

#1302



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 Iowa Department of Transportation
2. The corresponding Condemnation Application to this Sheriff's Statement was filed of record at Document # 2017-0348, Book 968, Page 245 and a copy was sent to the Secretary of State.
3. The attached Sheriff's Statement was filed of record at Document # 2017-1621, Book 972, Page 483; on May month, 18 day, 2017 year.

County Recorder for

Tama County

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

SEE INSTRUCTIONS ON BACK

>

Tama Co Recorder  
Deborah Kupka  
**Fee Book 2017-1621**  
05/18/2017 8:12:36PM  
CND CONDEMNATION  
Book: 972 Page: 483 # Pages: 47  
Total Fees: \$237.00

Indexed   
Compared

## SHERIFF'S CONDEMNATION DOCUMENTS RECORDER COVER SHEET

Preparer DENNIS P. KUCERA, SHERIFF  
Individual's Name

Street Address 100 N MAIN ST P.O. BOX 34, TOLEDO, IA 52342

City TOLEDO Phone 641-484-4111

Return Address \_\_\_\_\_

Grantor GILBERT S. CHANTLAND  
Condemnee

Grantee IOWA DEPT OF TRANSPORTATION  
Condemnor

Property Legal Description located on page 2 of attached documents.



**CONDEMNATION  
PROCEEDINGS**

Prepared by: Tama County Sheriff, 100 N. Main Street, PO Box 34, Toledo, IA 52342, 641-484-4111  
Return to: Katie A. Johnson, Office of Right of Way, 800 Lincoln Way, Ames, IA 50010  
Address Tax Statements: Iowa DOT, Office of Right of Way-Property Management, 800 Lincoln Way, Ames, IA 50010

**GRANTOR(S):**  
Gilbert S. Chantland

**GRANTEE(S):**  
State of Iowa (Condemnor)

**DOCUMENT OR INSTRUMENT NUMBER OF PREVIOUSLY RECORDED DOCUMENTS:**

Application for Condemnation filed 1/30/17, in Book 968, Page 245

**LEGAL DESCRIPTION:**

Part of the NW¼ of the NE¼ and the NE¼ of the NE¼ of Section 33, and part of the NW¼ of the NW¼ of Section 34, all in Township 83 North, Range 14 West of the 5<sup>th</sup> Principal Meridian, Tama County, Iowa.

**ACQUISITION:**

Temporary Easements to construct entrances

This land is being acquired for public purposes through eminent domain and a Declaration of Value is not required. Iowa Code Sec. 428A.1.

Tama County Project No. NHSN-030-6(133)--2R-86  
Gilbert S. Chantland (Parcel 24)

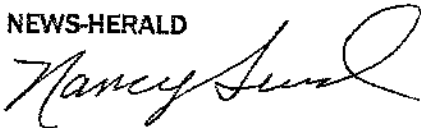
# Affidavit of Publication

STATE OF IOWA,  
Tama County, ss

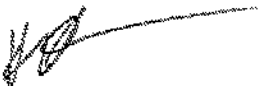
I, Nancy Sund, being first duly sworn, on oath depose and say that I am the General Manager of the Tama News-Herald, a weekly newspaper of general circulation printed wholly in the English language and published at Tama, Tama County, Iowa; that Tama Co Sheriff L17606 Project No. NHSN-030-6(188)-2R-86 Group B a copy of which is hereto attached and made a part of the affidavit, was published in the English language for one consecutive week in said newspaper; that the first publication was on the 31st day of March, and the last publication was on the 31st day of March, 2017, and the statutory fees for publishing said notice are \$22.88

TAMA NEWS-HERALD

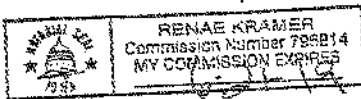
By



Subscribed and sworn to before me this 3rd day of April, 2017



Notary Public in and for Tama County, Iowa



**PUBLIC NOTICE  
NOTICE OF APPRAISEMENT  
HEARING AND PUBLIC  
MEETING OF COMPENSATION  
COMMISSION TO ASSESS  
DAMAGES**

In the matter of the Condemnation of Certain Rights in Land by the Iowa Department of Transportation for the Improvement of Primary Road No. U.S. 30 East of the City of Tama, located in Tama County, Iowa.

Project No. NHSN-030-6(188)-2R-86 Group "B"

To: Julie Elliott, Rob Wobster, Kevin Eikamp, Steven Baumeler, Dave Bacon, Richard Krafka

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

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

NOW THEREFORE, you are commanded to be and appear before the undersigned at the Tama County Annex Bldg., 104 W State St., Toledo, Iowa, on the 18th day of April, 2017, at the hour of 9:30 A.M. for the purpose of qualifying as such commissioner, and proceed to view said premises and make an award of damages as provided by law.

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

Dennis P. Kucera, Tama County Sheriff

/s/ Dennis P. Kucera

Prior to the meeting of the commission, the commission or a commissioner shall not communicate with the applicant, property owner, or their agents, regarding the condemnation proceedings.

Published in the Tama News-Herald March 31, 2017.

22919

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

Primary Road No. U.S. 30  
East of the City of Tama  
located in Tama County, Iowa

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

Project No. NHSN-030-6(188)-2R-86 Group B

THE ORIGINAL CERTIFIED APPLICATION FOR CONDEMNATION IS RECORDED IN  
BOOK \_\_\_\_\_, PAGE \_\_\_\_\_, OR INSTRUMENT/DOCUMENT NUMBER 17-000440,  
AND DATED 2-2-17.

TO: Iowa Department of Transportation, Ames, Iowa

I certify that the commissioners in the above-entitled cause convened at TOLEDO, Iowa,  
on the 18TH day of APRIL, 2017, and thereupon proceeded to view the premises, and said  
commissioners did on the 18TH day of APRIL, 2017, file their report in my office, awarding  
damages as follows:

NAMES OF CONDEMNEES	AWARD	ATTORNEY FEES AND COSTS
GILBERT S. CHANTLAND	\$ 2,458.00	\$ _____
_____	\$ _____	\$ _____
_____	\$ _____	\$ _____
_____	\$ _____	\$ _____
_____	\$ _____	\$ _____
<b>TOTAL DAMAGES AWARDED:</b>	\$ 2,458.00	\$ _____

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

Date	Names of Condemnees	Service Fee	Mileage x Rate Per Mile = Amount	Sum
3-9-17	GILBERT S CHANTLAND	\$15.00	10 57.5¢ \$5.75	\$20.75
3-31-17	PUBLICATION HEARING OF APPRAISEMENT AND PUBLIC MEETING :			\$22.88

Sub Total \$ 43.63

**Sheriff's Fees**

Summoning and attending Commissioners (includes service fees)  
(Maximum allowed by Code Section 331.655 is \$100.00)

\$ 100.00

Mileage while summoning and attending Commissioners  
(120 miles x \$0.57.5 per mile)

\$ 69.00

**TOTAL:** \$ 212.63



Dennis P. Kucera  
Sheriff of Tama County, Iowa

**COMMISSIONERS' COSTS**

-2-

RICHARD KRAEKA of  
DYSART, Iowa

1 day service \$ 200.00  
60 miles at .45 cents \$ 27.00  
1 meals \$ 10.00

**TOTAL** \$ 237.00

STEVEN BAUMEIER of  
GLADBROOK, Iowa

1 day service \$ 200.00  
40 miles at .45 cents \$ 18.00  
meals \_\_\_\_\_

**TOTAL** \$ 218.00

KEVIN EIKAMP of  
DYSART, Iowa

1 day service \$ 200.00  
60 miles at .45 cents \$ 27.00  
meals \_\_\_\_\_

**TOTAL** \$ 227.00

JULIE ELLIOTT of  
DYSART, Iowa

1 day service \$ 200.00  
60 miles at .45 cents \$ 27.00  
1 meals \$ 10.00

**TOTAL** \$ 237.00

ROB WOBETER of  
TOLEDO, Iowa

1 day service \$ 200.00  
miles at \_\_\_\_\_ cents \_\_\_\_\_  
1 meals \$ 10.00

**TOTAL** \$ 210.00

\_\_\_\_\_ of  
\_\_\_\_\_, Iowa

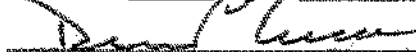
\_\_\_\_\_ day service \$ \_\_\_\_\_  
\_\_\_\_\_ miles at \_\_\_\_\_ cents \_\_\_\_\_  
\_\_\_\_\_ meals \_\_\_\_\_

**TOTAL** \$ \_\_\_\_\_

**GRAND TOTAL** \$ 1,129.00

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

Dated this 18TH day of APRIL, 2017.

  
Dennis P. Kucera  
Sheriff of Tama County, Iowa

CONDEMNATION COMMISSIONERS STATEMENT

To the Sheriff of Tama County

I certify that my fee and expenses as a member of the commission in the matter of the condemnation of certain real estate or rights to real estate for Project No. NHSN-030-6(188)--2R-86, held on the 18<sup>th</sup> day of April, 2017, are as follows and that these claims are due, just, and unpaid.

1 day service at \$200.00 ..... \$ 200.<sup>00</sup>  
40 miles at 45 cents ..... \$ 18.00  
\_\_\_\_\_ meals ..... \$ \_\_\_\_\_

Signed this 18<sup>th</sup> day of April, 2017.

Steven J. Baumlin

COMMISSIONER





**CONDEMNATION COMMISSIONERS STATEMENT**

To the Sheriff of Tama County

I certify that my fee and expenses as a member of the commission in the matter of the condemnation of certain real estate or rights to real estate for Project No. NHSN-030-6(188)-2R-86, held on the 18<sup>th</sup> day of April, 2017, are as follows and that these claims are due, just, and unpaid.

<u>1</u> day service at \$200.00 .....	\$ <u>200</u>
<u>60</u> miles at <u>45</u> cents .....	\$ <u>27</u>
<u>-</u> meals .....	\$ <u>-</u>

Signed this 18<sup>th</sup> day of April, 2017.

  
\_\_\_\_\_  
COMMISSIONER

**CONDEMNATION COMMISSIONERS STATEMENT**

To the Sheriff of Tama County

I certify that my fee and expenses as a member of the commission in the matter of the condemnation of certain real estate or rights to real estate for Project No. NHSN-030-6(188)--2R-86, held on the 18<sup>th</sup> day of April, 2017, are as follows and that these claims are due, just, and unpaid.

<u>1</u> day service at \$200.00 .....	\$ <u>200</u>
<u>60</u> miles at <u>45¢</u> cents .....	\$ <u>27</u>
<u>1</u> meals .....	\$ <u>10</u>

Signed this 18 day of April, 2017.

  
\_\_\_\_\_

COMMISSIONER

CONDEMNATION COMMISSIONERS STATEMENT

To the Sheriff of Tama County

I certify that my fee and expenses as a member of the commission in the matter of the condemnation of certain real estate or rights to real estate for Project No. NHSN-030-6(188)-2R-86, held on the 18<sup>th</sup> day of April, 2017, are as follows and that these claims are due, just, and unpaid.

1 day service at \$200.00 ..... \$ 200.00  
60 miles at .45 cents ..... \$ 27.00  
1 meals ..... \$ 10.00

Signed this 18<sup>th</sup> day of April, 2017.

