheriff's Office on the 14 day of June, 2016, viewed the property and received evidence. The Commission did thereafter file their written report with me awarding damages as follows:

Titleholder:
Marian D. Johnson

AWARD

\$ 100,000.00

Other Lienholders or Interested Parties:

\$ _____

Attorneys' Fees (if allowed)

\$ _____

TOTAL AWARD

\$ 100,000.00

Date of Mailing the Notice of Appraisal of Damages

to Condemner(s) and Condemnee(s): 6-15-16

Awards Deposited by Applicant on: 6-14-16

Notice of Appeal Filed on: —

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

Sheriff's Civil Fees

	<u>Amount</u>
Sheriff, Service of Notices.....	
Sheriff, summoning and attending commissioners.....	* 127.97
Sheriff, mileage while attending commissioners: _____ miles at _____ cents/mile.....	0
Sheriff, recording fee to be paid to county recorder.....	
Sheriff, fee for publication of notice.....	35.38
Total	<u>* 163.35</u>

Commissioners' Fees/Expenses (attach Commissioners' Fees Statements)

	<u>Amount</u>
Name: <u>Coreyling Fredericksen</u>	<u>100.00</u>
Name: <u>Neal Rupp</u>	<u>100.00</u>
Name: <u>Frank Escue</u>	<u>100.00</u>
Name: <u>Andy Carlson</u>	<u>100.00</u>
Name: <u>Leon Klotz</u>	<u>100.00</u>
Name: <u>Cari Nelson</u>	<u>100.00</u>
Total	<u>* 600.00</u>

I further certify that the attached papers are full and complete original files in the proceedings and the statement accompanying the same is correct and true.

Date: 6-14-16

 Sheriff of Cherokee County, Iowa
by Barbara J. Staver

IN THE SHERIFF'S OFFICE OF CHEROKEE COUNTY

IN THE MATTER OF THE
CONDEMNATION OF CERTAIN LANDS TO
CONSTRUCT, OWN, OPERATE, AND
MAINTAIN PIPELINE FACILITIES FOR
TRANSPORTATION OF HAZARDOUS
LIQUIDS BY DAKOTA ACCESS, LLC

REPORT OF COMPENSATION
COMMISSIONERS

Parcel No(s). IA-CH-025.000

Landowner(s): Marian D. Johnson

TO: THE SHERIFF OF Cherokee COUNTY, IOWA

We have inspected the property described on Attachment A hereto and have assessed the damage which the person(s) claims an interest in the property will sustain as a result of the acquisition of the property interest by Dakota Access, LLC through eminent domain proceedings.

After 1 day(s) of deliberation, on the 14TH day of June, 2016, we have determined that the actual damages for the condemnation of the property is as set forth below:

For the taking of the property interests as described in Attachment A, we award to: Marian D. Johnson (names of parties) the amount of \$ 100,000.00

Attorneys' fees (if allowed) are awarded in the amount of \$ - 0 -.

The following information was used by the Commission in assessing the damages:

A settlement was agreed upon by the land owner and Dakota Access, LLC prior to the Commissioners meeting. Commissioners agreed with the settlement amounts.

[Signature Page Follows]

*Note to Commissioners: Attach additional sheets, if needed, to describe information relied on, and make reference to documents relied on (e.g. appraisals) in assessing damages for the taking. Also attach Meetings of Deliberations.

WITNESS OUR HANDS at Cherokee, Iowa, on this 14th day of June, 2016.

Signature: Leon Klotz
Name: LEON KLOTZ

Signature: Carl F. Nelson
Name: Carl F. Nelson

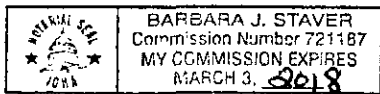
Signature: Frank Escue
Name: FRANK ESCUE

Signature: Gregory L. Fredericksen
Name: Gregory L. Fredericksen

Signature: Andrew Carlson
Name: Andrew Carlson

Signature: Neal Rupp
Name: Neal Rupp

Subscribed and sworn to before me this 14 day of June, 2016.



Barbara Staver
Notary Public in and for the State of Iowa

Filed in my office this 14 day of June, 2016.

Sheriff of Cherokee County, Iowa
By: Barbara Staver
Deputy

MINUTES OF DELIBERATION OF COMPENSATION COMMISSION

Date _____ Time _____ Place _____

Project: Dakota Access Pipeline

Commissioners Present:

Leon Klot
Frank Escue
Andrew Carlson

Carl F. Nelson
Gregory L. Fredericksen
Neal Rupp

Condemner (and/or Attorney):

Witness(es) for Condemner:

Condemnee (and/or Attorney):

Witness(es) for Condemnee:

The Commissioners made their decision based on the following documents and information received for consideration in arriving at the award(s):

The Commissioners vote on the award was by a majority of commissioners, including the following commissioners:

Signature: Leon Klot
Name: LEON KLOT

Signature: Carl F. Nelson
Name: Carl F. Nelson

Signature: Frank Escue
Name: FRANK ESCUE

Signature: Gregory L. Fredericksen
Name: Gregory L. Fredericksen

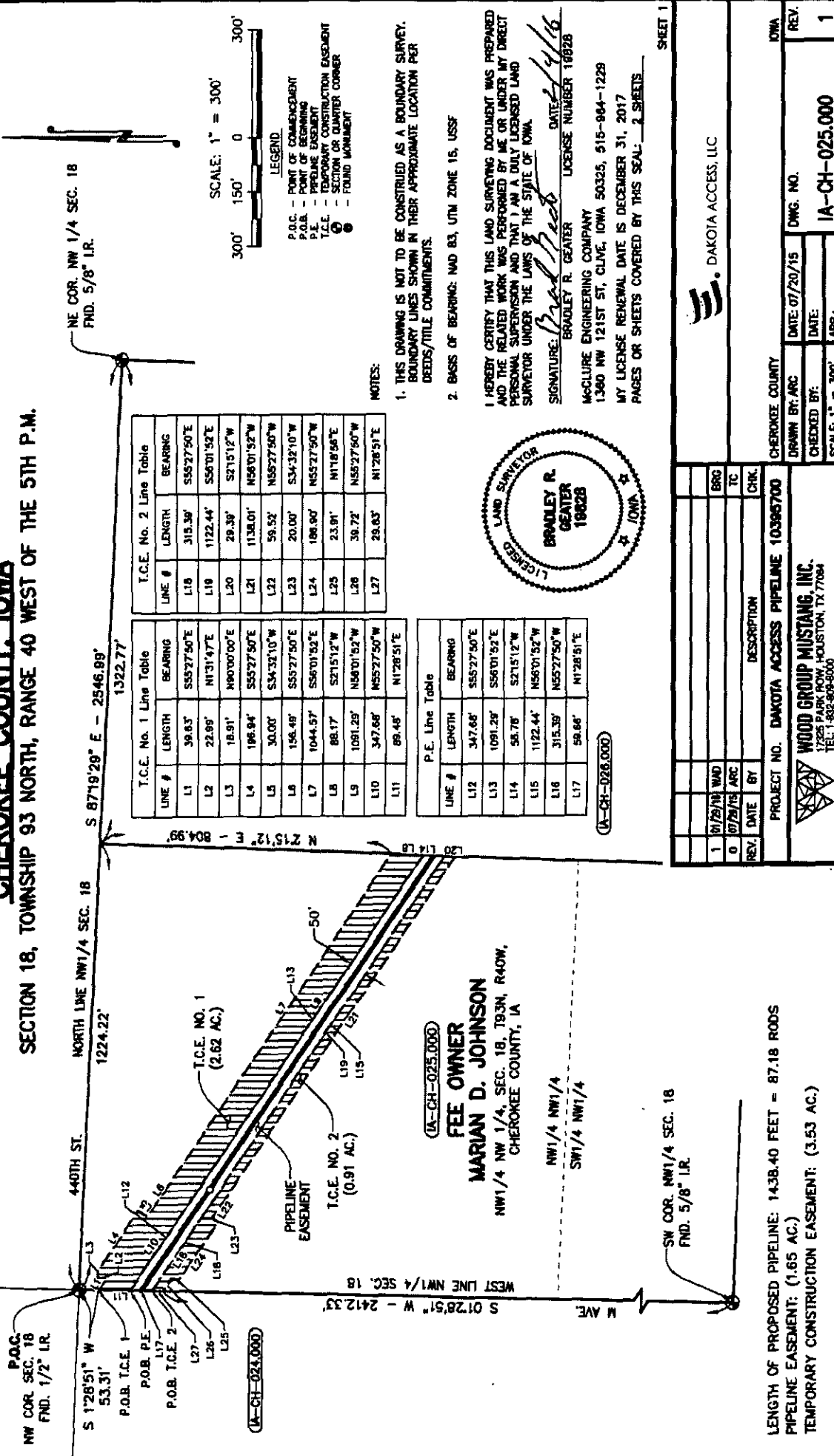
Signature: Andrew Carlson
Name: Andrew Carlson

Signature: Neal Rupp
Name: Neal Rupp

**The commission shall keep minutes of all its meetings showing the date, time and place, the members present, and the action taken at each meeting. The minutes shall show the results of each vote taken and information sufficient to indicate the vote of each member present. The minutes shall be public records open to public inspection. Iowa Code § 6B.14.*

CHEROKEE COUNTY, IOWA

SECTION 18, TOWNSHIP 93 NORTH, RANGE 40 WEST OF THE 5TH P.M.



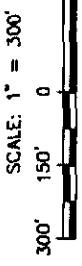
T.C.E. No. 1 Line Table			T.C.E. No. 2 Line Table		
LINE #	LENGTH	BEARING	LINE #	LENGTH	BEARING
L1	39.63'	S55°27'50"E	L18	315.39'	S55°27'50"E
L2	22.89'	N1°31'47"E	L19	1122.44'	S56°01'52"E
L3	18.91'	N80°00'00"E	L20	29.39'	S21°15'12"W
L4	196.94'	S55°27'50"E	L21	1136.01'	N56°01'52"W
L5	30.00'	S34°32'10"W	L22	59.52'	N55°27'50"W
L6	156.49'	S55°27'50"E	L23	20.00'	S34°32'10"W
L7	1044.57'	S56°01'52"E	L24	186.90'	N55°27'50"W
L8	86.17'	S21°15'12"W	L25	23.91'	N11°18'56"E
L9	1091.29'	N56°01'52"W	L26	39.72'	N55°27'50"W
L10	347.66'	N55°27'50"W	L27	29.63'	N17°28'51"E
L11	69.45'	N17°28'51"E			

P.E. Line Table		
LINE #	LENGTH	BEARING
L12	347.66'	S55°27'50"E
L13	1091.29'	S56°01'52"E
L14	56.78'	S21°15'12"W
L15	1122.44'	N56°01'52"W
L16	315.39'	N55°27'50"W
L17	59.66'	N17°28'51"E



DATE: 2/14/16
 SIGNATURE: *Bradley R. Geater*
 BRADLEY R. GEATER LICENSE NUMBER 19828
 McCLURE ENGINEERING COMPANY
 1360 NW 121ST ST, CLIVE, IOWA 50325, 515-844-1229
 MY LICENSE RENEWAL DATE IS DECEMBER 31, 2017
 PAGES OR SHEETS COVERED BY THIS SEAL: 2 SHEETS

- NOTES:
- THIS DRAWING IS NOT TO BE CONSTRUED AS A BOUNDARY SURVEY. BOUNDARY LINES SHOWN IN THEIR APPROXIMATE LOCATION PER DEEDS/TITLE COMMITMENTS.
 - BASIS OF BEARING: NAD 83, UTM ZONE 15, USSF



NE COR. NW 1/4 SEC. 18
 FND. 5/8" I.R.

440TH ST.
 NORTH LINE NW1/4 SEC. 18
 1224.22'

P.O.C.
 NW COR. SEC. 18
 FND. 1/2" I.R.

S 1°28'51" W
 53.31'
 P.O.B. T.C.E. 1
 P.O.B. P.E.
 L17
 P.O.B. T.C.E. 2
 L27
 L26
 L25

(IA-CH-023.000)

WEST LINE NW1/4 SEC. 18
 S 01°28'51" W - 2412.33'

(IA-CH-025.000)
FEE OWNER
MARIAN D. JOHNSON
 NW1/4 NW 1/4, SEC. 18, T93N, R40W,
 CHEROKEE COUNTY, IA

NW1/4 NW1/4
 SW1/4 NW1/4

SW COR. NW1/4 SEC. 18
 FND. 5/8" I.R.

