

1252



MATT SCHULTZ
Secretary of State
State of Iowa

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



Box 1

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



Box 2

Part I: CONDEMNATION APPLICATION

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

1. The name of the acquiring agency is CITY OF DUBUQUE
2. The real property subject to the Application is located in DUBUQUE County.
3. The date the condemnation application was filed by the undersigned County Recorder is March month, 22nd day, 2016 year.
4. The attached Condemnation Application is filed of record at Document # 2016-3016
Book _____, Page _____.

John L. Murphy
County Recorder for

DUBUQUE 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



Doc ID: 008404330031 Type: GEN
Kind: CONDEMNATION
Recorded: 03/22/2016 at 03:13:53 PM
Fee Amt: \$157.00 Page 1 of 31
Revenue Tax: \$0.00
Dubuque County Iowa
John Murphy Recorder

File 2016-00003016

RECORDER'S COVER SHEET

APPLICATION FOR CONDEMNATION

Preparer Information:

Barry A. Lindahl, City Attorney, 300 Main Street, Suite 330, Dubuque, IA 52001,
Telephone: (563) 583-4113

Taxpayer Information:

City of Dubuque, Iowa, 50 West 13th Street, Dubuque, IA 52001

Return Document To:

Barry A. Lindahl, City Attorney, 300 Main Street, Suite 330, Dubuque, IA 52001

Legal Description:

See pages 1 – 8 on attached Application for condemnation

Grantors:

William A. and Janet Siegert

Grantees:

The City of Dubuque, Iowa

157⁰⁰ ⊗ City Clerk



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 City of Dubuque
2. The corresponding Condemnation Application to this Sheriff's Statement was filed of record at Document # 2011-3011, Book _____, Page _____ and a copy was sent to the Secretary of State.
3. The attached Sheriff's Statement was filed of record at Document # 2011-1178, Book _____, Page _____; on August month, 21 day, 2011 year.

John L. Murphy
County Recorder for

Dubuque County

PLEASE SUBMIT TO:

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

SEE INSTRUCTIONS ON BACK

IN THE IOWA DISTRICT COURT FOR AND IN DUBUQUE COUNTY

WILLIAM & JANET SIEGERT

Plaintiffs

v.

File No. _____

The City of Dubuque,

Defendant

PETITION

TO: The City of Dubuque by Kevin Firnstahl, the City Clerk, 50 W. 13th St. Dubuque, IA 52001;

Don A. Vrotos, Dubuque County Sheriff's Office, Dubuque Law Enforcement Center, 770 Iowa Street, PO Box 1004, Dubuque, IA 52004;

Clerk of District Court, Dubuque County Courthouse, 720 Central Ave, Dubuque, Iowa 52001

PLEASE TAKE NOTICE that plaintiffs William and Janet Siegert

1. Plaintiffs appealed to the District Court of Dubuque County, Iowa, in accordance with Chapter 6B.18, Iowa Statutes, from the amount of compensation paid by Defendant the City of Dubuque ("Defendant") and stated in the Report of Compensation Commissioners dated April 26, 2016. The property is known as Parcel 218 and further described in the attached Exhibit A.
2. Defendant took possession of the property.
3. By taking the property, Plaintiffs have been damaged by Defendant's taking of the property in a sum not less than \$100,000.
4. Plaintiff reserves the right to amend this petition in the event damages exceed the amount in the above paragraph.



Doc ID: 008500360117 Type: GEN
 Kind: CONDEMNATION
 Recorded: 08/26/2016 at 11:11:52 AM
 Fee Amt: \$587.00 Page 1 of 117
 Revenue Tax: \$0.00
 Dubuque County Iowa
 John Murphy Recorder

File 2016-00011178

① \$587.00
City Clerk

WHEREFORE, Plaintiff requests that the Court enter an order ascertaining the amount of damages and further award plaintiff's attorney's fees and costs, including appraisal costs, under Chapter 6B.33, Iowa Statutes.

Dated: 5/19/16



E. Kelly Keady, AT0004069
BIERSDORF & ASSOCIATES, P.C.
150 South 5th Street - Suite 3100
Minneapolis, MN 55402
612.339.7242
ATTORNEY FOR LUCKSTEAD

IN THE IOWA DISTRICT COURT FOR AND IN DUBUQUE COUNTY

WILLIAM & JANET SIEGERT

Plaintiffs

v.

File No. EQCV 104645

THE CITY OF DUBUQUE

Defendant

NOTICE OF APPEAL

TO: The City of Dubuque by Kevin Firnstahl, the City Clerk, 50 W. 13th St. Dubuque, IA 52001;

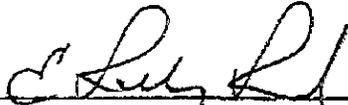
Don A. Vrotos, Dubuque County Sheriff's Office, Dubuque Law Enforcement Center, 770 Iowa Street, PO Box 1004, Dubuque, IA 52004;

Clerk of District Court, Dubuque County Courthouse, 720 Central Ave, Dubuque, Iowa 52001

PLEASE TAKE NOTICE that plaintiffs William and Janet Siegert

("Plaintiffs/Condemnee") by their attorney, E. Kelly Keady, hereby appeal to the District Court of Dubuque County, Iowa, in accordance with Chapter 6B.18, Iowa Statutes, from the amount of compensation paid by Defendant the City of Dubuque ("Defendant") and stated in the Report of Compensation Commissioners dated April 26, 2016. The property is known as Parcel 218 and further described in the attached Exhibit A.

Dated: 5/19/16


E. Kelly Keady, #19516
Biersdorf & Associates
150 S. Fifth Street, Suite 3100
Minneapolis, MN 55402
Attorney for Plaintiffs

OFFICE OF SHERIFF
DUBUQUE LAW ENFORCEMENT CENTER
770 IOWA STREET - PO BOX 1004 - DUBUQUE, IOWA 52004-1004
PHONES: EMERGENCY 911 - ADMINISTRATION 563-589-4406 - FAX 563-589-7882

Statement of Sheriff

#218

In the matter of the condemnation of certain rights in land by the City of Dubuque, Iowa, for the Southwest Arterial Project.

By

The City of Dubuque

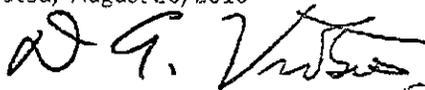
I Sheriff Don A. Vrotsos, return to the recorder of Dubuque County, Iowa, a complete and full transcript of the above condemnation. I received the condemnation paper on March 21, 2016 and I served the Condemnees, William and Janet Siegert on March 23, 2016. The Summons to Commissioners was published in the Telegraph Herald on April 15, 2016.

The condemnation was held on April 26, 2016 at 9:30 am at the Dubuque Law Enforcement Center, 770 Iowa Street, Dubuque Iowa. The instructions were read to the Commissioners and the Oath to the Commissioners was read to them and each one signed off on the Oath.

The Commissioners were then driven to the property and viewed the parcel of land. They were returned to the Dubuque Law enforcement Center and the City of Dubuque presented their case. The Condemnees were then given their opportunity to present their case. The commissioners then met in closed session to make an award. The Commissioners notified the Sheriff's Office that a decision had been made. The Condemnation was opened back up to the public and the commissioners made an award of \$1,097,551.00

The notice of appeal was mailed out to the Condemnees on April 26, 2016. An appeal was filed with the Clerk of Court.

Dated: August 26, 2016



By Don A. Vrotsos
Sheriff, Dubuque County

By: GREGORY P. EGAN, CHIEF DEPUTY