Jalie Elliott  
COMMISSIONER

DATE ADV FEES REQUESTED \_\_\_\_\_

SERVE: Gilbert Chantband

TYPE OF SERVICE  
PERSONAL  
SUBSTITUTE

ADDRESS: 2494 Hwy 30 Tama

WORK OR 2<sup>ND</sup> ADDRESS \_\_\_\_\_

COURT SERVE BY DATE \_\_\_\_\_

ACTION TAKEN-  
ATTEMPTED OR SERVED  
IF SUBS. NEED RELATIONSHIP

	DATE	TIME	LOCATION	MILEAGE INITIAL
<u>Personal</u>	<u>3/9/17</u>	<u>0913</u>	<u>above</u>	<u>ML</u>

DATE ADDITIONAL FEES REQUESTED \_\_\_\_\_

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

NOTICE

Primary Road No. U.S. 30

East of the City of Tama

located in Tama County, Iowa

Project No. NHSN-030-6(188)--2R-86

Group "B"

TO:

Gilbert S. Chantland, 2494 Highway 30, Tama, IA 52339.

and to all other persons, companies or corporations having any interest in or owning any of the following described real estate: Part of the NW¼ of the NE¼ and the NE¼ of the NE¼ of Section 33, and part of the NW¼ of the NW¼ of Section 34, all in Township 83 North, Range 14 West of the 5<sup>th</sup> Principal Meridian, Tama County, Iowa.

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

The title in fee simple sought to be appropriated is in land described as follows:

A parcel of land in the NW¼ of the NW¼ of Section 34, Township 83 North, Range 14 West of the 5<sup>th</sup> Principal Meridian, Tama County, Iowa, as shown on Acquisition Plat Exhibit "A", attached hereto, which by this reference is made a part hereof.

Said parcel is described as follows:

Commencing at the NW Corner of said Section 34; thence North 89°11'29" East, 343.68 feet on the north line of the NW¼ of the NW¼ to the Point of Beginning; thence continuing North 89°11'29" East, 715.00 feet on said north line; thence South 21°56'12" East, 96.37 feet to a point on the existing southerly right of way line of Primary Road No. U.S. 30; thence South 89°11'32" West 215.10 feet on said existing southerly right of way line; thence South 80°39'42" West, 101.12 feet on said existing southerly right of way line; thence South 89°11'32" West, 200.00 feet on said existing southerly right of way line; thence North 86°31'07" West, 200.56

Tama County Project No. NHSN-030-6(188)--2R-86  
Gilbert S. Chantland (Parcel 24)  
Continued on next page

NOTICE OF APPRAISEMENT HEARING AND PUBLIC MEETING OF  
COMPENSATION COMMISSION TO ASSESS DAMAGES

In the matter of the Condemnation of Certain Rights in Land by the Iowa Department of Transportation for the Improvement of Primary Road No. U.S. 30 East of the City of Tama, located in Tama County, Iowa

Project No. NHSN-030-6(188)—2R-86 Group "B"

To: Julie Elliott, Rob Wobeter, Kevin Eikamp, Steven Baumeier, Dave Bacon, Richard Krafka

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

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

NOW THEREFORE, you are commanded to be and appear before the undersigned at the Tama County Annex Bldg., 104 W State St., Toledo, Iowa, on the 18th day of April, 2017, at the hour of 9:30 A.M. for the purpose of qualifying as such commissioner, and proceed to view said premises and make an award of damages as provided by law.

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

Dennis P. Kucera, Tama County Sheriff

By 

**Prior to the meeting of the commission, the commission or a commissioner shall not communicate with the applicant, property owner, or their agents, regarding the condemnation proceedings.**

Tama County, Iowa  
Deborah Kupka RECORDER  
Recorded: 1/30/2017 at 1:23:00.0 PM  
BK: 968 PG: 245  
Fee Amount: \$37.00  
Revenue Tax:  
Unique Doc ID: 1/30/2017\_2017-0348

CERTIFIED TRUE COPY

2017 FEB -2 P.1 1:40

Prepared by: Joe Curva, IA Dept. of Transportation, Right of Way-Confemnation,  
800 Lincoln Way, Ames, IA 50010 515-239-1273  
Return to: Joe Curva, IA Dept. of Transportation, Right of Way-Confemnation,  
800 Lincoln Way, Ames, IA 50010

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

Primary Road No. U.S. 30  
East of the City of Tama  
located in Tama County, Iowa

APPLICATION TO THE CHIEF  
JUDGE OF THE  
6th JUDICIAL DISTRICT  
FOR THE APPOINTMENT OF A  
COMMISSION TO APPRAISE  
DAMAGES

Project No. NHSN-030-6(188)-2R-86 Group B

TO: Patrick R. Grady, Chief Judge, 6th Judicial District including Tama County, Iowa

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

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

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

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

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

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

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

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

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

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

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

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

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

Dated at Ames, Iowa, this 13th day of January, 2017.

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

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

Filed in my office at Adair Park Iowa, this 17th day of January, 2017.

Patrick R. Grady  
Patrick R. Grady  
Chief Judge of the 6th Judicial District  
including Tama County, Iowa.

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

Joe Cirva  
Joe Cirva, Condemnation Unit



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

NOTICE

Primary Road No. U.S. 30

East of the City of Tama

located in Tama County, Iowa

Project No. NHSN-030-6(188)-2R-86

Group "B"

TO:

Gilbert S. Chantland, 2494 Highway 30, Tama, IA 52339

2017 FEB 22 11:11 AM  
TAMA COUNTY  
SHERIFF'S OFFICE

and to all other persons, companies or corporations having any interest in or owning any of the following described real estate: Part of the NW $\frac{1}{4}$  of the NE $\frac{1}{4}$  and the NE $\frac{1}{4}$  of the NE $\frac{1}{4}$  of Section 33, and part of the NW $\frac{1}{4}$  of the NW $\frac{1}{4}$  of Section 34, all in Township 83 North, Range 14 West of the 5<sup>th</sup> Principal Meridian, Tama County, Iowa.

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

The title in fee simple sought to be appropriated is in land described as follows:

A parcel of land in the NW $\frac{1}{4}$  of the NW $\frac{1}{4}$  of Section 34, Township 83 North, Range 14 West of the 5<sup>th</sup> Principal Meridian, Tama County, Iowa, as shown on Acquisition Plat Exhibit "A", attached hereto, which by this reference is made a part hereof.

Said parcel is described as follows:

Commencing at the NW Corner of said Section 34; thence North 89°11'29" East, 343.68 feet on the north line of the NW $\frac{1}{4}$  of the NW $\frac{1}{4}$  to the Point of Beginning; thence continuing North 89°11'29" East, 715.00 feet on said north line; thence South 21°56'12" East, 96.37 feet to a point on the existing southerly right of way line of Primary Road No. U.S. 30; thence South 89°11'32" West 215.10 feet on said existing southerly right of way line; thence South 80°39'42" West, 101.12 feet on said existing southerly right of way line; thence South 89°11'32" West, 200.00 feet on said existing southerly right of way line; thence North 86°31'07" West, 200.56

Tama County Project No. NHSN-030-6(188)-2R-86  
Gilbert S. Chantland (Parcel 24)  
Continued on next page

Page 1

feet on said existing southerly right of way line; thence North 21°53'07" West, 96.32 feet to the Point of Beginning, containing 1.60 acres, all of which are within the existing road right of way.

The access rights in fee simple title sought to be appropriated are described as follows:

All rights of direct access between Primary Road No. U.S. 30 and condemnee's remaining property abutting thereon in the NW¼ of the NE¼ and the NE¼ of the NE¼ of Section 33, and in the NW¼ of the NW¼ of Section 34, all in Township 83 North, Range 14 West of the 5<sup>th</sup> Principal Meridian, Tama County, Iowa, from Sta. 235+32.18± (Property Line) to Sta. 274+90.32± (Property Line), on the south side, reserving to the condemnee the right of access at Sta. 235+32, Sta. 257+33 and Sta. 274+90, all on the south side of Primary Road No. U.S. 30.

In connection with this condemnation proceeding it is specifically provided as follows:

1. Any and all improvements, including fences or agricultural crops, if any, located wholly within the land sought in fee simple title, are condemned in their entirety.
2. The State of Iowa shall have a right of temporary easement in the NW¼ of the NE¼ and the NE¼ of the NE¼ of Section 33, and in the NW¼ of the NW¼ of Section 34, all in Township 83 North, Range 14 West of the 5<sup>th</sup> Principal Meridian, Tama County, Iowa, for the specific purpose of constructing entrances, in land described as follows and identified as Parcels "A", "B" and "C" as shown on Graphic Exhibit "B" attached hereto and by reference made a part hereof:

Parcel "A"

Commencing at the NW¼ Corner of said Section 33; thence South 00°45'57" West, 60.02 feet on the west line of the NE¼ of said Section 33 to the existing southerly right of way line of Primary Road No. U.S. 30, the Point of Beginning; thence continuing South 00°45'57" West, 61.16 feet on said west line; thence North 89°21'32" East, 34.32 feet; thence North 00°38'28" West, 61.24 feet to said existing southerly right of way line; thence South 89°11'32" West, 32.82 feet on said existing southerly right of way line to the Point of Beginning.

and

Parcel "B"

Commencing at the NE Corner of said Section 33; thence South 89°11'42" West, 411.32 feet on the north line of the NE¼ of said Section 33; thence South 00°38'28" East, 59.89 feet to the existing southerly right of way line of Primary Road No. U.S. 30, the Point of Beginning; thence continuing South 00°38'28" East, 37.61 feet; thence South 89°21'32" West, 60.00 feet; thence North 00°38'28" West, 37.44 feet to said existing southerly right of way line; thence North 89°11'32" East, 60.00 feet on said existing southerly right of way line to the Point of Beginning.

and

Parcel "C"

Commencing at the NE Corner the NW¼ of the NW¼ of said Section 34; thence South 00°05'21" West, 89.91 feet on the east line of said NW¼ of the NW¼ to the existing southerly right of way line of Primary Road No. U.S. 30, the Point of Beginning; thence continuing South 00°05'21" West, 42.64 feet on said east line; thence South 89°21'32" West, 34.78 feet; thence North 00°38'28" West, 42.54 feet to said existing southerly right of way line; thence North 89°11'32" East, 35.32 feet on said existing southerly right of way line to the Point of Beginning.