LENGTH OF PROPOSED PIPELINE: 1438.40 FEET = 87.18 RODS
 PIPELINE EASEMENT: (1.65 AC.)
 TEMPORARY CONSTRUCTION EASEMENT: (3.53 AC.)

SHEET 1

DAKOTA ACCESS, LLC

PROJECT NO. DAKOTA ACCESS PIPELINE 10396700		CHEROKEE COUNTY	IOWA
REV. DATE BY DESCRIPTION	1 01/28/16 WAD	DRAWN BY: ARC	DATE: 07/20/15
	0 07/20/15 ARC	CHECKED BY:	DATE:
		SCALE: 1" = 300'	APP: 1
<p>WOOD GROUP MUSTANG, INC. 17225 PARK ROW, HOUSTON, TX 77064 TEL: 1-832-909-8000</p>		DWG. NO. IA-CH-025.000 REV. 1	

CHEROKEE COUNTY, IOWA

SECTION 18, TOWNSHIP 93 NORTH, RANGE 40 WEST OF THE 5TH P.M.

Pipeline Easement Description

A 50.0 foot wide Pipeline Easement:

That part of the Northwest Quarter of the Northwest Quarter (NW ¼ NW ¼) of Section 18, Township 93 North, Range 40 West of the 5th P.M., Cherokee County, Iowa; described as the Marian D. Johnson parcel recorded in Document No. 92-0357 of the Deed Records of Cherokee County, Iowa; Commencing at a ½" iron rod found at the northwest corner of said parcel; thence S01°28'51"W 142.79 feet along the west line of said parcel to the Point of Beginning; thence S55°27'50"E 347.68 feet; thence S56°01'52"E 1091.29 feet to the east line of said parcel; thence S02°15'12"W 58.78 feet along said east line; thence N56°01'52"W 1122.44 feet; thence N55°27'50"W 315.39 feet to said west line; thence N01°28'51"E 59.66 feet along said west line to the Point of Beginning. Said Pipeline Easement contains 1.65 Acres, more or less.



Temporary Construction Easements (T.C.E.)

Temporary Construction Easement #1: That part of the Northwest Quarter of the Northwest Quarter (NW ¼ NW ¼) of Section 18, Township 93 North, Range 40 West of the 5th P.M., Cherokee County, Iowa; described as the Marian D. Johnson parcel recorded in Document No. 92-0357 of the Deed Records of Cherokee County, Iowa; Commencing at a ½" iron rod found at the northwest corner of said parcel; thence S01°28'51"W 53.31 feet along the west line of said parcel to the Point of Beginning; thence S55°27'50"E 39.63 feet; thence N01°31'47"E 22.99 feet; thence N90°00'00"E 18.91 feet; thence S55°27'50"E 196.94 feet; thence S34°32'10"W 30.00 feet; thence S55°27'50"E 156.49 feet; thence S56°01'52"E 1044.57 feet to the east line of said parcel; thence S02°15'12"W 88.17 feet along said east line; thence N56°01'52"W 1091.29 feet; thence N55°27'50"W 347.68 feet to said west line; thence N01°28'51"E 89.48 feet along said west line to the Point of Beginning. Said Temporary Construction Easement contains 2.62 Acres, more or less.

Temporary Construction Easement #2: That part of the Northwest Quarter of the Northwest Quarter (NW ¼ NW ¼) of Section 18, Township 93 North, Range 40 West of the 5th P.M., Cherokee County, Iowa; described as the Marian D. Johnson parcel recorded in Document No. 92-0357 of the Deed Records of Cherokee County, Iowa; Commencing at a ½" iron rod found at the northwest corner of said parcel; thence S01°28'51"W 202.45 feet along the west line of said parcel to the Point of Beginning; thence S55°27'50"E 315.39 feet; thence S56°01'52"E 1122.44 feet to the east line of said parcel; thence S02°15'12"W 29.39 feet along said east line; thence N56°01'52"W 1138.01 feet; thence N55°27'50"W 59.52 feet; thence S34°32'10"W 20.00 feet; thence N55°27'50"W 186.90 feet; thence N01°18'56"E 23.91 feet; thence N55°27'50"W 39.72 feet to said west line; thence N01°28'51"E 29.83 feet along said west line to the Point of Beginning. Said Temporary Construction Easement contains 0.91 Acres, more or less.

SHEET 2

File: R:\Projects\103857 - Dakota Access\048 - Iowa\Drawings\Completed - WDG - IA-CH-025.000.dwg PLOT DATE: 8/27/2015 BY: MUSTANG

1	01/28/16	WAD			BRG	 DAKOTA ACCESS, LLC				
0	07/20/15	ARC			TC					
REV.	DATE	BY	DESCRIPTION			CHK.				
PROJECT NO. DAKOTA ACCESS PIPELINE 10385700						CHEROKEE COUNTY		IOWA		
 WOOD GROUP MUSTANG, INC. 17325 PARK ROW, HOUSTON, TX 77064 TEL: 1-832-809-8000		DRAWN BY: ARC		DATE: 07/20/15		DWG. NO.		REV.		
		CHECKED BY:		DATE:		IA-CH-025.000		1		
		SCALE: N.T.S.		APP.:						

IN THE SHERIFF'S OFFICE OF CHEROKEE COUNTY

<p>IN THE MATTER OF THE CONDEMNATION OF CERTAIN LANDS TO CONSTRUCT, OWN, OPERATE, AND MAINTAIN PIPELINE FACILITIES FOR TRANSPORTATION OF HAZARDOUS LIQUIDS BY DAKOTA ACCESS, LLC</p>	<p>NOTICE OF APPRAISEMENT OF DAMAGES AND TIME FOR APPEAL</p> <p>Parcel No(s): IA-CH-025.000</p> <p>Landowner(s): Marian D. Johnson</p>
---	---

TO: Marian D. Johnson
991 490th St.
Cleghorn, Ia 51014

You are hereby notified that on the 14th day of June, 2016, the Compensation Commissioners appraised and assessed the damages you have sustained by this condemnation. The award is set out below. You may appeal the amount of this award by filing notice of appeal with the district court of the county in which the property is located and by giving written notice to the sheriff that the appeal has been taken. Your appeal must be made within thirty (30) days of the mailing of this notice to you.

Titleholder:
MARIAN D. JOHNSON

AWARD

\$ 100,000.00

Other Lienholders or Interested Parties:

 \$ _____

 \$ _____

 \$ _____

Attorneys' Fees (if allowed) \$ _____

TOTAL AWARD \$ 100,000.00

 Sheriff, Cherokee County, Iowa
 By: Barbara Stearns
 Civil Deputy

Mailed by my office this 15 day of June, 2016.

By: Barbara Stearns Civil Deputy

IN THE SHERIFF'S OFFICE OF CHEROKEE COUNTY

IN THE MATTER OF THE
CONDEMNATION OF CERTAIN LANDS TO
CONSTRUCT, OWN, OPERATE, AND
MAINTAIN PIPELINE FACILITIES FOR
TRANSPORTATION OF HAZARDOUS
LIQUIDS BY DAKOTA ACCESS, LLC

AFFIDAVIT OF ENDORSEMENT OF
MAILING

Parcel No(s): IA-CH-025.000

Landowner(s): Marian D. Johnson

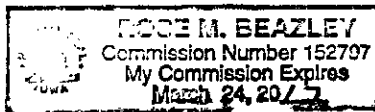
STATE OF IOWA :
: SS
COUNTY OF CHEROKEE :

I, the undersigned, Barbara Staver do hereby depose and state that I mailed, by ordinary mail, on the 15 day of June, 2016, the attached Notice of Appraisalment of Damages and Time for Appeal to:

Marian D. Johnson
Fredrickson + Byron P.A.

Signed: Barbara Staver
Deputy Sheriff

Subscribed and sworn to before me this 15th day of June, 2016.



Rose M. Beazley
Notary Public in and for the State of Iowa

IN THE SHERIFF'S OFFICE OF CHEROKEE COUNTY

IN THE MATTER OF THE CONDEMNATION OF CERTAIN LANDS TO CONSTRUCT, OWN, OPERATE, AND MAINTAIN PIPELINE FACILITIES FOR TRANSPORTATION OF HAZARDOUS LIQUIDS BY DAKOTA ACCESS, LLC	NOTICE OF APPRAISEMENT HEARING AND MEETING OF COMPENSATION COMMISSION Parcel No(s): IA-CH-025.000 Landowner(s): Marian D. Johnson
--	--

TO: County Compensation Commissioners
Marian D. Johnson Farm Credit Services of America, FLCA

And all other persons, companies, or corporations having any interest in or owning any of the real estate described herein.

NOTICE IS HEREBY GIVEN:

1. That Dakota Access, LLC ("Dakota Access") desires the condemnation of certain easement rights to construct, own, operate, and maintain pipeline facilities for the transportation of hazardous liquids in this county (the "Project") by Order of the Iowa Utilities Board issued on March 10, 2016 in Docket No. HLP-2014-0001, as shown on the plat(s) attached to the Application for Condemnation filed with the Chief Judge of the Third Judicial District.


2. That such condemnation is sought for use in accordance with the Project.

3. That a Compensation Commission has been appointed, as provided by law, for the purpose of appraising the damages which will be caused by the taking of the property or properties.

4. That the Compensation Commission will, on the 14th day of JUNE, 2016, at 9:00 am meet at 111 N. Fifth St., Cherokee, Iowa, and will then proceed to view the properties and to assess and appraise the damages, at which time you may appear before the commissioners if you care to do so.

5. That the Compensation Commission is required to meet in open session (open to the public) to view the property being condemned and to receive evidence, but may deliberate in closed session as provided by Iowa Code § 6B.14.

Dated this 10th day of May, 2016.



Brant M. Leonard
Fredrikson & Byron P.A.
505 East Grand Avenue, Suite 200
Des Moines, Iowa 50309
ATTORNEYS FOR DAKOTA ACCESS, LLC

Return of Service

Case No. IA-CH-025.000

For: Fredrikson-Leonard

I, Toni Delfs, being first duly sworn, depose and state that I am over the age of 18 years old and not a party to this action, and that within the boundaries of the state where service was effected. I was authorized by law to perform said service. I certify that I personally served the following documents:

Notice of Appraisal Hearing and Meeting of Compensation Commission; Application for Condemnation signed by the Chief Judge of the Third Judicial District; Order Appointing Compensation Commissioners by the Chief Judge of the Third Judicial District

upon the person/entity named below by delivering a copy thereof to said person/entity at the date, time, and location set below:

NAME Marian D. Johnson

DATE/TIME 5/12/2016 @ 12:30pm

LOCATION 991 490th St., Cleghorn, IA, 51014

By serving in the following manner:

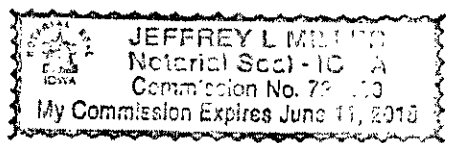
- A) by serving the individual personally
- B) by serving at the person's dwelling house or usual place of abode a person residing therein who was at least 18 years old at the time of service. The name of the resident is Verdell Johnson
- C) by serving the person's spouse, _____, after determining that probable cause exists to believe that they continue to reside together.
- D) personal service to _____ by delivering a copy thereof to _____ title: _____
- E) by posting to the front door in a conspicuous manner after making the following attempts to serve the individual personally:
Date _____ Time _____
Date _____ Time _____

Toni Delfs
Process Server (Toni Delfs)

Subscribed in my presence and sworn to before me this 13 day of May, 2016.

Jeffrey L. Mills
Notary Public in and for the State of Iowa

FEES
Service \$ 115.00
Mileage \$ 85.95
Total \$ 200.95



AFFIDAVIT OF PROCESS SERVER

IN THE THIRD JUDICIAL DISTRICT OF IOWA, CHEROKEE COUNTY

IN THE MATTER OF THE
CONDEMNATION OF CERTAIN RIGHTS
IN LAND TO CONSTRUCT, OWN,
OPERATE AND MAINTAIN PIPELINE
FACILITIES FOR THE
TRANSPORTATION OF HAZARDOUS
LIQUIDS BY DAKOTA ACCESS, LLC

I, Thomas J. Gorgen being first duly sworn depose and says that deponent is over the age of eighteen years and not a party in this proceeding and resides in the State of Nebraska where service was effected. I am authorized to serve process in the State of Nebraska per rule 25-507 of Nebraska Revised Statutes.