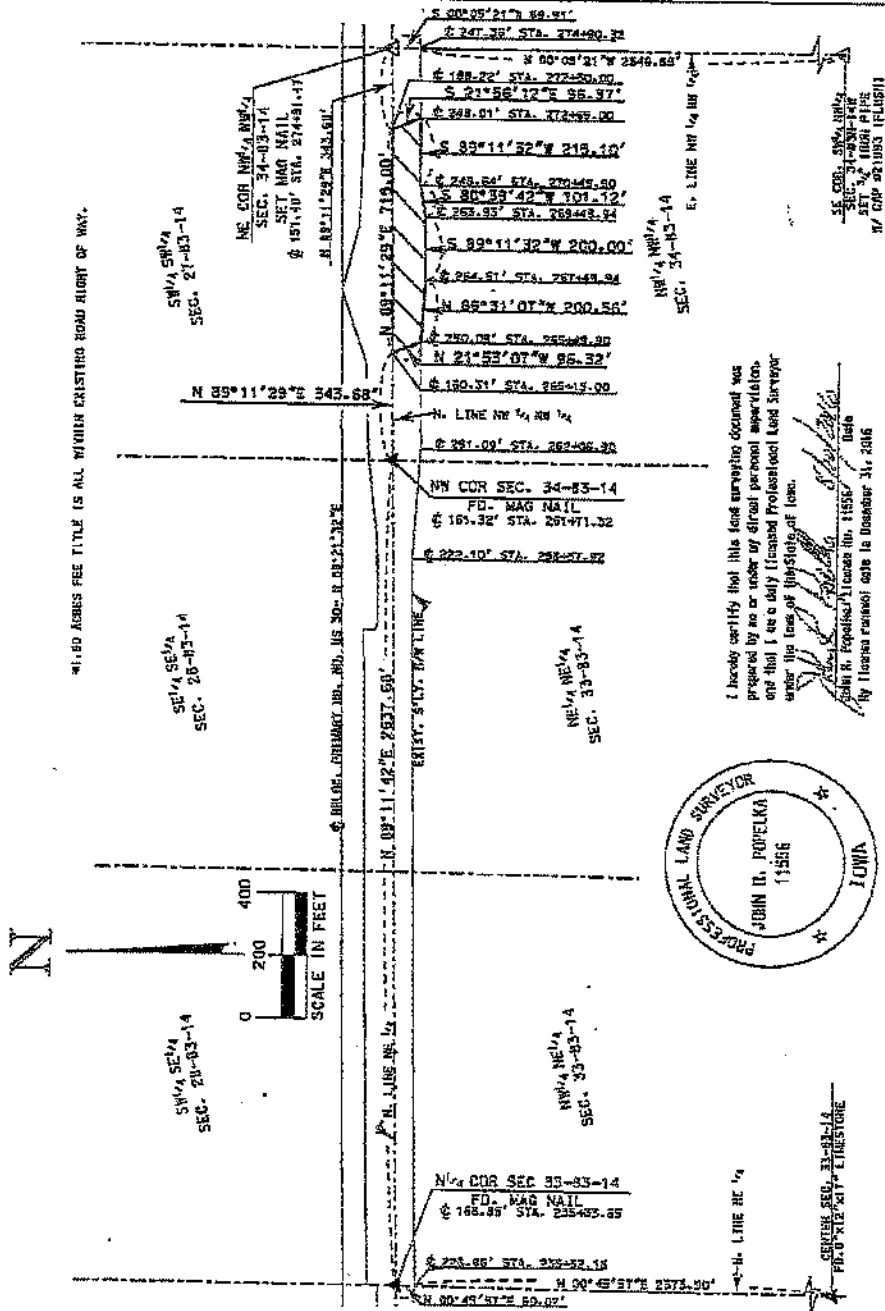
3. The State of Iowa will construct entrances at Sta. 235+32, Sta. 257+33 and Sta. 274+90, all on the south side of Primary Road No. U.S. 30. The existing entrance at Sta. 261+12± on the south side of Primary Road No. U.S. 30 will be closed and the entrance eliminated.
4. Any farm field drainage tile, or outlets, which are located within the land being acquired under this proceeding, and are damaged or destroyed by highway construction, shall be relocated, replaced or restored by the condemner and at no expense to the condemnee, and the State of Iowa shall have a right of temporary easement as necessary over condemnee's remaining property for the specific purpose of effecting such relocation, replacement or restoration.
5. The areas sought to be appropriated by temporary easement, for the specific purpose of constructing entrances and for relocating, replacing, or restoring tile, if any, are reserved to the condemnee until the actual date said areas are required for construction of this highway improvement. Also, said temporary easement rights shall terminate immediately upon completion of the operations for which said rights are sought and in no event later than the completion of this highway improvement.
6. Condemner hereby gives notice of condemnee's five-year right to renegotiate construction or maintenance damages not apparent at the time of the condemnation as required by the Code of Iowa, Section 6B.52.

IOWA DEPARTMENT OF TRANSPORTATION



ACQUISITION PLAT  
EXHIBIT "A"

COUNTY TAMA STATE CONTROL NO. 86-0200  
 PROJECT NO. NHSN-030-6(188)-2R-86 PARCEL NO. 24  
 SECTION 33 & 34 TOWNSHIP 83N RANGE 14W  
 ROW - FEE #1.60 AC. EXCESS - FEE AC  
 ACQUIRED ACCESS RIGHTS FROM STA. 235+32.18 TO STA. 274+90.32 MAIN LINE SOUTH SIDE  
 ACQUIRED ACCESS RIGHTS FROM STA. \_\_\_\_\_ TO STA. \_\_\_\_\_ SIDE ROAD \_\_\_\_\_ SIDE  
 ACQUIRED FROM Gilbert S. Chambliss



DATE DRAWN JUNE 7, 2016 J.D.P.  
 REVISED AUG. 1, 2016 J.R.P.

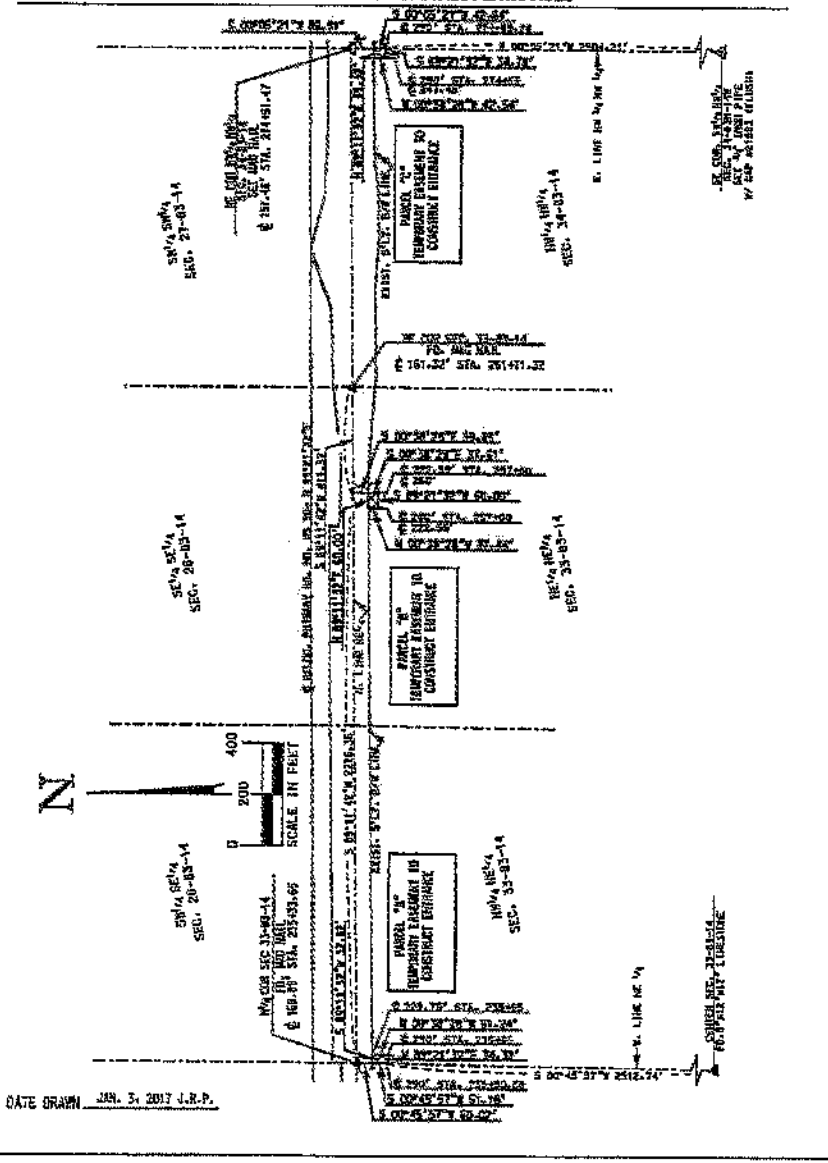
IOWA DEPARTMENT OF TRANSPORTATION



GRAPHIC  
EXHIBIT "B"

COUNTY TAMA STATE CONTROL NO. 85-0200  
 PROJECT NO. NHSM-030-611881-2R-86 PARCEL NO. 24  
 SECTION 33 & 34 TOWNSHIP B3N RANGE 14W  
 ROW - FZE \_\_\_\_\_ AC. EASE \_\_\_\_\_ AC. TEMP. EASE \_\_\_\_\_ AC  
 ACQUIRED ACCESS RIGHTS FROM STA. \_\_\_\_\_ TO STA. \_\_\_\_\_ MAIN LINE SOUTH SIDE  
 ACQUIRED ACCESS RIGHTS FROM STA. \_\_\_\_\_ TO STA. \_\_\_\_\_ SIDE ROAD \_\_\_\_\_ SIDE  
 ACQUIRED FROM Gilbert S. Chandand

"TEMPORARY EASEMENT TO CONSTRUCT ENTRANCES"



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

Primary Road No. U.S. 30  
East of the City of Tama  
located in Tama County, Iowa

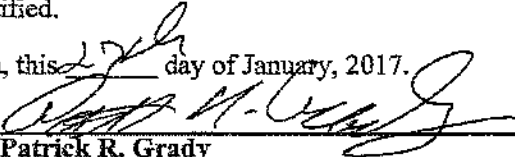
**SUPPLEMENTARY ORDER  
APPOINTING ALTERNATE  
COMPENSATION COMMISSIONERS**

Project No. NHSN-030-6(188)--2R-86 Group B

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

NAME	ADDRESS	QUALIFICATIONS
1. Ardene Cross, 323 3 <sup>rd</sup> St., Clutier, IA 52217 2. Luann Kithcart, 204 W. 7 <sup>th</sup> St., Tama, IA 52339 3. Harlan Dirks, 1008 Prospect Dr. Toledo, IA 52342 4. Jason Lakin, 110 Columbian Court, Toledo, IA 52342 5. Byron Witt, 111 E. High St., Toledo, IA 52342		Licensed Real Estate Salesperson or Broker
1. Jake Jacobson, Hwy 63 South, Toledo, IA 52342 2. Wayne Gray, 2254 Hwy 30, Tama, IA 52339 3. Rick Krug, P.O. Box 361, Dysart, IA 52224 4. Angie Kunch, 1357 Hwy E-27, Garwin, IA 50632 5. Stan Upah, 2248 310 <sup>th</sup> St., Toledo, IA 52342		Knowledgeable of Property Values by Virtue of Occupation
1. Judy Wendel, 1015 Hwy 96, Gladbrook, IA 50635 2. Rod Richardson, 1731 370 <sup>th</sup> St., Tama, IA 52339 3. Jack Shoup, 1021 I Avenue, Reinbeck, IA 50669 4. Mark Volkens, 1218 G Avenue, Gladbrook, IA 50635 5. Richard Krafka, 2064 X Avenue, Dysart, IA 52224		Agricultural

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

Dated at Cedar Rapids, Iowa, this 27<sup>th</sup> day of January, 2017.  
  
Patrick R. Grady  
Chief Judge of the 6th Judicial District  
including Tama County, Iowa

Filed in my office at Toledo, Iowa, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
Dennis P. Kucera  
Sheriff of Tama County, Iowa

TAMA# ... Sheriff

2017 FEB -2 PM 1:40

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

Primary Road No. U.S. 30 East of the City of Tama located in Tama County, Iowa

SELECTION AND APPOINTMENT OF COMPENSATION COMMISSIONERS BY THE CHIEF JUDGE OF THE 6th JUDICIAL DISTRICT

Project No. NBSN-030-6(188)-2R-86 Group B

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

Table with 3 columns: NAME, ADDRESS, QUALIFICATIONS. Lists names like Mike Wedmore, David Dirks, Kevin Eikamp, Steven Baumeier, Carl Wagner, Jr., and Wayne Wilcox with their addresses and qualifications such as 'Licensed Real Estate Salesperson or Broker' and 'Agricultural'.

I further designate, select and appoint the above-named KEVIN EIKAMP to act as Chairperson of said commission. I further designate, select and appoint the above-named MIKE WEDMORE to act as Alternate Chairperson in the event the appoint Chairperson is unable to serve.

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

Dated at Cedar Rapids, Iowa, this 27th day of January, 2017. Patrick R. Grady, Chief Judge of the 6th Judicial District including Tama County, Iowa

Filed in my office at Toledo, Iowa, this \_\_\_ day of \_\_\_, 20\_\_.

Dennis P. Kucera, Sheriff of Tama County, Iowa

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

Primary Road No. U.S. 30  
East of the City of Tama  
located in Tama County, Iowa

**REPORT OF  
COMPENSATION  
COMMISSION**

Project No. NHSN-030-6(188)--2R-86 Group B

**TO: Dennis P. Kucera, Sheriff of Tama County, Iowa**

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

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

	Land and Improvements	Consequential Damages	Condemnee's Total Award	Condemnee's Attorney Fees and Costs
Gilbert S. Chantland	\$ _____	\$ _____	\$ <u>2,158.00</u>	\$ _____
_____	\$ _____	\$ _____	\$ _____	\$ _____
_____	\$ _____	\$ _____	\$ _____	\$ _____
_____	\$ _____	\$ _____	\$ _____	\$ _____
_____	\$ _____	\$ _____	\$ _____	\$ _____
_____	\$ _____	\$ _____	\$ _____	\$ _____
_____	\$ _____	\$ _____	\$ _____	\$ _____
_____	\$ _____	\$ _____	\$ _____	\$ _____
_____	\$ _____	\$ _____	\$ _____	\$ _____
_____	\$ _____	\$ _____	\$ _____	\$ _____
Value of Condemnee's dwelling:	\$ _____	\$ _____	\$ _____	\$ _____

Respectfully reported at Toledo, Iowa, this 14 day of April, 2017  
[Signature]  
[Signature]  
[Signature]  
[Signature]

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

Filed in my office at Toledo, Iowa, this 14 day of April, 2017.  
[Signature]  
**Dennis P. Kucera**  
Sheriff of Tama County, Iowa



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

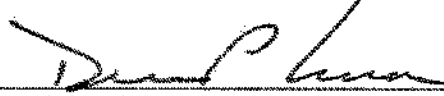
Primary Road No. U.S. 30  
East of the City of Tama  
located in Tama County, Iowa

Project No. NHSN-030-6(188)-2R-86 Group B

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

---

I, the undersigned, hereby endorse and certify that a true copy of the *Notice of Appraisalment of Damages and Time for Appeal* was served upon each of the parties of this proceeding, as listed herein, by enclosing said *Notice* in an envelope addressed to each such party at their respective last-known mailing address as disclosed by the record in the *Application to the Chief Judge* (excepting those parties, if any, listed below), with postage prepaid, and by depositing said envelope in a United States Post Office depository in Taleb, Iowa, on the 12<sup>th</sup> day of April, 20 17.

  
\_\_\_\_\_  
Dennis P. Kucera  
Sheriff of Tama County, Iowa

---

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

Primary Road No. U.S. 30  
East of the City of Tama  
located in Tama County, Iowa

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

Project No. NHSN-030-6(188)--2R-86 Group B

Parcel No. 24

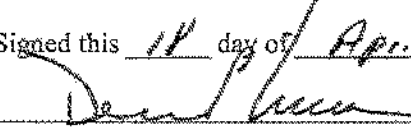
	Land and Improvements	Consequential Damages	Condemnee's Total Award	Condemnee's Attorney Fees and Costs
_____	\$ _____	\$ _____	\$ _____	\$ _____
_____	\$ _____	\$ _____	\$ _____	\$ _____
Gilbert S. Chantland	\$ _____	\$ _____	\$ 2,458. <sup>00</sup>	\$ _____
_____	\$ _____	\$ _____	\$ _____	\$ _____
_____	\$ _____	\$ _____	\$ _____	\$ _____
_____	\$ _____	\$ _____	\$ _____	\$ _____
_____	\$ _____	\$ _____	\$ _____	\$ _____
_____	\$ _____	\$ _____	\$ _____	\$ _____
_____	\$ _____	\$ _____	\$ _____	\$ _____
_____	\$ _____	\$ _____	\$ _____	\$ _____
_____	\$ _____	\$ _____	\$ _____	\$ _____

**NOTE: If Owner-Occupied Dwelling is acquired:**

Value of Condemnees' Dwelling: \$ \_\_\_\_\_

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

You and each of you are hereby notified that on the 18 day of April, 2017, the duly-appointed and qualified commissioners assessed and appraised the damages sustained by reason of the condemnation as set out above, and that pursuant to the Code of Iowa, you may, within (30) days from the date of mailing this Notice, appeal to the District Court as by law provided. If no appeal is filed, you may pick up the award warrant on deposit with the Sheriff. In the event an appeal is filed, it will be necessary for the court to order any disbursement of funds.

Signed this 18 day of April, 2017.  
  
Dennis P. Kucera  
Sheriff of Tama County, Iowa

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

**AFFIDAVIT OF FINAL OFFER**

**Primary Road No. U.S. 30  
East of the City of Tama  
located in Tama County, Iowa**

Project No. NHSN-030-6(188)--2R-86 Group B

Parcel No. 24

On this the 18<sup>th</sup> day of April, 2017, comes the Iowa Department of Transportation and states, as by law provided, that the most recent offers made to the owner(s), lienholders, encumbrancers and other persons interested in the appropriation of certain specified rights in certain land as described by the Applicant in the Notice of Condemnation filed in the above matter are as follows:

Owner(s) & Lienholders \$ 500.<sup>00</sup>

Tenant(s) \$ N/A

IOWA DEPARTMENT OF TRANSPORTATION

By [Signature]  
Dwight Myers  
Condemnation Hearing Compliance Officer  
Office of Right of Way



Acknowledged, subscribed and sworn to before me this 18<sup>th</sup> day of April, 2017.  
Kira Doyle  
(Notary Public / Clerk of Court) in and for said County and State

Filed in my office at Toledo, Iowa, this 18 day of April, 2017  
[Signature]  
Dennis P. Kucera  
Sheriff of Tama County, Iowa

ChanMand

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

**SUMMONS TO COMMISSIONERS**

Primary Road No. U.S. 30  
East of the City of Tama  
located in Tama County, Iowa

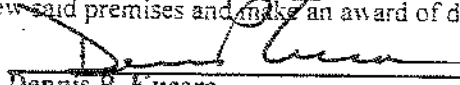
Project No. NHSN-030-6(188)--2R-86 Group B

TO: Byron Witt

The Iowa Department of Transportation has filed with the Chief Judge of the 6th Judicial District including Tama County, Iowa, an Application and Notice of Condemnation for the selection of a Compensation Commission to assess the damages which owners, lienholders, encumbrancers and other persons interested in the land from which certain rights are sought to be appropriated by these proceedings will sustain by reason of such appropriation of the rights as described in the Application and Notice of Condemnation for the improvement and or maintenance of roads and streets in Tama County, Iowa, and

Pursuant to Iowa law, you have been selected and appointed by the Chief Judge of the 6th Judicial District for Tama County, Iowa, as a member of such Compensation Commission, and such selection and appointment has been duly filed in my office and that Kevin Eikamp has been designated as Chairperson of the Commission.

NOW, THEREFORE, you are commanded to be and appear before the undersigned in the office of the Sheriff at Toledo, Tama County, State of Iowa, on the 18th day of April, 2012, at 9:30 o'clock a.m. (cst) for the purpose of qualifying as such Commission, and proceed to view said premises and make an award of damages as by law provided.

  
Dennis P. Kucera  
Sheriff of Tama County, Iowa

**ACCEPTANCE OF SERVICE**

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

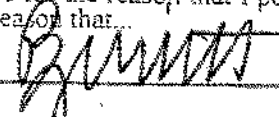
Due and legal service of foregoing Summons accepted and receipt of copy acknowledged at \_\_\_\_\_, Iowa, this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_. I further certify that I do not possess any interest in the above proceedings which would cause me to render a biased decision therein.

Filed in my office at Toledo, Iowa, this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

Dennis P. Kucera  
Dennis P. Kucera  
Sheriff of Tama County, Iowa

**REFUSAL TO SERVE**

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

  
\_\_\_\_\_

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

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

Primary Road No. U.S. 30  
East of the City of Tama  
located in Tama County, Iowa

SUMMONS TO COMMISSIONERS

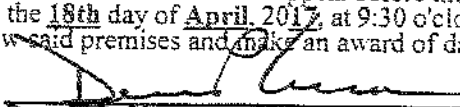
Project No. NHSN-030-6(188)--2R-86 Group B

TO: Jason Lakin

The Iowa Department of Transportation has filed with the Chief Judge of the 6th Judicial District including Tama County, Iowa, an Application and Notice of Condemnation for the selection of a Compensation Commission to assess the damages which owners, lienholders, encumbrancers and other persons interested in the land from which certain rights are sought to be appropriated by these proceedings will sustain by reason of such appropriation of the rights as described in the Application and Notice of Condemnation for the improvement and/or maintenance of roads and streets in Tama County, Iowa, and

Pursuant to Iowa law, you have been selected and appointed by the Chief Judge of the 6th Judicial District for Tama County, Iowa, as a member of such Compensation Commission, and such selection and appointment has been duly filed in my office and that Kevin Eikamp has been designated as Chairperson of the Commission.

NOW, THEREFORE, you are commanded to be and appear before the undersigned in the office of the Sheriff at Toledo, Tama County, State of Iowa, on the 18th day of April, 2017, at 9:30 o'clock a.m. (cst) for the purpose of qualifying as such Commission, and proceed to view said premises and make an award of damages as by law provided.

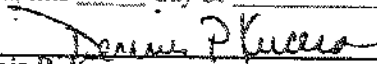
  
\_\_\_\_\_  
Dennis P. Kucera  
Sheriff of Tama County, Iowa

ACCEPTANCE OF SERVICE

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

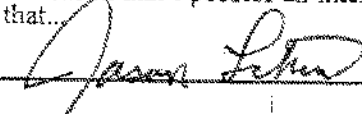
Due and legal service of foregoing Summons accepted and receipt of copy acknowledged at \_\_\_\_\_, Iowa, this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_. I further certify that I do not possess any interest in the above proceedings which would cause me to render a biased decision therein.