I received a true copy of: NOTICE OF APPRAISEMENT HEARING AND MEETING OF COMPENSATION COMMISSION, APPLICATION FOR CONDEMNATION AND APPOINTMENT OF A COMMISSION TO APPRAISE DAMAGES, EXHIBIT "A", ORDER APPOINTING COMPENSATION COMMISSIONERS BY THE CHIEF JUDGE OF THE THIRD JUDICIAL DISTRICT on May 10, 2016 to be served on Farm Credit Services of America, FLCA at 5015 South 118th Street Omaha, Nebraska 68137.

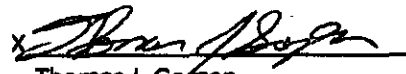
I further state on May 11, 2016 at 9:56 p.m. I personally served the listed documents in the following manner.

By personally handing the listed documents to John Morrow Associate General Counsel for Farm Credit Services of America, FLCA at 5015 South 118th Street Omaha, Nebraska 68137. _____

Sworn to and subscribed before me on:

this 11th day of May 2016.

Notary Public, Douglas County
Nebraska.

x 
Thomas J. Gorgen
Deponent

x 



IN THE SHERIFF'S OFFICE OF CHEROKEE COUNTY

<p>IN THE MATTER OF THE CONDEMNATION OF CERTAIN LANDS TO CONSTRUCT, OWN, OPERATE, AND MAINTAIN PIPELINE FACILITIES FOR TRANSPORTATION OF HAZARDOUS LIQUIDS BY DAKOTA ACCESS, LLC</p>	<p>NOTICE OF APPRAISEMENT HEARING AND MEETING OF COMPENSATION COMMISSION</p> <p>Parcel No(s): IA-CH-025.000</p> <p>Landowner(s): Marian D. Johnson</p>
---	---

TO: County Compensation Commissioners
Marian D. Johnson Farm Credit Services of America, FLCA

And all other persons, companies, or corporations having any interest in or owning any of the real estate described herein.

NOTICE IS HEREBY GIVEN:

1. That Dakota Access, LLC ("Dakota Access") desires the condemnation of certain easement rights to construct, own, operate, and maintain pipeline facilities for the transportation of hazardous liquids in this county (the "Project") by Order of the Iowa Utilities Board issued on March 10, 2016 in Docket No. HLP-2014-0001, as shown on the plat(s) attached to the Application for Condemnation filed with the Chief Judge of the Third Judicial District.

2. That such condemnation is sought for use in accordance with the Project.

3. That a Compensation Commission has been appointed, as provided by law, for the purpose of appraising the damages which will be caused by the taking of the property or properties.

4. That the Compensation Commission will, on the 14th day of JUNE, 2016, at 9:00 am meet at 111 N. FIFTH ST., CHEROKEE, IOWA, and will then proceed to view the properties and to assess and appraise the damages, at which time you may appear before the commissioners if you care to do so.

5. That the Compensation Commission is required to meet in open session (open to the public) to view the property being condemned and to receive evidence, but may deliberate in closed session as provided by Iowa Code § 6B.14.

Dated this 10th day of May, 2016.

Sheriff, Cherokee County, Iowa

By: Dave Scott

#1282



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 _____
2. The real property subject to the Application is located in _____ County.
3. The date the condemnation application was filed by the undersigned County Recorder is _____ month, _____ day, _____ year.
4. The attached Condemnation Application is filed of record at Document # _____
Book _____, Page _____.

County Recorder for

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 Dakota Access
2. The corresponding Condemnation Application to this Sheriff's Statement was filed of record at Document # 2016-0853, Book 2016, Page 0853 and a copy was sent to the Secretary of State.
3. The attached Sheriff's Statement was filed of record at Document # 2016 1418
Book 2016, Page 1418; on July month, 27 day, 2016 year.

County Recorder for

Cherokee 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 2016 1418

Book 2016 Page 1418 Type 06 016 Pages 43

Date 7/27/2016 Time 10:00 AM

Rec Amt \$217.00 Aud Amt \$5.00

Mark Murphy, RECORDER
CHEROKEE IA

SHERIFF'S STATEMENT
Recorder's Cover Sheet

Preparer Information: Cherokee County Sheriff's Dept. 111 N 5th St. Cherokee, Iowa 51012
(712) 225-6728

Taxpayer Information:

Return Address: Cherokee County Sheriff's Dept. 111 N 5th St. Cherokee, Iowa 51012 (712)
225-6728

Grantors: see attached

Grantees: see attached

Legal Description: see attached

Document or instrument number if applicable: 2016 0853

IN THE THIRD JUDICIAL DISTRICT OF IOWA

<p>IN THE MATTER OF THE CONDEMNATION OF CERTAIN RIGHTS IN LAND TO CONSTRUCT, OWN, OPERATE AND MAINTAIN PIPELINE FACILITIES FOR THE TRANSPORTATION OF HAZARDOUS LIQUIDS BY DAKOTA ACCESS, LLC</p>	<p>APPLICATION FOR CONDEMNATION AND APPOINTMENT OF A COMMISSION TO APPRAISE DAMAGES</p>
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**TO: THE HONORABLE DUANE E. HOFFMEYER, CHIEF JUDGE, THIRD
JUDICIAL DISTRICT INCLUDING CHEROKEE COUNTY, IOWA**

The Applicant, Dakota Access, LLC ("Dakota Access" or "Applicant"), applies for the condemnation of lands for permanent and temporary easements on certain real property, fully described in this application, for the construction of the Dakota Access Pipeline ("Project"). In support, Dakota Access states as follows:

L PURPOSE

Dakota Access is a public common carrier and under the jurisdiction of the Iowa Utilities Board ("IUB") for the construction, maintenance and operation of the Project. Dakota Access is a Delaware limited liability company authorized to do business in the state of Iowa, registered with the Iowa Secretary of State as a foreign company, and is in good standing. On March 10, 2016, the IUB issued its Final Decision and Order approving the Project ("March 10 Order"). The March 10 Order specifically found that the Project will promote the public convenience and necessity. On April 8, 2016, the IUB issued its Order Accepting Compliance Filings and Issuing

Permit and granted Dakota Access Permit No. N0042 to construct, operate, and maintain an underground hazardous liquids pipeline (collectively, "Permit") that will transport crude oil produced in the Bakken region of North Dakota to a hub near Patoka, Illinois. The interstate pipeline will be approximately 346 miles in length in the state of Iowa and will be thirty inches (30") in diameter. The pipeline will run southeasterly through 18 Iowa counties, from Lyon County through Lee County.

In its March 10 Order and Permit, the IUB found that Dakota Access met all requirements of Iowa Code chapter 479B for the issuance of a permit and granted Dakota Access the authority to use eminent domain to the extent necessary to construct and operate the pipeline, along the route specified in the permit, pursuant to the authority granted to the IUB in Iowa Code section 479B.16. In this Application, Dakota Access seeks to utilize the eminent domain authority granted to it by the IUB to condemn the property described herein, over which Dakota Access has been unable to secure voluntary easement rights.

II. DESCRIPTION OF PROPERTY TO BE ACQUIRED AND NAMES OF ALL RECORD OWNERS AND HOLDERS OF LIENS AND ENCUMBRANCES

The parcels over which Applicant seeks to acquire easements are listed in **Exhibit A**. Exhibit A also includes plats showing the location of property to be condemned and the interest to be acquired, and the names of all record owners, holders of liens and encumbrances, and persons otherwise affected by these proceedings, as well as the place of residence of such persons, so far as are known to the Applicant.

III. PROPERTY RIGHTS SOUGHT

The locations of the pipeline easement ("Pipeline Easement"), access easement, as applicable ("Access Easement"), and temporary construction easement ("Temporary

Construction Easement), (collectively "Easements") Dakota Access seeks are depicted and described on the plats contained in Exhibit A. The specific easement rights to be acquired over all tracts not having a valve on the site, as approved by the IUB, are as follows:

- i. Non-exclusive easements for the purposes of accessing, establishing, laying, constructing, reconstructing, installing, realigning, modifying, replacing, improving, operating, maintaining, inspecting, patrolling, protecting, repairing, relocating (to the extent permitted by Iowa Code chapter 479B and Iowa Utilities Board rules thereunder), and removing at will, in whole or in part, one pipeline not to exceed 30" in diameter, for the transportation of oil, hydrocarbon liquids, and the products thereof, together with below-ground appurtenances (and also for pipeline markers and cathodic protection test leads which Dakota Access, LLC ("Dakota Access") is specifically allowed to install upon the surface of the Pipeline Easement in areas that minimize the obstruction of the landowner's use of the Property) as may be necessary or desirable for the operation of the pipeline, over, across, under and upon the Property;
- ii. A Temporary Construction Easement to construct one pipeline and any appurtenant facilities in, over, through, across, under, and along the Pipeline Easement area. The term of the Temporary Construction Easement shall be for a period to extend eighteen (18) months from the date of construction commencement;
- iii. The right of ingress and egress over and across the Pipeline Easement (and the Temporary Construction Easement while in effect) to survey, conduct reasonable and necessary construction activities, to remove structures and objects located within the Pipeline Easement and the Temporary Construction Easement;
- iv. The right to construct, maintain and change slopes of cuts and fills within the Pipeline Easement area to ensure proper lateral and subjacent support for and drainage for the pipeline and appurtenant facilities related to this pipeline project;
- v. The right of unimpeded entry and access in, to, through, on, over, under, and across the Access Easement, (and in the event of an emergency over such other portions of the Property as may be reasonably necessary) to exercise the rights granted to Dakota Access at all times convenient;
- vi. The right of unimpeded entry and access in, to, through, on, over, under, and across the Pipeline Easement (and Temporary Construction Easement while in effect) for all purposes necessary and at all times convenient and necessary to exercise the rights granted to Dakota Access;
- vii. If there is an existing fence across the Access Easement, if any, or Pipeline Easement, Dakota Access shall have the right, at its expense, to install a gate. If the gate is locked, Dakota Access must supply the owner or party in possession with a key. If the owner or party in possession erects any fence across the Access Easement, if any, or Pipeline Easement, the owner must install a gate, and if any gate is locked, the owner must supply Dakota Access with a key. The owner shall allow Dakota Access to install its own lock if Dakota Access so chooses, provided that the method of

- locking the gates allows both parties to use its/his/her own key or lock to open the gate without further assistance of the other;
- viii. The right to approve owner's plans to do any of the following within the Pipeline Easement: (1) construct or permit the construction or installation of any temporary or permanent building or site improvements, other than streets and roads; (2) drill or operate any well; (3) remove soil or change the grade or slope; (4) impound surface water; or (5) plant trees or landscaping. Such approval shall not be unreasonably withheld;
 - ix. After the pipeline is constructed, owner shall have the right to approve Dakota Access' plans to make permanent surface changes to the Pipeline Easement area. Such approval shall not be unreasonably withheld;
 - x. The right to review and approve owner's plans to: (1) construct any and all streets and roadways, at any angle of not less than forty five (45) degrees to the pipeline, across the Pipeline Easement which do not damage, destroy or alter the operation of the pipeline and its appurtenant facilities and (2) construct and/or install water, sewer, gas, electric, cable TV, telephone or other utility lines across the Pipeline Easement at any angle of not less than forty five (45) degrees to the pipeline, provided that all of Dakota Access's required and applicable spacings, including depth separation limits and other protective requirements are met by owner. Such approval shall not be unreasonably withheld;
 - xi. The right to trim or cut down or eliminate trees or shrubbery within the Easements in the sole judgment of Dakota Access as may be necessary to prevent possible interference with its easement rights, including the operation of the pipeline and to remove possible hazards thereto, and the right to remove or prevent the construction of any and all buildings, structures, reservoirs or other obstructions on the Easements which, in the sole judgment of Dakota Access, may endanger or interfere with the efficiency, safety, or convenient operation of the pipeline and appurtenant facilities or use of the Easements; Dakota Access shall leave the surface of the Easement area in satisfactory condition after trimming or removing trees or shrubbery; and
 - xii. The right to assign the easement rights and to have the easement rights benefit Dakota Access's successors and assigns.