Filed in my office at Toledo, Iowa, this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

  
\_\_\_\_\_  
Dennis P. Kucera  
Sheriff of Tama County, Iowa

REFUSAL TO SERVE

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

  
\_\_\_\_\_  
Conflict of interest  
Customer of mine.

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

TAMA COUNTY SHERIFF  
2017 FEB -2 10 11 AM

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

**SUMMONS TO COMMISSIONERS**

**Primary Road No. U.S. 30  
East of the City of Tama  
located in Tama County, Iowa**

Project No. **NHSN-030-6(188)-2R-86 Group B**

**TO: Steven Baumeier**

The Iowa Department of Transportation has filed with the Chief Judge of the 6th Judicial District including Tama County, Iowa, an Application and Notice of Condemnation for the selection of a Compensation Commission to assess the damages which owners, lienholders, encumbrancers and other persons interested in the land from which certain rights are sought to be appropriated by these proceedings will sustain by reason of such appropriation of the rights as described in the Application and Notice of Condemnation for the improvement and/or maintenance of roads and streets in Tama County, Iowa, and

Pursuant to Iowa law, you have been selected and appointed by the Chief Judge of the 6th Judicial District for Tama County, Iowa, as a member of such Compensation Commission, and such selection and appointment has been duly filed in my office and that **Kevin Eikamp** has been designated as **Chairperson** of the Commission.

NOW, THEREFORE, you are commanded to be and appear before the undersigned in the office of the Sheriff at Toledo, Tama County, State of Iowa, on the **18th** day of **April**, 20**17**, at 9:30 o'clock a.m. (cst) for the purpose of qualifying as such Commission, and proceed to view said premises and make an award of damages as by law provided.

\_\_\_\_\_  
**Dennis P. Kucera**  
Sheriff of Tama County, Iowa

**ACCEPTANCE OF SERVICE**

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

Due and legal service of foregoing Summons accepted and receipt of copy acknowledged at 1494 W. 7-47 Iowa, this 9<sup>th</sup> day of Feb, 2017. I further certify that I do not possess any interest in the above proceedings which would cause me to render a biased decision therein.

\_\_\_\_\_  
*Steven Z. Baumeier*

Filed in my office at Toledo, Iowa, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
*Dennis P. Kucera*  
**Dennis P. Kucera**  
Sheriff of Tama County, Iowa

**REFUSAL TO SERVE**

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

\_\_\_\_\_  
Please sign original summons and return promptly to the Sheriff of Tama County, Iowa.

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

SUMMONS TO COMMISSIONERS

Primary Road No. U.S. 30  
East of the City of Tama  
located in Tama County, Iowa

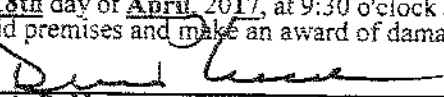
Project No. NHSN-030-6(188)-2R-86 Group B

TO: DAVE RACON

The Iowa Department of Transportation has filed with the Chief Judge of the 6th Judicial District including Tama County, Iowa, an Application and Notice of Condemnation for the selection of a Compensation Commission to assess the damages which owners, lienholders, encumbrancers and other persons interested in the land from which certain rights are sought to be appropriated by these proceedings will sustain by reason of such appropriation of the rights as described in the Application and Notice of Condemnation for the improvement and/or maintenance of roads and streets in Tama County, Iowa, and

Pursuant to Iowa law, you have been selected and appointed by the Chief Judge of the 6th Judicial District for Tama County, Iowa, as a member of such Compensation Commission, and such selection and appointment has been duly filed in my office and that Kevin Eikamp has been designated as Chairperson of the Commission.

NOW, THEREFORE, you are commanded to be and appear before the undersigned in the office of the Sheriff at Toledo, Tama County, State of Iowa, on the 18th day of April, 2017, at 9:30 o'clock a.m. (cst) for the purpose of qualifying as such Commission, and proceed to view said premises and make an award of damages as by law provided.

  
Dennis P. Kucera  
Sheriff of Tama County, Iowa

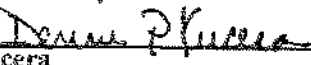
ACCEPTANCE OF SERVICE

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

Due and legal service of foregoing Summons accepted and receipt of copy acknowledged at Garwin, Iowa, this 24 day of Feb, 2017. I further certify that I do not possess any interest in the above proceedings which would cause me to render a biased decision therein.

David J. Racan

Filed in my office at Toledo, Iowa, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

  
Dennis P. Kucera  
Sheriff of Tama County, Iowa

REFUSAL TO SERVE

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

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

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

**SUMMONS TO COMMISSIONERS**

Primary Road No. U.S. 30  
East of the City of Tama  
located in Tama County, Iowa

Project No. NHSN-030-6(188)-2R-86 Group B

**TO: Kevin Eikamp**

The Iowa Department of Transportation has filed with the Chief Judge of the 6th Judicial District including Tama County, Iowa, an Application and Notice of Condemnation for the selection of a Compensation Commission to assess the damages which owners, lienholders, encumbrancers and other persons interested in the land from which certain rights are sought to be appropriated by these proceedings will sustain by reason of such appropriation of the rights as described in the Application and Notice of Condemnation for the improvement and/or maintenance of roads and streets in Tama County, Iowa, and

Pursuant to Iowa law, you have been selected and appointed by the Chief Judge of the 6th Judicial District for Tama County, Iowa, as a member of such Compensation Commission, and such selection and appointment has been duly filed in my office and that Kevin Eikamp has been designated as **Chairperson** of the Commission.

NOW, THEREFORE, you are commanded to be and appear before the undersigned in the office of the Sheriff at Toledo, Tama County, State of Iowa, on the 18th day of April, 2017, at 9:30 o'clock a.m. (cst) for the purpose of qualifying as such Commission, and proceed to view said premises and make an award of damages as by law provided.

\_\_\_\_\_  
**Dennis P. Kucera**  
Sheriff of Tama County, Iowa

**ACCEPTANCE OF SERVICE**

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

Due and legal service of foregoing Summons accepted and receipt of copy acknowledged at DYART, Iowa, this 20<sup>th</sup> day of FEBRUARY, 2017. I further certify that I do not possess any interest in the above proceedings which would cause me to render a biased decision therein.

\_\_\_\_\_  
*Kevin Eikamp*

Filed in my office at Toledo, Iowa, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
**Dennis P. Kucera**  
Sheriff of Tama County, Iowa

**REFUSAL TO SERVE**

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

\_\_\_\_\_  
Please sign original summons and return promptly to the Sheriff of Tama County, Iowa.



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

**SUMMONS TO COMMISSIONERS**

Primary Road No. U.S. 30  
East of the City of Tama  
located in Tama County, Iowa

Project No. NHSN-030-6(188)--2R-86 Group B

TO: RICHARD KROFKA

The Iowa Department of Transportation has filed with the Chief Judge of the 6th Judicial District including Tama County, Iowa, an Application and Notice of Condemnation for the selection of a Compensation Commission to assess the damages which owners, lienholders, encumbrancers and other persons interested in the land from which certain rights are sought to be appropriated by these proceedings will sustain by reason of such appropriation of the rights as described in the Application and Notice of Condemnation for the improvement and/or maintenance of roads and streets in Tama County, Iowa, and

Pursuant to Iowa law, you have been selected and appointed by the Chief Judge of the 6th Judicial District for Tama County, Iowa, as a member of such Compensation Commission, and such selection and appointment has been duly filed in my office and that Kevin Eikamp has been designated as Chairperson of the Commission.

NOW, THEREFORE, you are commanded to be and appear before the undersigned in the office of the Sheriff at Toledo, Tama County, State of Iowa, on the 18th day of April, 2017, at 9:30 o'clock a.m. (cst) for the purpose of qualifying as such Commission, and proceed to view said premises and make an award of damages as by law provided.

Dennis P. Kucera  
Dennis P. Kucera  
Sheriff of Tama County, Iowa

**ACCEPTANCE OF SERVICE**

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

Due and legal service of foregoing Summons accepted and receipt of copy acknowledged at 2064 X Ave, this 15 day of Feb, 2017. I further certify that I do not possess any interest in the above proceedings which would cause me to render a biased decision therein.

Richard Krofka

Filed in my office at Toledo, Iowa, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

Dennis P. Kucera  
Dennis P. Kucera  
Sheriff of Tama County, Iowa

**REFUSAL TO SERVE**

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

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

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

Primary Road No. U.S. 30  
East of the City of Tama  
located in Tama County, Iowa

**SUMMONS TO COMMISSIONERS**


Project No. NHSN-030-6(188)--2R-86 Group B

TO: Rod Richardson

The Iowa Department of Transportation has filed with the Chief Judge of the 6th Judicial District including Tama County, Iowa, an Application and Notice of Condemnation for the selection of a Compensation Commission to assess the damages which owners, lienholders, encumbrancers and other persons interested in the land from which certain rights are sought to be appropriated by these proceedings will sustain by reason of such appropriation of the rights as described in the Application and Notice of Condemnation for the improvement and/or maintenance of roads and streets in Tama County, Iowa, and

Pursuant to Iowa law, you have been selected and appointed by the Chief Judge of the 6th Judicial District for Tama County, Iowa, as a member of such Compensation Commission, and such selection and appointment has been duly filed in my office and that Kevin Eikamp has been designated as Chairperson of the Commission.

NOW, THEREFORE, you are commanded to be and appear before the undersigned in the office of the Sheriff at Toledo, Tama County, State of Iowa, on the 18th day of April, 2017 at 9:30 o'clock a.m. (cst) for the purpose of qualifying as such Commission, and proceed to view said premises and make an award of damages as by law provided.

  
\_\_\_\_\_  
Dennis P. Kucera  
Sheriff of Tama County, Iowa

**ACCEPTANCE OF SERVICE**

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

Due and legal service of foregoing Summons accepted and receipt of copy acknowledged at 1731-370th, Iowa, this 15 day of Feb, 2017. I further certify that I do not possess any interest in the above proceedings which would cause me to render a biased decision therein.

  
\_\_\_\_\_

Filed in my office at Toledo, Iowa, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
Dennis P. Kucera  
Sheriff of Tama County, Iowa

**REFUSAL TO SERVE**

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

Is my land lord  
\_\_\_\_\_

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

TAMA  
2017 FEB 2 11:11 AM

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

Primary Road No. U.S. 30  
East of the City of Tama  
located in Tama County, Iowa

**SUMMONS TO COMMISSIONERS**

Project No. NHSN-030-6(188)-2R-86 Group B

**TO: Mike Wedmore**

The Iowa Department of Transportation has filed with the Chief Judge of the 6th Judicial District including Tama County, Iowa, an Application and Notice of Condemnation for the selection of a Compensation Commission to assess the damages which owners, lienholders, encumbrancers and other persons interested in the land from which certain rights are sought to be appropriated by these proceedings will sustain by reason of such appropriation of the rights as described in the Application and Notice of Condemnation for the improvement and/or maintenance of roads and streets in Tama County, Iowa, and

Pursuant to Iowa law, you have been selected and appointed by the Chief Judge of the 6th Judicial District for Tama County, Iowa, as a member of such Compensation Commission, and such selection and appointment has been duly filed in my office and that Kevin Eikamp has been designated as Chairperson of the Commission.

NOW, THEREFORE, you are commanded to be and appear before the undersigned in the office of the Sheriff at Toledo, Tama County, State of Iowa, on the 18th day of April, 2017, at 9:30 o'clock a.m. (cst) for the purpose of qualifying as such Commission, and proceed to view said premises and make an award of damages as by law provided.

\_\_\_\_\_  
**Dennis P. Kucera**  
Sheriff of Tama County, Iowa

**ACCEPTANCE OF SERVICE**

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

Due and legal service of foregoing Summons accepted and receipt of copy acknowledged at Toledo, Iowa, this 9th day of FEB, 2017. I further certify that I do not possess any interest in the above proceedings which would cause me to render a biased decision therein.

\_\_\_\_\_  
*Mike Wedmore*

Filed in my office at Toledo, Iowa, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
**Dennis P. Kucera**  
Sheriff of Tama County, Iowa

**REFUSAL TO SERVE**

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

\_\_\_\_\_  
Please sign original summons and return promptly to the Sheriff of Tama County, Iowa.

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

Primary Road No. U.S. 30  
East of the City of Tama  
located in Tama County, Iowa

Project No. NHSN-030-6(188)--2R-86 Group B

SUMMONS TO COMMISSIONERS

TO: Mike Wedmore

The Iowa Department of Transportation has filed with the Chief Judge of the 6th Judicial District including Tama County, Iowa, an Application and Notice of Condemnation for the selection of a Compensation Commission to assess the damages which owners, lienholders, encumbrancers and other persons interested in the land from which certain rights are sought to be appropriated by these proceedings will sustain by reason of such appropriation of the rights as described in the Application and Notice of Condemnation for the improvement and/or maintenance of roads and streets in Tama County, Iowa, and

Pursuant to Iowa law, you have been selected and appointed by the Chief Judge of the 6th Judicial District for Tama County, Iowa, as a member of such Compensation Commission, and such selection and appointment has been duly filed in my office and that Kevin Eikamp has been designated as Chairperson of the Commission.

NOW, THEREFORE, you are commanded to be and appear before the undersigned in the office of the Sheriff at Toledo, Tama County, State of Iowa, on the 18th day of April, 2017, at 9:30 o'clock a.m. (cst) for the purpose of qualifying as such Commission, and proceed to view said premises and make an award of damages as by law provided.

Dennis P. Kucera  
Sheriff of Tama County, Iowa

ACCEPTANCE OF SERVICE

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

Due and legal service of foregoing Summons accepted and receipt of copy acknowledged at \_\_\_\_\_, Iowa, this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_. I further certify that I do not possess any interest in the above proceedings which would cause me to render a biased decision therein.

Filed in my office at Toledo, Iowa, this \_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_.

Dennis P. Kucera  
Sheriff of Tama County, Iowa

REFUSAL TO SERVE

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

Michael W. Wedmore

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

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

Primary Road No. U.S. 30  
East of the City of Tama  
located in Tama County, Iowa

**ORDER APPOINTING  
SUBSTITUTE COMPENSATION  
COMMISSIONER**

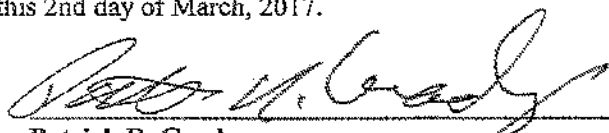
Project No. NHSN-030-6(188)--2R-86 Group "B"

NOW ON THIS 28<sup>th</sup> day of February, 2017, an Order Appointing Substitute Compensation Commissioner has been presented to me due to the inability of Mike Wedmore and David Dirks, the original appointees, and Ardene Cross, Luann Kithcart, Harlan Dirks, Jason Lekin and Byron Witt, appointed as alternates, all having qualifications as being Licensed Real Estate Salesperson or Broker to serve as commissioners in the condemnation referenced above, it is ordered that the vacancy shall be filled by two of the following commissioners:

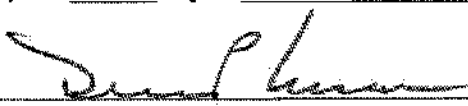
	NAME	ADDRESS	QUALIFICATIONS
1)	Rob Wobeter	221 W. High St., Toledo, IA 52342	Licensed Real Estate Salesperson or Broker
2)	Julie Elliott	P.O. Box 105, Dysart, IA 52224	Licensed Real Estate Salesperson or Broker
3)	Jamie Howard	2371 130 <sup>th</sup> Street, Traer, IA 50675	Licensed Real Estate Salesperson or Broker

The Sheriff of Tama County, Iowa, shall notify the substitute commissioner in the same manner as the original commissioners were notified.

Dated at Cedar Rapids, Iowa, this 2nd day of March, 2017.

  
\_\_\_\_\_  
Patrick R. Grady  
Chief Judge of the 6th Judicial District  
including Tama County, Iowa

Filed in my office at Toledo, Iowa, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

  
\_\_\_\_\_  
Dennis P. Kucera  
Sheriff of Tama County, Iowa

TAMA COUNTY IOWA  
2017 MAR -2 PM 10:51

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

Primary Road No. U.S. 30  
East of the City of Tama  
located in Tama County, Iowa

**ORDER APPOINTING  
SUBSTITUTE COMPENSATION  
COMMISSIONER**

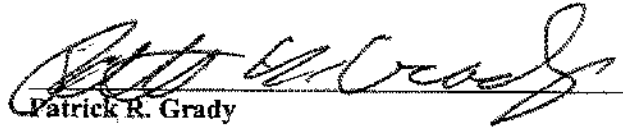
Project No. NHSN-030-6(188)-2R-86 Group "B"

NOW ON THIS 22<sup>nd</sup> day of February, 2017, an Order Appointing Substitute Compensation Commissioner has been presented to me due to the inability of **Carl Wagner, Jr.** and **Wayne Wilcox**, the original appointees, and **Judy Wendel, Rod Richardson, Jack Shoup** and **Mark Voulkens**, appointed as alternates, all having qualifications as being **Agricultural** to serve as commissioners in the condemnation referenced above, it is ordered that the vacancy shall be filled by one of the following commissioners:

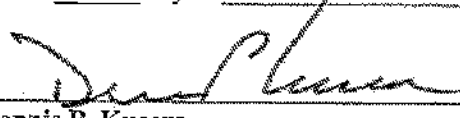
NAME	ADDRESS	QUALIFICATIONS
1) Leroy Hoseky,	3143 350 <sup>th</sup> Street, Chelsea, IA 52215	<b>Agricultural</b>
2) Roger Ferriss,	2920 Hwy 63, Toledo, IA 52342	<b>Agricultural</b>
3) Dave Bacon,	2222 E Avenue, Garwin, IA 50632	<b>Agricultural</b>

The Sheriff of Tama County, Iowa, shall notify the substitute commissioner in the same manner as the original commissioners were notified.

Dated at Cedar Rapids, Iowa, this 23<sup>rd</sup> day of February, 2017.

  
Patrick R. Grady  
Chief Judge of the 6<sup>th</sup> Judicial District  
including Tama County, Iowa

Filed in my office at Toledo, Iowa, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

  
Dennis P. Kucera  
Sheriff of Tama County, Iowa

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

**OATH OF COMMISSIONERS**

**Primary Road No. U.S. 30  
East of the City of Tama  
located in Tama County, Iowa**

**Project No. NHSN-030-6(188)--2R-86 Group B**

STATE OF IOWA }  
Tama County } ss

Each of the undersigned, being duly sworn, says:

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

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

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

[Signature]  
Name: \_\_\_\_\_  
**Licensed Real Estate Salesperson  
or Broker**

[Signature]  
Name: \_\_\_\_\_  
**Licensed Real Estate Salesperson  
or Broker**

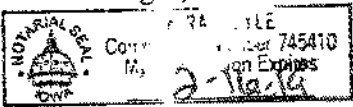
[Signature]  
Name: \_\_\_\_\_  
**Knowledgeable of Property Values  
by Virtue of Occupation**

[Signature]  
Name: \_\_\_\_\_  
**Knowledgeable of Property Values  
by Virtue of Occupation**

[Signature]  
Name: \_\_\_\_\_  
**Agricultural**

\_\_\_\_\_  
Name: \_\_\_\_\_  
**Agricultural**

Acknowledged, subscribed and sworn to before me this 18 day of APR, 2017.



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

Filed in my office at Toledo, Iowa, this 18 day of April, 2017.

[Signature]  
**Dennis P. Kucera**  
Sheriff of Tama County, Iowa

TAMA  
2017 MAR -3 8:12:36

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

Primary Road No. U.S. 30  
East of the City of Tama  
located in Tama County, Iowa

**ORDER APPOINTING  
SUBSTITUTE COMPENSATION  
COMMISSIONER**

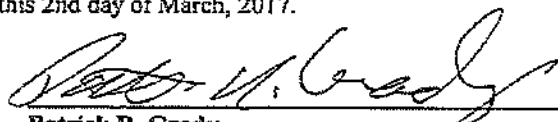
Project No. NHSN-030-6(188)-2R-86 Group "B"

NOW ON THIS 28<sup>th</sup> day of February, 2017, an Order Appointing Substitute Compensation Commissioner has been presented to me due to the inability of Mike Wedmore and David Dirks, the original appointees, and Ardene Cross, Luann Kithcart, Harian Dirks, Jason Lekin and Byron Witt, appointed as alternates, all having qualifications as being Licensed Real Estate Salesperson or Broker to serve as commissioners in the condemnation referenced above, it is ordered that the vacancy shall be filled by two of the following commissioners:

	NAME	ADDRESS	QUALIFICATIONS
1)	Rob Wobeter	221 W. High St., Toledo, IA 52342	Licensed Real Estate Salesperson or Broker
2)	Julie Elliott	P.O. Box 105, Dysart, IA 52224	Licensed Real Estate Salesperson or Broker
3)	Jamie Howard	2371 130 <sup>th</sup> Street, Traer, IA 50675	Licensed Real Estate Salesperson or Broker

The Sheriff of Tama County, Iowa, shall notify the substitute commissioner in the same manner as the original commissioners were notified.

Dated at Cedar Rapids, Iowa, this 2nd day of March, 2017.

  
Patrick R. Grady  
Chief Judge of the 6th Judicial District  
including Tama County, Iowa

Filed in my office at Toledo, Iowa, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Dennis P. Kucera  
Sheriff of Tama County, Iowa



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

Primary Road No. U.S. 30  
East of the City of Tama  
located in Tama County, Iowa

SUMMONS TO COMMISSIONERS

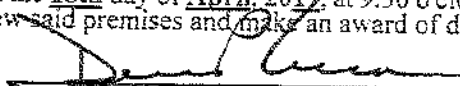
Project No. NHSN-030-6(188)--2R-86 Group B

TO: Rob Wobeter

The Iowa Department of Transportation has filed with the Chief Judge of the 6th Judicial District including Tama County, Iowa, an Application and Notice of Condemnation for the selection of a Compensation Commission to assess the damages which owners, lienholders, encumbrancers and other persons interested in the land from which certain rights are sought to be appropriated by these proceedings will sustain by reason of such appropriation of the rights as described in the Application and Notice of Condemnation for the improvement and/or maintenance of roads and streets in Tama County, Iowa, and

Pursuant to Iowa law, you have been selected and appointed by the Chief Judge of the 6th Judicial District for Tama County, Iowa, as a member of such Compensation Commission, and such selection and appointment has been duly filed in my office and that Kevin Eikamp has been designated as Chairperson of the Commission.