The specific easement rights to be acquired over all tracts having a valve on the site, as approved by the IUB, are as follows:

- i. Non-exclusive easements for the purposes of accessing, establishing, laying, constructing, reconstructing, installing, realigning, modifying, replacing, improving, operating, maintaining, inspecting, patrolling, protecting, repairing, relocating (to the extent permitted by Iowa Code chapter 479B and Iowa Utilities Board rules thereunder), and removing at will, in whole or in part, one pipeline not to exceed 30" in diameter, for the transportation of oil, hydrocarbon liquids, and the products thereof, together with below-ground appurtenances (and also for pipeline markers, valves, and cathodic protection test leads which Dakota Access, LLC ("Dakota Access") is specifically allowed to install upon the surface of the Easements) as may

- be necessary or desirable for the operation of the pipeline, over, across, under and upon the Property;
- ii. An exclusive easement for the purposes of accessing, establishing, constructing, reconstructing, installing, modifying, replacing, improving, operating, maintaining, inspecting, patrolling, protecting, repairing and removing at will a valve and any communication and power lines necessary for the operation of the valve, all located in the Valve Easement area, if any;
 - iii. A Temporary Construction Easement to construct one pipeline and any appurtenant facilities in, over, through, across, under, and along the Pipeline Easement area. The term of the Temporary Construction Easement shall be for a period to extend eighteen (18) months from the date of construction commencement;
 - iv. The right of ingress and egress over and across the Easements to survey, conduct reasonable and necessary construction activities, to remove structures and objects located within the Easements;
 - v. The right to construct, maintain and change slopes of cuts and fills within the Pipeline Easement, and the Valve Easement, if any, to ensure proper lateral and subjacent support for and drainage for the pipeline and valve, as applicable, and appurtenant facilities related to this pipeline project;
 - vi. The right of unimpeded entry and access in, to, through, on, over, under, and across the Access Easement (and in the event of an emergency over such other portions of the Property as may be reasonably necessary) to exercise the rights granted to Dakota Access at all times convenient;
 - vii. The right of unimpeded entry and access in, to, through, on, over, under, and across the Pipeline Easement and Valve Easement (and Temporary Construction Easement while in effect) for all purposes necessary and at all times convenient and necessary to exercise the rights granted to Dakota Access;
 - viii. If there is an existing fence across the Access Easement, if any, Valve Easement, or Pipeline Easement, Dakota Access shall have the right, at its expense, to install a gate. If the gate is locked, Dakota Access must supply the owner or party in possession with a key. If the owner or party in possession erects any fences across the Access Easement, Valve Easement or Pipeline Easement, the owner must install a gate, and if any gate is locked, the owner must supply Dakota Access with a key. The owner shall allow Dakota Access to install its own lock if Dakota Access so chooses, provided that the method of locking the gates allows both parties to use its/his/her own key or lock to open the gate without further assistance of the other;
 - ix. The right to erect a fence around the Valve Easement area;
 - x. The right to prohibit, prevent and remove any crop production within the Valve Easement area;
 - xi. The right to approve owner's plans to do any of the following within the Pipeline Easement and Valve Easement areas: (1) construct or permit the construction or installation of any temporary or permanent building or site improvements, other than streets and roads; (2) drill or operate any well; (3) remove soil or change the grade or slope; (4) impound surface water; or (5) plant trees or landscaping. Such approval shall not be reasonably withheld;

- xii. After the pipeline is constructed, owner shall have the right to approve Dakota Access' plans to make permanent surface changes to the Pipeline Easement and Valve Easement areas. Such approval shall not be unreasonably withheld;
- xiii. The right to review and approve owner's plans to: (1) construct any and all streets and roadways, at any angle of not less than forty five (45) degrees to the pipeline, across the Pipeline Easement which do not damage, destroy or alter the operation of the pipeline and its appurtenant facilities and (2) construct and/or install water, sewer, gas, electric, cable TV, telephone or other utility lines across the Pipeline Easement at any angle of not less than forty five (45) degrees to the pipeline, provided that all of Dakota Access's required and applicable spacings, including depth separation limits and other protective requirements are met by owner. Such approval shall not be unreasonably withheld.
- xiv. The right to trim or cut down or eliminate trees or shrubbery within the Easements in the sole judgment of Dakota Access as may be necessary to prevent possible interference with its easement rights, including the operation of the pipeline and to remove possible hazards thereto, and the right to remove or prevent the construction of any and all buildings, structures, reservoirs or other obstructions on the Easements which, in the sole judgment of Dakota Access, may endanger or interfere with the efficiency, safety, or convenient operation of the pipeline and appurtenant facilities or use of the Easements; Dakota Access shall leave the surface of the Easement area in satisfactory condition after trimming or removing trees or shrubbery; and
- xv. The right to assign the easement rights and to have the easement rights benefit Dakota Access's successors and assigns.

IV. LANDS NECESSARY TO ACHIEVE THE PUBLIC PURPOSE AND LANDS PROPOSED TO BE ACQUIRED FOR THE PROJECT

The property rights described herein, and shown in the plats attached, are all of the property rights that remain to be acquired in this county for the purpose of constructing the Dakota Access Pipeline. All other easements along the route of the pipeline in this county have been acquired through voluntary easements. Applicant states that the permanent and temporary easement rights to be acquired over the parcels, as approved by the IUB, constitute the minimum necessary rights and minimum amount of land to achieve the purposes herein identified and to implement the Order and Permit.

V. STATEMENT OF EFFORTS MADE BY DAKOTA ACCESS TO NEGOTIATE IN GOOD FAITH TO PURCHASE THE PROPERTY

Dakota Access has made good faith efforts to negotiate with the owners of the parcels listed herein to acquire the property rights sought to be condemned. In addition to satisfying the requirements in Iowa Code Chapter 6B, these efforts include, but are not limited to, the following:

1. Complied with all landowner notice requirements in Iowa Code chapter 479B;
2. Provided owners with a written calculation of easement valuation and damage calculations;
3. Discussed the basis for determining value;
4. Discussed the content of the easement agreement;
5. Made multiple offers for the purchase of a voluntary easement in amounts in excess of the appraised value of an easement; and
6. Addressed owners' questions and concerns regarding construction of the pipeline and easement terms.

Despite these efforts, and ongoing negotiation attempts up to the date of this Application, the parties were unable to reach an agreement.

THEREFORE, Dakota Access hereby requests the Court approve its Application for Condemnation and appoint Compensation Commission(s) 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 this 9th day of May, 2016.

DAKOTA ACCESS, LLC



Brant M. Leonard (AT0010157)

Lisa A. Agrimonti (AT0011642)

Howard A. Roston (AT0012873)

FREDRIKSON & BYRON, P.A.

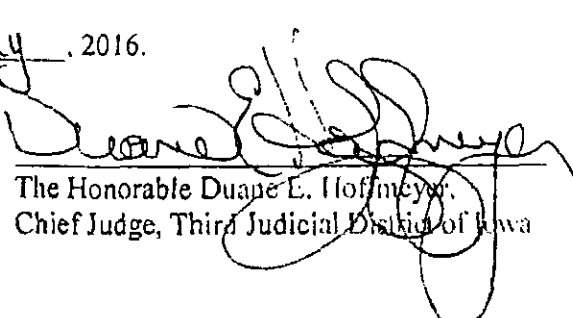
309 East 5th Street

Suite 202A

Des Moines, IA 50309

Telephone: 515.242.8900
Facsimile: 515.242.8950
E-mail: bleonard@fredlaw.com
lagrimonti@fredlaw.com
hroston@fredlaw.com

APPROVED this 10 day of May, 2016.



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

In accordance with Iowa Code Section 6B.3(3)(a), I, the undersigned, certify under penalty of perjury and pursuant to the laws of the State of Iowa that this Application for Condemnation has been approved by the Chief Judge of the Third Judicial District.

Brant M. Leonard
FREDRIKSON & BYRON, P.A.
309 East 5th Street
Suite 202A
Des Moines, IA 50309

IN THE SHERIFF'S OFFICE OF CHEROKEE COUNTY

IN THE MATTER OF THE CONDEMNATION OF CERTAIN LANDS TO CONSTRUCT, OWN, OPERATE, AND MAINTAIN PIPELINE FACILITIES FOR TRANSPORTATION OF HAZARDOUS LIQUIDS BY DAKOTA ACCESS, LLC	SHERIFF'S RETURN AND REPORT OF COMMISSIONERS Parcel No(s): IA-CH-080.000 Landowner(s): William R. Smith & Anne Smith
--	---

BE IT REMEMBERED that on the 28 day of June, 2016, Dakota Access, LLC did, in pursuance of law, make written Application to the Chief Judge of the Third Judicial District for Cherokee County, Iowa, for the appointment of Compensation Commissioners under Chapter 6B of the Iowa Code to assess the damages sustained by the various persons, companies, or corporations owning or having any interest in the property in Cherokee County, Iowa, which Dakota Access, LLC desires to take, acquire, appropriate and condemn for the purpose of constructing, owning, operating, and maintaining pipeline facilities for the transportation of hazardous liquids, and it being made to appear that the persons, companies, or corporations owning or claiming any interest in said property have refused to grant the same to Dakota Access, LLC for said purposes and that Dakota Access, LLC cannot agree with said owners and claimants of an interest in said property upon the compensation to be paid for the same, the Chief Judge of the Third Judicial District for Cherokee County, Iowa, in pursuance of the powers vested in him or her by law and said written application having been filed with him or her, did appoint six (6) resident freeholders of the County of Cherokee, State of Iowa, who were not interested in the same or a like question to inspect the said property and assess the damages which said owners and claimants of an interest in the same might sustain by reason of the appropriation thereof by said company for the uses and purposes aforesaid, and said Commissioners were duly and legally summoned to view the property as herein described on the 28 day of June, at

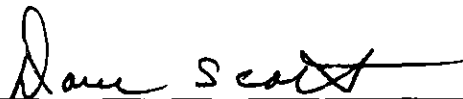
0900 a.m./p.m., and to assess the damages of each of the owners thereof, and persons, companies, or corporations having or claiming an interest therein by reason of the appropriation of the same by said company and for said purposes, which said owners and persons, companies, or corporations having or claiming an interest there are as hereinafter set out.

WHEREUPON, all of said Commissioners met in my office located at 111 N. Fifth St, Cherokee, Iowa, on the 28 day of June, 2016, and said Commissioners, and each of them, then and there signed and made oath and qualified by filing with me their written oath, the original of said oath being attached hereto and marked "Exhibit A" and by this reference made a part hereof.

Thereafter, the Commissioners did, on the 28 day of June, 2016, view the said property and did thereafter meet in public session to assess the damages that said property owners and claimants of an interest in said property will sustain by reason of the appropriation of the same by said company for the purposes aforesaid.

Due and legal notice of the proposal of said company to take said properties for purposes of constructing, owning, operating, and maintaining pipeline facilities for the transportation of hazardous liquids, and of the time and place of meeting of said Commissioners for the purpose of making such assessment having been heretofore given and published, after the appointment of the Commissioners, to the owners of the said described property and all persons, companies, or corporations having or claiming an interest therein, the said Commissioners thereupon mad out and returned their report of assessment of damages, attached hereto as Exhibit "B".

Date: 6-28-2016



Sheriff of Cherokee County, Iowa

Signature: [Signature]
Name: Jeffrey V. Hayes
Agricultural Owner

Signature: [Signature]
Name: Neal Rupp
Agricultural Owner

Signature: [Signature]
Name: Jean Ballantyne
Licensed Real Estate Broker/Salesperson

Signature: [Signature]
Name: GARY BERGEN
Licensed Real Estate Broker/Salesperson

Signature: [Signature]
Name: LEON KLOTZ
Knowledgeable of Property Value

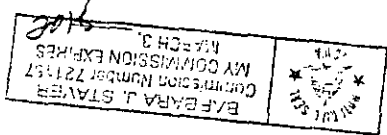
Signature: [Signature]
Name: Gregory L. Fredericksen
Knowledgeable of Property Value

Subscribed and sworn before me this 28 day of June, 2016.

[Signature]
Notary Public in and for the State of Iowa

Filed in my office this 28 day of June, 2016.