NOW, THEREFORE, you are commanded to be and appear before the undersigned in the office of the Sheriff at Toledo, Tama County, State of Iowa, on the 18th day of April, 2012, at 9:30 o'clock a.m. (cst) for the purpose of qualifying as such Commission, and proceed to view said premises and make an award of damages as by law provided.

  
Dennis P. Kucera  
Sheriff of Tama County, Iowa

ACCEPTANCE OF SERVICE

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

Due and legal service of foregoing Summons accepted and receipt of copy acknowledged at 231 W. High, Iowa, this 8 day of March, 2011. I further certify that I do not possess any interest in the above proceedings which would cause me to render a biased decision therein.

  
\_\_\_\_\_

Filed in my office at Toledo, Iowa, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

Dennis P. Kucera  
Sheriff of Tama County, Iowa

REFUSAL TO SERVE

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

\_\_\_\_\_  
Please sign original summons and return promptly to the Sheriff of Tama County, Iowa.

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

SUMMONS TO COMMISSIONERS

Primary Road No. U.S. 30  
East of the City of Tama  
Located in Tama County, Iowa

Project No. NHSN-030-611881-2R-86 Group B

TO: Julie Elliott

The Iowa Department of Transportation has filed with the Chief Judge of the 6th Judicial District including Tama County, Iowa, an Application and Notice of Condemnation for the selection of a Compensation Commission to assess the damages which owners, lienholders, encumbrancers and other persons interested in the land from which certain rights are sought to be appropriated by these proceedings will sustain by reason of such appropriation of the rights as described in the Application and Notice of Condemnation for the improvement and or maintenance of roads and streets in Tama County, Iowa, and

Pursuant to Iowa law, you have been selected and appointed by the Chief Judge of the 6th Judicial District for Tama County, Iowa, as a member of such Compensation Commission, and such selection and appointment has been duly filed in my office and that Kevin Eikamp has been designated as Chairperson of the Commission.

NOW, THEREFORE, you are commanded to be and appear before the undersigned in the office of the Sheriff at Toledo, Tama County, State of Iowa, on the 18th day of April, 2017, at 9:30 o'clock a.m. (cst) for the purpose of qualifying as such Commission, and proceed to view said premises and make an award of damages as by law provided.

Dennis P. Kucera  
Dennis P. Kucera  
Sheriff of Tama County, Iowa

ACCEPTANCE OF SERVICE

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

Due and legal service of foregoing Summons accepted and receipt of copy acknowledged at 329 Main Street, Iowa, this 3 day of March, 2017. I further certify that I do not possess any interest in the above proceedings which would cause me to render a biased decision therein.

Julie Elliott

Filed in my office at Toledo, Iowa, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

Dennis P. Kucera  
Dennis P. Kucera  
Sheriff of Tama County, Iowa

REFUSAL TO SERVE

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

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

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

SUMMONS TO COMMISSIONERS

Primary Road No. U.S. 30  
East of the City of Tama  
located in Tama County, Iowa


Project No. NHSN-030-6(188)--2R-86 Group B

TO: Jimmie Howard

The Iowa Department of Transportation has filed with the Chief Judge of the 6th Judicial District including Tama County, Iowa, an Application and Notice of Condemnation for the selection of a Compensation Commission to assess the damages which owners, lienholders, encumbrancers and other persons interested in the land from which certain rights are sought to be appropriated by these proceedings will sustain by reason of such appropriation of the rights as described in the Application and Notice of Condemnation for the improvement and or maintenance of roads and streets in Tama County, Iowa, and

Pursuant to Iowa law, you have been selected and appointed by the Chief Judge of the 6th Judicial District for Tama County, Iowa, as a member of such Compensation Commission, and such selection and appointment has been duly filed in my office and that Kevin Elkamp has been designated as Chairperson of the Commission.

NOW, THEREFORE, you are commanded to be and appear before the undersigned in the office of the Sheriff at Toledo, Tama County, State of Iowa, on the 18th day of April, 2017, at 9:30 o'clock a.m. (cst) for the purpose of qualifying as such Commission, and proceed to view said premises and make an award of damages as by law provided.

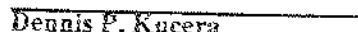
  
Dennis P. Kucera  
Sheriff of Tama County, Iowa

**ACCEPTANCE OF SERVICE**

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


Due and legal service of foregoing Summons accepted and receipt of copy acknowledged at \_\_\_\_\_, Iowa, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_. I further certify that I do not possess any interest in the above proceedings which would cause me to render a biased decision therein.

Filed in my office at Toledo, Iowa, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

  
Dennis P. Kucera  
Sheriff of Tama County, Iowa

**REFUSAL TO SERVE**

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

Clients are involved 

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

TAMA COUNTY IOWA  
2017 FEB 23 PM 2:02

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

Primary Road No. U.S. 30  
East of the City of Tama  
located in Tama County, Iowa

**ORDER APPOINTING  
SUBSTITUTE COMPENSATION  
COMMISSIONER**

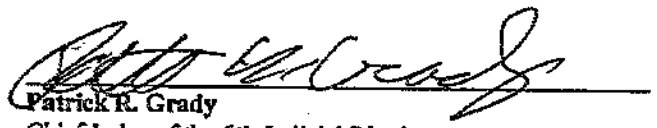
Project No. NHSN-030-6(188)-2R-86 Group "B"

NOW ON THIS 22<sup>nd</sup> day of February, 2017, an Order Appointing Substitute Compensation Commissioner has been presented to me due to the inability of Carl Wagner, Jr. and Wayne Wilcox, the original appointees, and Judy Wendel, Rod Richardson, Jack Shoup and Mark Voulkens, appointed as alternates, all having qualifications as being Agricultural to serve as commissioners in the condemnation referenced above, it is ordered that the vacancy shall be filled by one of the following commissioners:

	NAME	ADDRESS	QUALIFICATIONS
1)	Leroy <sup>Hoskey</sup> <del>Hosley</del>	3143 350 <sup>th</sup> Street, Chelsea, IA 52215	Agricultural
2)	Roger Ferriss	2920 Hwy 63, Toledo, IA 52342	Agricultural
3)	Dave Bacon	2222 E Avenue, Garwin, IA 50632	Agricultural

The Sheriff of Tama County, Iowa, shall notify the substitute commissioner in the same manner as the original commissioners were notified.

Dated at Cedar Rapids, Iowa, this 23<sup>rd</sup> day of February, 2017.

  
Patrick R. Grady  
Chief Judge of the 6th Judicial District  
including Tama County, Iowa

Filed in my office at Toledo, Iowa, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Dennis P. Kucera  
Sheriff of Tama County, Iowa

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

Primary Road No. U.S. 30  
East of the City of Tama  
located in Tama County, Iowa

**SUPPLEMENTARY ORDER  
APPOINTING ALTERNATE  
COMPENSATION COMMISSIONERS**

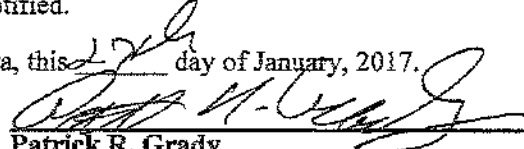
Project No. NHSN-030-6(188)-2R-86 Group B

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


NAME	ADDRESS	QUALIFICATIONS
1. Ardene Cross, 323 3 <sup>rd</sup> St., Clutier, IA 52217	Called 2-27 <i>Not Licensed</i>	Licensed Real Estate Salesperson or Broker
2. Luann Kithcart, 204 W. 7 <sup>th</sup> St., Tama, IA 52339	Called 2-27	
3. Harlan Dirks, 1008 Prospect Dr. Toledo, IA 52342	Called - NO	
4. Jason Lakin, 110 Columbian Court, Toledo, IA 52342		
5. Byron Witt, 111 E. High St., Toledo, IA 52342		
1. Jake Jacobson, Hwy 63 South, Toledo, IA 52342		Knowledgeable of Property Values by Virtue of Occupation
2. Wayne Gray, 2254 Hwy 30, Tama, IA 52339		
3. Rick Krug, P.O. Box 361, Dysart, IA 52224		
4. Angie Kunch, 1357 Hwy E-27, Garwin, IA 50632		
5. Stan Upah, 2248 310 <sup>th</sup> St., Toledo, IA 52342		
1. Judy Wendel, 1015 Hwy 96, Gladbrook, IA 50635		Agricultural
2. Rod Richardson, 1731 370 <sup>th</sup> St., Tama, IA 52339	02/15/17 07:00 <i>REFUSED</i>	
3. Jack Shoup, 1021 I Avenue, Reinbeck, IA 50669	02/15/17 10:00 <i>REFUSED</i>	
4. Mark Volkens, 1218 G Avenue, Gladbrook, IA 50635	02/15/17 10:18 <i>REFUSED</i>	
5. Richard Krafka, 2064 X Avenue, Dysart, IA 52224	02/15/17 11:00	

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

Dated at Cedar Rapids, Iowa, this 27<sup>th</sup> day of January, 2017.

  
Patrick R. Grady  
Chief Judge of the 6th Judicial District  
including Tama County, Iowa

Filed in my office at Toledo, Iowa, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

  
Dennis P. Kucera  
Sheriff of Tama County, Iowa

TAM  
2017 FEB -2 PM 1:40

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

Primary Road No. U.S. 30  
East of the City of Tama  
located in Tama County, Iowa

**SELECTION AND APPOINTMENT OF  
COMPENSATION COMMISSIONERS  
BY THE CHIEF JUDGE OF THE  
6th JUDICIAL DISTRICT**

Project No. NHSN-030-6(188)-2R-86 Group B

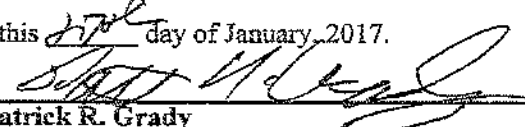
An Application and Notice of Condemnation having been filed with me by the Iowa Department of Transportation for the selection and appointment, by lot, of six suitable persons as the law provides to act as a compensation commission to assess and appraise the damages sustained by reason of the condemnation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

NAME	ADDRESS	QUALIFICATIONS
— Mike Wedmore 02/09/17 10:52	909 E. 8 <sup>th</sup> St., Tama, IA 52339	Licensed Real Estate Salesperson or Broker
— David Dirks 02/09/17 11:13	100 N County Rd 1008 Prospect Dr., Toledo, IA 52342	Licensed Real Estate Salesperson or Broker
— Kevin Eikamp 02/08/17 12:35	905 Jefferson, Dysart, IA 52224 314 MAIN ST	Knowledgeable of Property Values by Virtue of Occupation
— Steven Baumeier 02/09/17 10:13	1252 Hwy 96, Gladbrook, IA 50635 1617 Hwy T 47	Knowledgeable of Property Values by Virtue of Occupation
— Carl Wagner, Jr. 02/10/17 07:58	3115 Hwy E-66, Chelsea, IA 52215	Agricultural
— Wayne Wilcox 02/09/17 12:50	2438 Hwy E-64, Tama, IA 52339	Agricultural

I further designate, select and appoint the above-named KEVIN EIKAMP to act as Chairperson of said commission. I further designate, select and appoint the above-named MIKE WEDMORE to act as Alternate Chairperson in the event the appoint Chairperson is unable to serve.

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

Dated at Cedar Rapids, Iowa, this 27<sup>th</sup> day of January, 2017.

  
Patrick R. Grady  
Chief Judge of the 6th Judicial District  
including Tama County, Iowa

Filed in my office at Toledo, Iowa, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
Dennis P. Kucera  
Sheriff of Tama County, Iowa

4-18-17 - N. Ames - The City (Catharine - Toledo -

Dwayne Myers DOT - 1040 Am

Shery read letter of Admission to deposit - (HCOA absent)

" " about

Intro of all preside -

Dwayne Myers DOT - explain what DOT is looking to acquire  
- then - corner will visit site. Then return  
to McAnney to determine value of prop in question.

1.66 A.

10:30 Am

Adjoined to site.

11:20

Ret'd to N. Ames

Dwayne - no value asid to 1.66 Am  
Paid for in full when title is as easement.

\$500 for temp. easement, (3) offered by DOT

Spring: \$24/rod labeled (6 rods) = \$576

\$32/rod ~~Waves~~ (-5 rods) = \$256 / 352

\$107 / cement ~~Waves~~ = 404

(500 / for Spring)

756  
202  
958

$$1500 / \text{hour} = \underline{1500}$$

~~hours~~

$$2458^{\text{hr}}$$

$$6 \text{ Cameras @ } 101 = 606$$

$$11 \text{ Pds-waves @ } 32 = 352$$

$$\underline{958}$$

$$\underline{1500}$$

$$2458$$



#1302



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 Iowa Department of Transportation
2. The real property subject to the Application is located in Tama County.
3. The date the condemnation application was filed by the undersigned County Recorder is January month, 30 day, 2017 year.
4. The attached Condemnation Application is filed of record at Document # 2017-0348  
Book 968, Page 245.

*Deborah Kupka*  
County Recorder for

Tama 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

**Tama County, Iowa**  
**Deborah Kupka RECORDER**  
**Recorded: 1/30/2017 at 1:23:00.0 PM**  
**BK: 968 PG: 245**  
**Fee Amount: \$37.00**  
**Revenue Tax:**  
**Unique Doc ID: 1/30/2017\_2017-0348**

Prepared by: Joe Curva, IA Dept. of Transportation, Right of Way-Condensation,  
800 Lincoln Way, Ames, IA 50010 515-239-1273  
Return to: Joe Curva, IA Dept. of Transportation, Right of Way-Condensation,  
800 Lincoln Way, Ames, IA 50010

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

Primary Road No. U.S. 30  
East of the City of Tama  
located in Tama County, Iowa

**APPLICATION TO THE CHIEF  
JUDGE OF THE  
6th JUDICIAL DISTRICT  
FOR THE APPOINTMENT OF A  
COMMISSION TO APPRAISE  
DAMAGES**

Project No. NHSN-030-6(188)--2R-86 Group B

TO: Patrick R. Grady, Chief Judge, 6th Judicial District including Tama County, Iowa

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

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

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

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

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

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

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

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

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

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

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

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

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

Dated at Ames, Iowa, this 13th day of January, 2017.

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

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

Filed in my office at Adair Iowa, this 17th day of January, 2017.

Patrick R. Grady  
 Patrick R. Grady  
 Chief Judge of the 6th Judicial District  
 including Tama County, Iowa.

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

Joe Cuva  
 Joe Cuva, Condemnation Unit

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

NOTICE

Primary Road No. U.S. 30

East of the City of Tama

located in Tama County, Iowa

Project No. NHSN-030-6(188)--2R-86

Group "B"

TO:

Gilbert S. Chantland, 2494 Highway 30, Tama, IA 52339

and to all other persons, companies or corporations having any interest in or owning any of the following described real estate: Part of the NW $\frac{1}{4}$  of the NE $\frac{1}{4}$  and the NE $\frac{1}{4}$  of the NE $\frac{1}{4}$  of Section 33, and part of the NW $\frac{1}{4}$  of the NW $\frac{1}{4}$  of Section 34, all in Township 83 North, Range 14 West of the 5<sup>th</sup> Principal Meridian, Tama County, Iowa.

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

The title in fee simple sought to be appropriated is in land described as follows:

A parcel of land in the NW $\frac{1}{4}$  of the NW $\frac{1}{4}$  of Section 34, Township 83 North, Range 14 West of the 5<sup>th</sup> Principal Meridian, Tama County, Iowa, as shown on Acquisition Plat Exhibit "A", attached hereto, which by this reference is made a part hereof.

Said parcel is described as follows:

Commencing at the NW Corner of said Section 34; thence North 89°11'29" East, 343.68 feet on the north line of the NW $\frac{1}{4}$  of the NW $\frac{1}{4}$  to the Point of Beginning; thence continuing North 89°11'29" East, 715.00 feet on said north line; thence South 21°56'12" East, 96.37 feet to a point on the existing southerly right of way line of Primary Road No. U.S. 30; thence South 89°11'32" West 215.10 feet on said existing southerly right of way line; thence South 80°39'42" West, 101.12 feet on said existing southerly right of way line; thence South 89°11'32" West, 200.00 feet on said existing southerly right of way line; thence North 86°31'07" West, 200.56

Tama County Project No. NHSN-030-6(188)--2R-86  
Gilbert S. Chantland (Parcel 24)  
Continued on next page

Page 1

Tama County Project No. NHSN-030-6(188)-2R-86  
Gilbert S. Chantland (Parcel 24)

Page 2

feet on said existing southerly right of way line; thence North  $21^{\circ}53'07''$  West, 96.32 feet to the Point of Beginning, containing 1.60 acres, all of which are within the existing road right of way.

The access rights in fee simple title sought to be appropriated are described as follows:

All rights of direct access between Primary Road No. U.S. 30 and condemnee's remaining property abutting thereon in the NW $\frac{1}{4}$  of the NE $\frac{1}{4}$  and the NE $\frac{1}{4}$  of the NE $\frac{1}{4}$  of Section 33, and in the NW $\frac{1}{4}$  of the NW $\frac{1}{4}$  of Section 34, all in Township 83 North, Range 14 West of the 5<sup>th</sup> Principal Meridian, Tama County, Iowa, from Sta. 235+32.18± (Property Line) to Sta. 274+90.32± (Property Line), on the south side, reserving to the condemnee the right of access at Sta. 235+32, Sta. 257+33 and Sta. 274+90, all on the south side of Primary Road No. U.S. 30.

In connection with this condemnation proceeding it is specifically provided as follows:

1. Any and all improvements, including fences or agricultural crops, if any, located wholly within the land sought in fee simple title, are condemned in their entirety.
2. The State of Iowa shall have a right of temporary easement in the NW $\frac{1}{4}$  of the NE $\frac{1}{4}$  and the NE $\frac{1}{4}$  of the NE $\frac{1}{4}$  of Section 33, and in the NW $\frac{1}{4}$  of the NW $\frac{1}{4}$  of Section 34, all in Township 83 North, Range 14 West of the 5<sup>th</sup> Principal Meridian, Tama County, Iowa, for the specific purpose of constructing entrances, in land described as follows and identified as Parcels "A", "B" and "C" as shown on Graphic Exhibit "B" attached hereto and by reference made a part hereof:

Parcel "A"

Commencing at the N $\frac{1}{4}$  Corner of said Section 33; thence South  $00^{\circ}45'57''$  West, 60.02 feet on the west line of the NE $\frac{1}{4}$  of said Section 33 to the existing southerly right of way line of Primary Road No. U.S. 30, the Point of Beginning; thence continuing South  $00^{\circ}45'57''$  West, 61.16 feet on said west line; thence North  $89^{\circ}21'32''$  East, 34.32 feet; thence North  $00^{\circ}38'28''$  West, 61.24 feet to said existing southerly right of way line; thence South  $89^{\circ}11'32''$  West, 32.82 feet on said existing southerly right of way line to the Point of Beginning.

and

Parcel "B"

Commencing at the NE Corner of said Section 33; thence South  $89^{\circ}11'42''$  West, 411.32 feet on the north line of the NE $\frac{1}{4}$  of said Section 33; thence South  $00^{\circ}38'28''$  East, 59.89 feet to the existing southerly right of way line of Primary Road No. U.S. 30, the Point of Beginning; thence continuing South  $00^{\circ}38'28''$  East, 37.61 feet; thence South  $89^{\circ}21'32''$  West, 60.00 feet; thence North  $00^{\circ}38'28''$  West, 37.44 feet to said existing southerly right of way line; thence North  $89^{\circ}11'32''$  East, 60.00 feet on said existing southerly right of way line to the Point of Beginning.

Tama County Project No. NHSN-030-6(188)-2R-86  
Gilbert S. Chantland (Parcel 24)  
Continued on next page

Page 2

Tama County Project No. NHSN-030-6(188)--2R-86  
Gilbert S. Chantland (Parcel 24)

Page 3

and

Parcel "C"

Commencing at the NE Corner the NW $\frac{1}{4}$  of the NW $\frac{1}{4}$  of said Section 34; thence South 00°05'21" West, 89.91 feet on the east line of said NW $\frac{1}{4}$  of the NW $\frac{1}{4}$  to the existing southerly right of way line of Primary Road No. U.S. 30, the Point of Beginning; thence continuing South 00°05'21" West, 42.64 feet on said east line; thence South 89°21'32" West, 34.78 feet; thence North 00°38'28" West, 42.54 feet to said existing southerly right of way line; thence North 89°11'32" East, 35.32 feet on said existing southerly right of way line to the Point of Beginning.

3. The State of Iowa will construct entrances at Sta. 235+32, Sta. 257+33 and Sta. 274+90, all on the south side of Primary Road No. U.S. 30. The existing entrance at Sta. 261+12± on the south side of Primary Road No. U.S. 30 will be closed and the entrance eliminated.
4. Any farm field drainage tile, or outlets, which are located within the land being acquired under this proceeding, and are damaged or destroyed by highway construction, shall be relocated, replaced or restored by the condemner and at no expense to the condemnee, and the State of Iowa shall have a right of temporary easement as necessary over condemnee's remaining property for the specific purpose of effecting such relocation, replacement or restoration.
5. The areas sought to be appropriated by temporary easement, for the specific purpose of constructing entrances and for relocating, replacing, or restoring tile, if any, are reserved to the condemnee until the actual date said areas are required for construction of this highway improvement. Also, said temporary easement rights shall terminate immediately upon completion of the operations for which said rights are sought and in no event later than the completion of this highway improvement.
6. Condemner hereby gives notice of condemnee's five-year right to renegotiate construction or maintenance damages not apparent at the time of the condemnation as required by the Code of Iowa, Section 6B.52.

Tama County Project No. NHSN-030-6(188)--2R-86  
Gilbert S. Chantland (Parcel 24)

Page 3