Sheriff of Cherokee County, Iowa
By: [Signature]
Deputy



CHEROKEE COUNTY

NOTICE OF APPRAISEMENT HEARING AND MEETING COMPENSATION COMMISSION

Parcel No(s): IA-CH-080.000
Landowner(s): William R. Smith & Anne Smith

IN THE MATTER OF THE CONDEMNATION OF CERTAIN LANDS TO CONSTRUCT, OWN, OPERATE, AND MAINTAIN PIPELINE FACILITIES FOR TRANSPORTATION OF HAZARDOUS LIQUIDS BY DAKOTA ACCESS, LLC

TO: County Compensation Commissioners
William R. Smith
Anne Smith
Farm Credit Services of America, FLCA

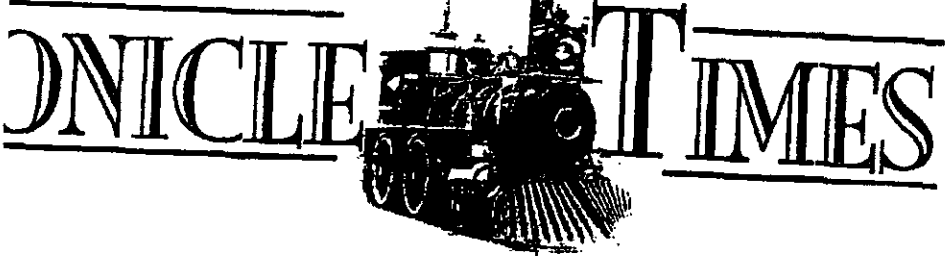
And all other persons, companies, or corporations having any interest in or owning any of the real estate described herein.

NOTICE IS HEREBY GIVEN:

1. That Dakota Access, LLC ("Dakota Access") desires the condemnation of certain easement rights to construct, own, operate, and maintain pipeline facilities for the transportation of hazardous liquids in this county (the "Project") by Order of the Iowa Utilities Board issued March 10, 2016 in Docket No. HLP-2014-0001, as shown on the plat(s) attached to the Application for Condemnation filed with the Chief Judge of the Third Judicial District.
2. That such condemnation is sought for the use in accordance with the Project.
3. That Compensation Commission has been appointed, as provided by law, for the purpose of appraising the damages which will be caused by the taking of the property or properties.
4. That the Compensation Commission will, on the 27th day of June, 2016, at 9:00am meet at 111. N Fifth St., Cherokee, Iowa, and will proceed to view the properties and to assess and appraise the damages, at which time you may appear before the commissioners if you care to do so.
5. That the Compensation Commission is required to meet in open session (open to the public) to view the property being condemned and to receive evidence, but may deliberate in closed session as provided by Iowa Code § 6B.14.

Dated this 18th day of May, 2016.

/s/Brant M. Leonard
Fredrikson & Byron P.A.
505 East Grand Avenue,
Suite 200
Des Moines, Iowa 50309
ATTORNEYS FOR DAKOTA ACCESS, LLC



PROOF OF PUBLICATION

State of Iowa, Cherokee County, ss

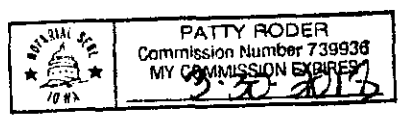
I, Judy Barnable, being duly sworn, do state an oath that I am the Business Manager of the Chronicle Times, a newspaper printed and published in Cherokee, Cherokee County, State of Iowa, and issued week days and that the annexed printed Chronicle Sheriff Smith 80 notice was regularly published in said newspaper once each week for 1 consecutive weeks, the first publication thereof being on the 10th day of June A.D. 2016, and the succeeding publication thereof on the same day of the week as the first publication

Business Manager

Judy Barnable
Subscribed and sworn to before me, Judy Barnable above named, at Le Mars, in said county, this 10th day of June A.D. 2016.

Patty Roder
Notary Public in and for said County

Printer's Fees \$ 39.21



IN THE SHERIFF'S OFFICE OF CHEROKEE COUNTY

IN THE MATTER OF THE CONDEMNATION OF CERTAIN LANDS TO CONSTRUCT, OWN, OPERATE, AND MAINTAIN PIPELINE FACILITIES FOR TRANSPORTATION OF HAZARDOUS LIQUIDS BY DAKOTA ACCESS, LLC	SHERIFF'S CERTIFICATION AS TO COSTS AND AWARD
	Parcel No(s): IA-CH-080.000
	Landowner(s): William R. Smith & Anne Smith

TO: Clerk of the Cherokee County District Court/ Cherokee County Recorder

I hereby certify that the appointed commissioners in the above-entitled condemnation met at the Cherokee County Sheriff's Office on the 28 day of June, 2016, viewed the property and received evidence. The Commission did thereafter file their written report with me awarding damages as follows:

Titleholder: <u>William R. Smith + Anne Smith</u>	<u>AWARD</u> <u>\$26,500.00</u>
Other Lienholders or Interested Parties: _____ _____	\$ _____ \$ _____
Attorneys' Fees (if allowed)	<u>\$ 1304.50</u>
TOTAL AWARD	<u>\$ 27,804.50</u>

Date of Mailing the Notice of Appraisalment of Damages
to Condemner(s) and Condemnee(s): 6-28-16
Awards Deposited by Applicant on: 6-28-16
Notice of Appeal Filed on: _____

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

Sheriff's Civil Fees

	<u>Amount</u>
Sheriff, Service of Notices.....	-
Sheriff, summoning and attending commissioners.....	<u>\$ 205.32</u>
Sheriff, mileage while attending commissioners: _____ miles at _____ cents/mile.....	<u>17.92</u>
Sheriff, recording fee to be paid to county recorder.....	_____
Sheriff, fee for publication of notice.....	<u>39.21</u>
Total	<u> </u>

Commissioners' Fees/Expenses (attach Commissioners' Fees Statements)

	<u>Amount</u>
Name: <u>Jeffrey Hayes</u>	<u>\$ 200.00</u>
Name: <u>Joan Ballentyne</u>	<u>\$ 200.00</u>
Name: <u>Leon Klotz</u>	<u>\$ 200.00</u>
Name: <u>Neal Rupp</u>	<u>\$ 200.00</u>
Name: <u>Gary Bowers</u>	<u>\$ 200.00</u>
Name: <u>Greyling Fredericksen</u>	<u>\$ 200.00</u>
Total	<u> </u>

I further certify that the attached papers are full and complete original files in the proceedings and the statement accompanying the same is correct and true.

Date: _____

Sheriff of Cherokee County, Iowa

IN THE SHERIFF'S OFFICE OF CHEROKEE COUNTY

IN THE MATTER OF THE
CONDEMNATION OF CERTAIN LANDS TO
CONSTRUCT, OWN, OPERATE, AND
MAINTAIN PIPELINE FACILITIES FOR
TRANSPORTATION OF HAZARDOUS
LIQUIDS BY DAKOTA ACCESS, LLC

REPORT OF COMPENSATION
COMMISSIONERS

Parcel No(s): IA-CH-080.000

Landowner(s):
William R. Smith & Anne Smith

TO: THE SHERIFF OF CHEROKEE COUNTY, IOWA

We have inspected the property described on Attachment A hereto and have assessed the damage which the person(s) claims an interest in the property will sustain as a result of the acquisition of the property interest by Dakota Access, LLC through eminent domain proceedings.

After 1 day(s) of deliberation, on the 28th day of June, 2016, we have determined that the actual damages for the condemnation of the property is as set forth below:

For the taking of the property interests as described in Attachment A, we award to: William R. Smith & Anne Smith (names of parties) the amount of \$ 26,500.⁰⁰/₁₀₀.

Attorneys' fees (if allowed) are awarded in the amount of \$ 1,304.⁵⁰/₁₀₀.

The following information was used by the Commission in assessing the damages:

- Appraiser (report and information made available to the commission).
- Attorney and witness information and discussion.
- Final number reflects valuation of the subject property and does not include consideration of future crop damage.

[Signature Page Follows]

*Note to Commissioners: Attach additional sheets, if needed, to describe information relied on, and make reference to documents relied on (e.g. appraisals) in assessing damages for the taking. Also attach Meetings of Deliberations.

WITNESS OUR HANDS at Cherokee, Iowa, on this 28th day of June, 2016.

Signature: [Signature]
Name: JEFFREY L. HAGYI

Signature: [Signature]
Name: GREGORY L. FREDERICKSON

Signature: [Signature]
Name: JOAN BALLENTYNE

Signature: [Signature]
Name: NEAL RUPP

Signature: [Signature]
Name: LEON KLOTZ

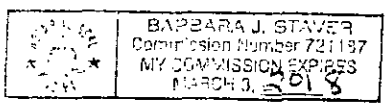
Signature: [Signature]
Name: GARY BOWEN

Subscribed and sworn to before me this 28 day of June, 2016.

[Signature]
Notary Public in and for the State of Iowa

Filed in my office this 28 day of June, 2016.

Sheriff of Cherokee County, Iowa
By: [Signature], Deputy



MINUTES OF DELIBERATION OF COMPENSATION COMMISSION

Date 06.28.2016 Time 9:00 AM Place Charceee, Iowa

Project: Dakota Access Pipeline

Commissioners Present:

Jeffrey L. Hayes
Joan Ballantyne
Leon Klotz

Gregling L. Fredericksen
Neal Rupp
Gary Bowers

Condemner (and/or Attorney):

Witness(es) for Condemner:

Condemnee (and/or Attorney):

Witness(es) for Condemnee:

The Commissioners made their decision based on the following documents and information received for consideration in arriving at the award(s):

- Appraisal Report dated 02.05.2016
- Updated appraisal ("Hearing Handout")
- Witness information provided.

The Commissioners vote on the award was by a majority of commissioners, including the following commissioners:

Signature: [Signature]
Name: Jeffrey L. Hayes

Signature: [Signature]
Name: Gregling L. Fredericksen

Signature: [Signature]
Name: Joan Ballantyne

Signature: [Signature]
Name: Neal Rupp

Signature: [Signature]
Name: LEON KLOTZ

Signature: [Signature]
Name: GARY BOWERS

**The commission shall keep minutes of all its meetings showing the date, time and place, the members present, and the action taken at each meeting. The minutes shall show the results of each vote taken and information sufficient to indicate the vote of each member present. The minutes shall be public records open to public inspection. Iowa Code § 6B.14.*

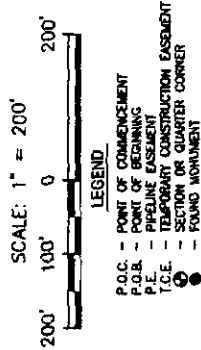
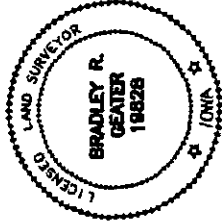
CHEROKEE COUNTY, IOWA

SECTION 4, TOWNSHIP 92 NORTH, RANGE 39 WEST OF THE 5TH P.M.

NW COR.
SW 1/4 SEC. 4
FND. 5/8" I.R.

T.C.E. No. 1 Line Table			T.C.E. No. 2 Line Table		
LINE #	LENGTH	BEARING	LINE #	LENGTH	BEARING
L1	32.78'	N1°33'36"E	L13	98.35'	N1°33'36"E
L2	286.42'	S48°07'54"E	L14	51.17'	S48°07'54"E
L3	38.88'	N88°09'03"W	L15	38.80'	N1°07'35"E
L4	50.31'	N48°07'54"W	L16	501.57'	S48°07'54"E
L5	48.67'	N88°07'45"W	L17	48.66'	N88°07'50"W
L6	83.97'	N48°07'54"W	L18	50.18'	S48°07'54"E
L7	36.71'	N0°58'02"E	L19	116.63'	N88°09'03"W
L8	36.38'	N48°07'54"W	L20	388.36'	N48°07'54"W

P.E. Line Table		
LINE #	LENGTH	BEARING
L9	65.57'	N1°33'36"E
L10	388.36'	S48°07'54"E
L11	71.76'	N88°09'03"W
L12	286.42'	N48°07'54"W



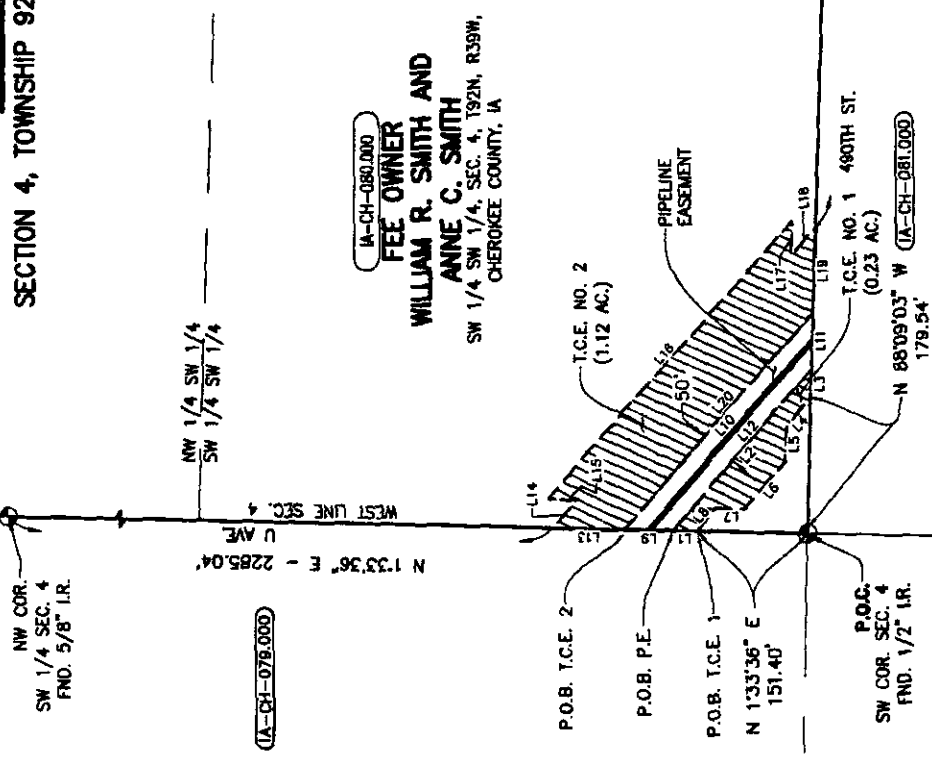
NOTES:

- THIS DRAWING IS NOT TO BE CONSTRUED AS A BOUNDARY SURVEY. BOUNDARY LINES SHOWN IN THEIR APPROXIMATE LOCATION PER DEEDS/TITLE COMMITMENTS.
- BASIS OF BEARING: NAD 83, UTM ZONE 15, USSF

I HEREBY CERTIFY THAT THIS LAND SURVEYING DOCUMENT WAS PREPARED AND THE RELATED WORK WAS PERFORMED BY ME OR UNDER MY DIRECT PERSONAL SUPERVISION AND THAT I AM A DULY LICENSED LAND SURVEYOR UNDER THE LAWS OF THE STATE OF IOWA.

SIGNATURE: *Bradley R. Geater* DATE: 2/21/16
 BRADLEY R. GEATER LICENSE NUMBER 19828
 MCCLURE ENGINEERING COMPANY
 1380 NW 121ST ST, CLIVE, IOWA 50325, 515-984-1229
 MY LICENSE RENEWAL DATE IS DECEMBER 31, 2017
 PAGES OR SHEETS COVERED BY THIS SEAL: 2 SHEETS

SHEET 1



REV.	DATE	BY	DESCRIPTION	CHK.
2	02/19/16	MM		BRG
1	01/29/16	CO		BRG
0	07/27/15	JAE		JMT

PROJECT NO. DAKOTA ACCESS PIPELINE 10385700
WOOD GROUP MUSTANG, INC.
 1725 PARKVIEW, HOUSTON, TX 77064
 TEL: 713-682-6600

LENGTH OF PROPOSED PIPELINE: 337.40 FEET = 20.45 RODS
 PIPELINE EASEMENT: (0.39 AC.)
 TEMPORARY CONSTRUCTION EASEMENT: (1.35 AC.)

CHEROKEE COUNTY
 DRAWN BY: JAE
 CHECKED BY: []
 SCALE: 1" = 200'

DATE: 07/10/15
 DATE: []
 APP.: []

DWG. NO. IA-CH-080.000
 REV. 2



CHEROKEE COUNTY, IOWA

SECTION 4, TOWNSHIP 92 NORTH, RANGE 39 WEST OF THE 5TH P.M.

Pipeline Easement Description

A 50.0 foot wide Pipeline Easement:

That part of the Southwest Quarter of the Southwest Quarter (SW ¼ SW ¼) of Section 4, Township 92 North, Range 39 West of the 5th P.M., Cherokee County, Iowa described as: Commencing at a ½" Iron Rod at the Southwest corner of said Section 4, also being the Southwest corner of the William R. Smith and Anne C. Smith parcel as recorded in Instrument Number 94-0720, deed records, Cherokee County, Iowa; thence N01°33'36"E 184.18 feet along the West line of said Section 4 and the West line of said parcel to the Point of Beginning; thence continue N01°33'36"E 65.57 feet along said West line; thence S48°07'54"E 388.38 feet to the South line of said Section 4 and South line of said parcel; thence N88°09'03"W 77.76 feet along said South line; thence N48°07'54"W 286.42 feet to the Point of Beginning. Said Pipeline Easement contains 0.39 acres, more or less.

Temporary Construction Easement

Temporary Construction Easement #1: That part of the Southwest Quarter of the Southwest Quarter (SW ¼ SW ¼) of Section 4, Township 92 North, Range 39 West of the 5th P.M., Cherokee County, Iowa described as: Commencing at a ½" Iron Rod at the Southwest corner of said Section 4, also being the Southwest corner of the William R. Smith and Anne C. Smith parcel as recorded in Instrument Number 94-0720, deed records, Cherokee County; thence N01°33'36"E 151.40 feet along the West line of said Section 4 and the West line of said parcel to the Point of Beginning; thence continue N01°33'36"E 32.78 feet along said West line; thence S48°07'54"E 286.42 feet to the South line of said Section 4 and South line of said parcel; thence N88°09'03"W 38.88 feet along said South line; thence N48°07'54"W 50.31 feet; thence N88°07'45"W 46.67 feet; thence N48°07'54"W 83.97 feet; thence N00°56'02"E 39.71 feet; thence N48°07'54"W 39.38 feet to the Point of Beginning. Said Temporary Construction Easement contains 0.23 Acres, more or less.

Temporary Construction Easement #2: That part of the Southwest Quarter of the Southwest Quarter (SW ¼ SW ¼) of Section 4, Township 92 North, Range 39 West of the 5th P.M., Cherokee County, Iowa described as: Commencing at a ½" Iron Rod at the Southwest corner of said Section 4, also being the Southwest corner of the William R. Smith and Anne C. Smith parcel as recorded in Instrument Number 94-0720, deed records, Cherokee County; thence N01°33'36"E 249.75 feet along the West line of said Section 4 and the West line of said parcel to the Point of Beginning; thence continue N01°33'36"E 98.35 feet along said West line; thence S48°07'54"E 51.17 feet; thence N01°07'35"E 39.60 feet; thence S48°07'54"E 501.57 feet; thence N88°07'30"W 46.68 feet; thence S48°07'54"E 50.18 feet to the South line of said Section 4 and South line of said parcel; thence N88°09'03"W 116.63 feet along said South line; thence N48°07'54"W 388.38 feet to the Point of Beginning. Said Temporary Construction Easement contains 1.12 Acres, more or less.

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SHEET 2

2	03/19/15	MM		BRG	 DAKOTA ACCESS, LLC	
1	01/28/15	CD		BRG		
0	07/27/15	LAE		JNY		
REV.	DATE	BY	DESCRIPTION	CHK.		
PROJECT NO. DAKOTA ACCESS PIPELINE 10385700					CHEROKEE COUNTY	IOWA
 WOOD GROUP MUSTANG, INC. 17325 PARK ROW, HOUSTON, TX 77084 TEL: 1-832-809-6000		DRAWN BY: LAE		DATE: 07/10/15	DWG. NO. IA-CH-080.000	REV. 2
		CHECKED BY:		DATE:		
		SCALE: N.T.S.		APP.:		

IN THE SHERIFF'S OFFICE OF CHEROKEE COUNTY

<p>IN THE MATTER OF THE CONDEMNATION OF CERTAIN LANDS TO CONSTRUCT, OWN, OPERATE, AND MAINTAIN PIPELINE FACILITIES FOR TRANSPORTATION OF HAZARDOUS LIQUIDS BY DAKOTA ACCESS, LLC</p>	<p>NOTICE OF APPRAISEMENT OF DAMAGES AND TIME FOR APPEAL</p> <p>Parcel No(s): IA-CH-080.000</p> <p>Landowner(s): William R. Smith & Anne Smith</p>
---	---

TO: William R. Smith & Anne Smith
610 Walnut
Albion, Ia 51005

You are hereby notified that on the 28 day of June, 2016, the Compensation Commissioners appraised and assessed the damages you have sustained by this condemnation. The award is set out below. You may appeal the amount of this award by filing notice of appeal with the district court of the county in which the property is located and by giving written notice to the sheriff that the appeal has been taken. Your appeal must be made within thirty (30) days of the mailing of this notice to you.

AWARD

Titleholder:
William R. Smith & Anne Smith

\$ 26,500.00

Other Lienholders or Interested Parties:

\$ _____
 \$ _____
 \$ _____

Attorneys' Fees (if allowed)

\$ 1304.50

TOTAL AWARD

\$ 27,804.50

 Sheriff, Cherokee County, Iowa

By: Barbara Stover
 Civil Deputy

Mailed by my office this 28 day of June, 2016.

By: Barbara Stover Civil Deputy

IN THE SHERIFF'S OFFICE OF CHEROKEE COUNTY

<p>IN THE MATTER OF THE CONDEMNATION OF CERTAIN LANDS TO CONSTRUCT, OWN, OPERATE, AND MAINTAIN PIPELINE FACILITIES FOR TRANSPORTATION OF HAZARDOUS LIQUIDS BY DAKOTA ACCESS, LLC</p>	<p>AFFIDAVIT OF ENDORSEMENT OF MAILING</p> <p>Parcel No(s): IA-CH-080.000</p> <p>Landowner(s): William R. Smith & Anne Smith</p>
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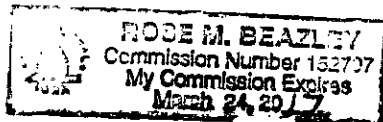
STATE OF IOWA :
: SS
COUNTY OF CHEROKEE :

I, the undersigned, Barbara J Staveland do hereby depose and state that I mailed, by ordinary mail, on the 28 day of June, 2016, the attached Notice of Appraisalment of Damages and Time for Appeal to:

William R Smith Anne Smith
Fredrikson + Byron P. A.

Signed: Barbara J Staveland Deputy Sheriff

Subscribed and sworn to before me this 28th day of June, 2016.



Rose M. Beazley
Notary Public in and for the State of Iowa

IN THE SHERIFF'S OFFICE OF CHEROKEE COUNTY

IN THE MATTER OF THE CONDEMNATION OF CERTAIN LANDS TO CONSTRUCT, OWN, OPERATE, AND MAINTAIN PIPELINE FACILITIES FOR TRANSPORTATION OF HAZARDOUS LIQUIDS BY DAKOTA ACCESS, LLC	NOTICE OF APPRAISEMENT HEARING AND MEETING OF COMPENSATION COMMISSION
	Parcel No(s): IA-CH-080.000
	Landowner(s): William R. Smith & Anne Smith


TO: County Compensation Commissioners
William R. Smith Anne Smith Farm Credit Services of America, FLCA

And all other persons, companies, or corporations having any interest in or owning any of the real estate described herein.

NOTICE IS HEREBY GIVEN:

1. That Dakota Access, LLC ("Dakota Access") desires the condemnation of certain *easement rights to construct, own, operate, and maintain pipeline facilities for the transportation of hazardous liquids in this county (the "Project")* by Order of the Iowa Utilities Board issued on March 10, 2016 in Docket No. HLP-2014-0001, as shown on the plat(s) attached to the Application for Condemnation filed with the Chief Judge of the Third Judicial District.
2. That such condemnation is sought for use in accordance with the Project.
3. That a Compensation Commission has been appointed, as provided by law, for the purpose of appraising the damages which will be caused by the taking of the property or properties.
4. That the Compensation Commission will, on the 27th day of JUNE, 2016, at 9:00 ~~am~~ ^{pm} meet at 111 N. Fifth St., Cherokee, Iowa, and will then proceed to view the properties and to assess and appraise the damages, at which time you may appear before the commissioners if you care to do so.
5. That the Compensation Commission is required to meet in open session (open to the public) to view the property being condemned and to receive evidence, but may deliberate in closed session as provided by Iowa Code § 6B.14.

Dated this 18th day of May, 2016.


Brant M. Leonard
Fredrikson & Byron P.A.
505 East Grand Avenue, Suite 200
Des Moines, Iowa 50309
ATTORNEYS FOR DAKOTA ACCESS, LLC

Return of Service

Case No. IA-CH-080.000

For: Fredrikson

I, Toni Delfs, being first duly sworn, depose and state that I am over the age of 18 years old and not a party to this action, and that within the boundaries of the state where service was effected, I was authorized by law to perform said service. I certify that I personally served the following documents:

Notice of Appraisal Hearing and Meeting of Compensation Commission; Application for Condemnation and Appointment of a Commission to Appraise Damages; Order Appointing Compensation Commission

upon the person/entity named below by delivering a copy thereof to said person/entity at the date, time, and location set below:

NAME Anne L. Smith

DATE/TIME 5/25/2016 @ 5:21pm

LOCATION 610 Walnut St., Aurelia, IA, 50501

By serving in the following manner:

- A) by serving the individual personally
- x B) by serving at the person's dwelling house or usual place of abode a person residing therein who was at least 18 years old at the time of service. The name of the resident is William Smith.
- C) by serving the person's spouse, _____, after determining that probable cause exists to believe that they continue to reside together.
- D) personal service to ___ by serving a copy thereof to ___ title ___
- E) by posting to the front door in a conspicuous manner after making the following attempts to serve the individual personally:
 Date _____ Time _____
 Date _____ Time _____
 Date _____ Time _____

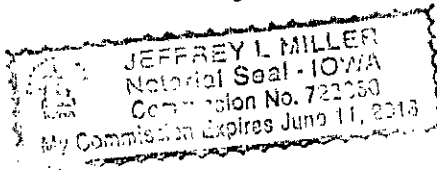
Toni Delfs
Process Server (Toni Delfs)

Subscribed in my presence and sworn to before me this 26 day of May, 2016.

Jeffrey L. Miller
Notary Public in and for the State of Iowa

FEES

Service	\$	<u>70.00</u>
Mileage	\$	<u>30.60</u>
Total	\$	<u>100.60</u>



Return of Service

Case No. IA-CH-080.000

For: Fredrikson

I, Toni Delfs, being first duly sworn, depose and state that I am over the age of 18 years old and not a party to this action, and that within the boundaries of the state where service was effected, I was authorized by law to perform said service. I certify that I personally served the following documents:

Notice of Appraisement Hearing and Meeting of Compensation Commission; Application for Condemnation and Appointment of a Commission to Appraise Damages; Order Appointing Compensation Commission

upon the person/entity named below by delivering a copy thereof to said person/entity at the date, time, and location set below:

NAME William R. Smith

DATE/TIME 5/25/2016 @ 5:21pm

LOCATION 610 Walnut St., Aurelia, IA, 50501

By serving in the following manner:

- A) by serving the individual personally
- B) by serving at the person's dwelling house or usual place of abode a person residing therein who was at least 18 years old at the time of service. The name of the resident is ____.
- C) by serving the person's spouse, _____, after determining that probable cause exists to believe that they continue to reside together.
- D) personal service to ____ by serving a copy thereof to ____ title ____
- E) by posting to the front door in a conspicuous manner after making the following attempts to serve the individual personally:
 Date _____ Time _____
 Date _____ Time _____
 Date _____ Time _____

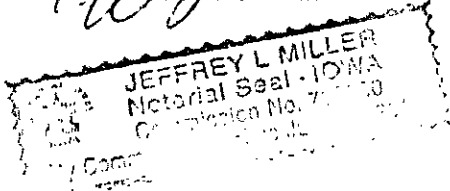
Toni Delfs
Process Server (Toni Delfs)

Subscribed in my presence and sworn to before me this 26 day of May, 2016.

Jeffrey L. Miller
Notary Public in and for the State of Iowa

FEES

Service	\$	<u>20.00</u>
Mileage	\$	<u>20.00</u>
Total	\$	<u>40.00</u>



Affidavit of Process Server

12TH JUDICIAL DISTRICT OFFICE OF CITIZENSHIP COUNTY
(NAME OF COURT)
IN THE MATTER OF THE WILLIAM R. SMITH; ANNE L. SMITH;
COMPLAINTION OF
AND THE DAKOTA AGENCIES FARM CREDIT SERVICES; CITY REGIONAL WATER
PLAINTIFF/PETITIONER DEFENDANT/RESPONDENT CASE NUMBER

I, Greg Allen, being first duly sworn, depose and say: that I am over the age of 18 years and not a party to this action, and that within the boundaries of the state where service was effected, I was authorized by law to perform said service.

Service: I served FARM CREDIT SERVICES OF AMERICA
NAME OF PERSON / ENTITY BEING SERVED
 with (list documents) NOTICE OF APPRAISAL/SETTLEMENT HEARING AND MEETING
OF COMPENSATION CONTRACTS AND APPRAISE FORMS
 by leaving with BRENA NAVIGATION LEGAL SPECIALIST at
NAME RELATIONSHIP

Residence

Business 5015 SOUTH 118th ST OMAHA, NEBRASKA 68132
ADDRESS CITY / STATE
ADDRESS CITY / STATE

On 5-23-16 AT 1:30 PM
DATE TIME

Inquired if subject was a member of the U.S. Military and was informed they are not.

Thereafter copies of the documents were mailed by prepaid, first class mail on _____
DATE

from _____
CITY STATE ZIP

Manner of Service:

- Personal: By personally delivering copies to the person being served.
- Substituted at Residence: By leaving copies at the dwelling house or usual place of abode of the person being served with a member of the household over the age of _____ and explaining the general nature of the papers.
- Substituted at Business: By leaving, during office hours, copies at the office of the person/entity being served with the person apparently in charge thereof.
- Posting: By posting copies in a conspicuous manner to the front door of the person/entity being served.

Non-Service: After due search, careful inquiry and diligent attempts at the address(es) listed above, I have been unable to effect process upon the person/entity being served because of the following reason(s):

- Unknown at Address
- Moved, Left no Forwarding
- Service Cancelled by Litigant
- Unable to Serve in Timely Fashion
- Address Does Not Exist
- Other _____

Service Attempts: Service was attempted on: (1) 5-23-16 1:30 PM (2) _____
DATE TIME DATE TIME

(3) _____ (4) _____ (5) _____
DATE TIME DATE TIME DATE TIME

Description: Age 33 Sex FE Race EA Height 5-7 Weight 130 Hair Blk Beard No Glasses Yes

[Signature]
 SIGNATURE OF PROCESS SERVER

SUBSCRIBED AND SWORN to before me this 23 day of May, 2016 by Greg Allen
 Proved to me on the basis of satisfactory evidence to be the person(s) who appeared before me.

[Signature]
 SIGNATURE OF NOTARY PUBLIC

GENERAL NOTARY - State of Nebraska
 LINDA G. BUCKLEY
 My Comm. Exp. May 27, 2017

NOTARY PUBLIC for the state of Nebraska



IN THE SHERIFF'S OFFICE OF CHEROKEE COUNTY

<p>IN THE MATTER OF THE CONDEMNATION OF CERTAIN LANDS TO CONSTRUCT, OWN, OPERATE, AND MAINTAIN PIPELINE FACILITIES FOR TRANSPORTATION OF HAZARDOUS LIQUIDS BY DAKOTA ACCESS, LLC</p>	<p>ACCEPTANCE OF SERVICE/REFUSAL OF SERVICE</p> <p>Parcel No(s): IA-CH-080.000</p> <p>Landowner(s): William R. Smith & Anne Smith</p>
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ACCEPTANCE OF SERVICE

Due and legal service of the foregoing Summons accepted and receipt acknowledged at Cherokee, Iowa this 18 day of June, 2016. The undersigned further certifies that he/she does not possess any interest in this proceeding which would cause a biased judgment.

Signed: [Signature]
Commissioner

REFUSAL TO SERVE

I refuse to serve because I have an interest in the proceedings which would cause me to render a biased decision, or for the reason that: _____

Signed: _____
Commissioner

Filed in my office this 20th day of June, 2016.

Sheriff, Cherokee County, Iowa
By: [Signature]
Cecil Deputy

Commissioner: Please sign in appropriate place for acceptance or refusal and return to Sheriff as soon as possible.


IN THE SHERIFF'S OFFICE OF CHEROKEE COUNTY

IN THE MATTER OF THE CONDEMNATION OF CERTAIN LANDS TO CONSTRUCT, OWN, OPERATE, AND MAINTAIN PIPELINE FACILITIES FOR TRANSPORTATION OF HAZARDOUS LIQUIDS BY DAKOTA ACCESS, LLC	ACCEPTANCE OF SERVICE/REFUSAL OF SERVICE
	Parcel No(s): IA-CH-080.000
	Landowner(s): William R. Smith & Anne Smith

ACCEPTANCE OF SERVICE

Due and legal service of the foregoing Summons accepted and receipt acknowledged at Chillicothe, Iowa this 11th day of June, 2016. The undersigned further certifies that he/she does not possess any interest in this proceeding which would cause a biased judgment.

Signed:



Commissioner

REFUSAL TO SERVE

I refuse to serve because I have an interest in the proceedings which would cause me to render a biased decision, or for the reason that: _____

Signed: _____

Commissioner

Filed in my office this 13th day of June, 2016.

Sheriff, Cherokee County, Iowa

By: 

Deputy

Commissioner: Please sign in appropriate place for acceptance or refusal and return to Sheriff as soon as possible.

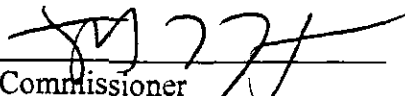
IN THE SHERIFF'S OFFICE OF CHEROKEE COUNTY

<p>IN THE MATTER OF THE CONDEMNATION OF CERTAIN LANDS TO CONSTRUCT, OWN, OPERATE, AND MAINTAIN PIPELINE FACILITIES FOR TRANSPORTATION OF HAZARDOUS LIQUIDS BY DAKOTA ACCESS, LLC</p>	<p>ACCEPTANCE OF SERVICE/REFUSAL OF SERVICE</p> <p>Parcel No(s): IA-CH-080.000</p> <p>Landowner(s): William R. Smith & Anne Smith</p>
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ACCEPTANCE OF SERVICE

Due and legal service of the foregoing Summons accepted and receipt acknowledged at
Cherokee, Iowa this 6th day of June, 2016. The undersigned further
certifies that he/she does not possess any interest in this proceeding which would cause a biased
judgment.

Signed:



Commissioner
Jeffrey L. Hayes

REFUSAL TO SERVE

I refuse to serve because I have an interest in the proceedings which would cause me to render a
biased decision, or for the reason that: _____

Signed: _____

Commissioner

Filed in my office this 8th day of June, 2016.

Sheriff, Cherokee County, Iowa

By: 

Civil Deputy

*Commissioner: Please sign in appropriate place for acceptance or refusal and return to Sheriff
as soon as possible.*

IN THE SHERIFF'S OFFICE OF CHEROKEE COUNTY

<p>IN THE MATTER OF THE CONDEMNATION OF CERTAIN LANDS TO CONSTRUCT, OWN, OPERATE, AND MAINTAIN PIPELINE FACILITIES FOR TRANSPORTATION OF HAZARDOUS LIQUIDS BY DAKOTA ACCESS, LLC</p>	<p>ACCEPTANCE OF SERVICE/REFUSAL OF SERVICE</p> <p>Parcel No(s): IA-CH-080.000</p> <p>Landowner(s): William R. Smith & Anne Smith</p>
--	---

ACCEPTANCE OF SERVICE

Due and legal service of the foregoing Summons accepted and receipt acknowledged at Cherokee, Iowa this 6th day of June, 2016. The undersigned further certifies that he/she does not possess any interest in this proceeding which would cause a biased judgment.

Signed: Joan Ballantyne
Commissioner

REFUSAL TO SERVE

I refuse to serve because I have an interest in the proceedings which would cause me to render a biased decision, or for the reason that: _____

Signed: _____
Commissioner

Filed in my office this 8th day of June, 2016.

Sheriff, Cherokee County, Iowa

By: Barbara Stone
Civil Deputy

Commissioner: Please sign in appropriate place for acceptance or refusal and return to Sheriff as soon as possible.

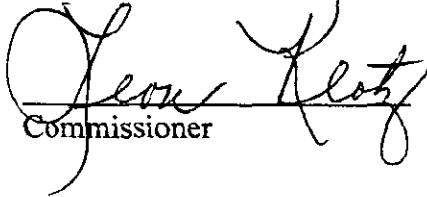
IN THE SHERIFF'S OFFICE OF CHEROKEE COUNTY

IN THE MATTER OF THE CONDEMNATION OF CERTAIN LANDS TO CONSTRUCT, OWN, OPERATE, AND MAINTAIN PIPELINE FACILITIES FOR TRANSPORTATION OF HAZARDOUS LIQUIDS BY DAKOTA ACCESS, LLC	ACCEPTANCE OF SERVICE/REFUSAL OF SERVICE Parcel No(s): IA-CH-080.000 Landowner(s): William R. Smith & Anne Smith
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ACCEPTANCE OF SERVICE

Due and legal service of the foregoing Summons accepted and receipt acknowledged at CHEROKEE, Iowa this 6TH day of JUNE, 2016. The undersigned further certifies that he/she does not possess any interest in this proceeding which would cause a biased judgment.

Signed:


Commissioner

REFUSAL TO SERVE

I refuse to serve because I have an interest in the proceedings which would cause me to render a biased decision, or for the reason that: _____

Signed: _____

Commissioner

Filed in my office this 6th day of June, 2016.

Sheriff, Cherokee County, Iowa

By: 
Civil Deputy

Commissioner: Please sign in appropriate place for acceptance or refusal and return to Sheriff as soon as possible.

June 14, 2016

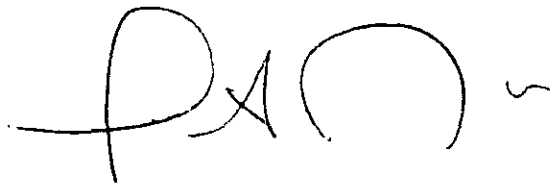
TO: Cherokee Co. Sheriff Office
111 N. 5th St.
Cherokee, IA. 51012

FR: Jon Dorr
521 450th St.
Marcus, IA. 51035

RE: Condemnation of certain land

Please see enclosed 'refusal to serve' documents. I am unable to assist at this time since I'm doing a major building project within my business.

Thanks for your understanding.



6-14-16

6-16-16

IN THE SHERIFF'S OFFICE OF CHEROKEE COUNTY

IN THE MATTER OF THE
CONDEMNATION OF CERTAIN LANDS
TO CONSTRUCT, OWN, OPERATE, AND
MAINTAIN PIPELINE FACILITIES FOR
TRANSPORTATION OF HAZARDOUS
LIQUIDS BY DAKOTA ACCESS, LLC

ACCEPTANCE OF SERVICE/REFUSAL
OF SERVICE

Parcel No(s): IA-CH-080.000

Landowner(s):
William R. Smith & Anne Smith

ACCEPTANCE OF SERVICE

Due and legal service of the foregoing Summons accepted and receipt acknowledged at _____, Iowa this ___ day of _____, 2016. The undersigned further certifies that he/she does not possess any interest in this proceeding which would cause a biased judgment.

Signed: _____
Commissioner

REFUSAL TO SERVE

I refuse to serve because I have an interest in the proceedings which would cause me to render a biased decision, or for the reason that: _____

Signed: _____
Commissioner

Filed in my office this ___ day of _____, 2016.

Sheriff, Cherokee County, Iowa

By: _____
Deputy

Commissioner: Please sign in appropriate place for acceptance or refusal and return to Sheriff as soon as possible.

CONDEMNATION COMMISSIONER'S FEE STATEMENT

TO THE SHERIFF OF CHEROKEE COUNTY:

I certify that my fee and expenses as a member of the Compensation Commission in the matter of the condemnation of certain real estate or rights to real estate for pipeline facilities for the transportation of hazardous liquids by Dakota Access, LLC, held on the 28th day of June, 2016, are as follows and these claims are due, just, and unpaid:

<u>1</u>	day(s) of service at \$200.00 per day	\$ <u>200</u>
<u> </u>	miles at 55 cents per mile.....	\$ <u> </u>
<u> </u>	meals	\$ <u> </u>

Signed this 28 day of June, 2016.

Darryl E. Swann
Commissioner

CONDEMNATION COMMISSIONER'S FEE STATEMENT

TO THE SHERIFF OF CHEROKEE COUNTY:

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<u>1</u> day(s) of service at \$200.00 per day	\$ <u>200</u>
<u> </u> miles at 55 cents per mile.....	\$ <u> </u>
<u> </u> meals	\$ <u> </u>

Signed this 28 day of June, 2016.

Neal Perry
Commissioner

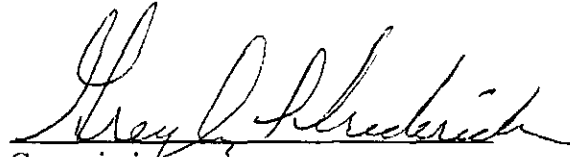
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<u>1</u> day(s) of service at \$200.00 per day	\$ <u>200.00</u>
<u> </u> miles at 55 cents per mile.....	\$ <u> </u>
<u> </u> meals	\$ <u> </u>

Signed this 28 day of June, 2016.


Commissioner

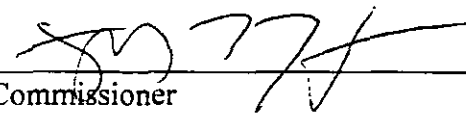
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TO THE SHERIFF OF CHEROKEE COUNTY:

I certify that my fee and expenses as a member of the Compensation Commission in the matter of the condemnation of certain real estate or rights to real estate for pipeline facilities for the transportation of hazardous liquids by Dakota Access, LLC, held on the 28th day of June, 2016, are as follows and these claims are due, just, and unpaid:

<u>1</u> day(s) of service at \$200.00 per day	\$ <u>200 -</u>
<u> </u> miles at 55 cents per mile	\$ <u> </u>
<u> </u> meals	\$ <u> </u>

Signed this 28th day of June, 2016.



Commissioner

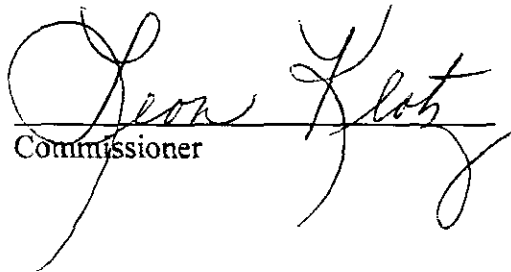
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TO THE SHERIFF OF CHEROKEE COUNTY:

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<u>1</u> day(s) of service at \$200.00 per day	\$ <u>200.00</u>
<u> </u> miles at 55 cents per mile.....	\$ <u> </u>
<u> </u> meals	\$ <u> </u>

Signed this 28th day of June, 2016.


Commissioner

CONDEMNATION COMMISSIONER'S FEE STATEMENT

TO THE SHERIFF OF CHEROKEE COUNTY:

I certify that my fee and expenses as a member of the Compensation Commission in the matter of the condemnation of certain real estate or rights to real estate for pipeline facilities for the transportation of hazardous liquids by Dakota Access, LLC, held on the 28th day of June, 2016, are as follows and these claims are due, just, and unpaid:

<u>1</u> day(s) of service at \$200.00 per day	\$ <u>200 -</u>
<u> </u> miles at 55 cents per mile.....	\$ <u> </u>
<u> </u> meals	\$ <u> </u>

Signed this day of , 2016.

Joan Ballantyne
Commissioner

APPLICATION FOR FEES AND COSTS

William and Anne Smith
DAPL tract no. IA-CH-080.000 and -082.000

The undersigned certifies that the fees and costs in relation to the above parcel is:

FEES:	\$2,609.00
½ to -080 parcel:	\$1,304.50
½ to -082 parcel:	\$1,304.50

June 28, 2016

MURRAY & MURRAY, P.L.C.

/s/ John M. Murray

John M. Murray (AT0005555)
530 Erie Street, PO Box 27
Storm Lake, Iowa 50588
(712) 732-8181
(712) 749-5089 (fax)
jmmurray@iw.net

ATTORNEY FOR
WILLIAM AND ANNE SMITH

6-28-16
0520

AFFIDAVIT BY LANDOWNER
RE: LAST OFFER

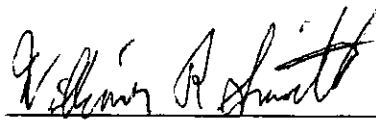
William and Anne Smith
DAPL tract no. IA-CH-080.000

STATE OF IOWA, COUNTY OF CHEROKEE, SS:

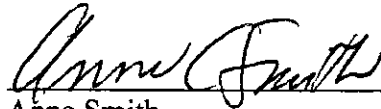
Under oath, we swear as follows:

1. That Dakota Access has made offers to us which are on Calculation Sheets, the last of which we have attached hereto.
2. The Calculation Sheet shows that DAPL's offer is for a total of \$21,913.51 and this includes crop damages in the amount of 3,808.51.
3. DAPL is expect to tell the condemnation commission that the commission is not to include crop damages as a part of their determination of the value of the taking.
4. The actual last offer (without crop damages) made by DAPL is \$21,913.51 minus \$3,808.51, or \$18,105.00.

Date: June 28, 2016

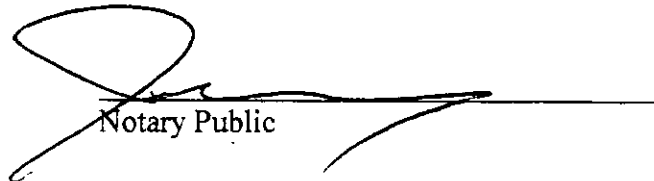
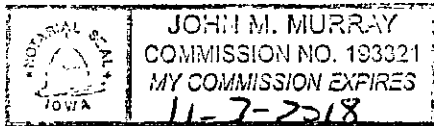


William Smith



Anne Smith

Subscribed and sworn to before me this 28th day of June, 2016 by William Smith and Anne Smith.



Notary Public

2-28-16
0830

DAKOTA ACCESS PIPELINE PROJECT IOWA CALCULATION WORKSHEET

Tract Number: IA-CH-080.000
 Landowner Name: William R. Smith and Anne C. Smith

Permanent Easement and Temporary Work Space

ROW	<u>0.39</u>	(acres) X	<u>\$17,000.00</u>	x	100%	=	\$	<u>6,630.00</u>
TWS	<u>1.35</u>	(acres) X	<u>\$17,000.00</u>	x	50%	=	\$	<u>11,475.00</u>
ATWS		(acres) X		x	50%	=	\$	<u>-</u>

Total Acres 1.74 **TOTAL ROW COMPENSATION** \$ 18,105.00

Crop Damages:

Crop Type	acres		Bushels	Tons	Bales		\$/Unit	\$/Crop
Corn	<u>1.74</u>	X	Unit/Ac	<u>182.40</u>	X		\$ <u>5.00</u>	\$ <u>1,586.88</u>
	<u>0</u>	X	Unit/Ac	<u>0</u>	X		\$ -	\$ -
	<u>0</u>	X	Unit/Ac	<u>0</u>	X		\$ -	\$ -
Total Acres: <u>1.74</u>			1st Year	100%	=	\$	<u>1,586.88</u>	
			2nd Year	80%	=	\$	<u>1,269.50</u>	
			3rd Year	60%	=	\$	<u>952.13</u>	

Total Crop Damages \$ 3,808.51

Other Compensation to be Calculated:

Describe: _____

Calculate: _____ X _____ per Agreement = _____ \$ _____

Total Other Damages \$ _____

Total Damages \$ 3,808.51

Total Compensation \$ 21,913.51

In addition to the Total Compensation, DAPL will pay the following expenses once they have been determined: any recording fees, transfer taxes, or similar expenses incidental to conveying the easements as well as any penalty costs for full or partial prepayment, if any, of any preexisting recorded mortgage entered into in good faith encumbering the easement areas.

AGENT: _____ DATE: _____

LANDOWNER: _____ DATE: _____

LANDOWNER: _____ DATE: _____

