

#1275



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 Sac County
3. The date the condemnation application was filed by the undersigned County Recorder is May month, 31 day, 2016 year.
4. The attached Condemnation Application is filed of record at Document # E160395
Book _____ Page _____

Honey L. Allen
County Recorder for

Sac County

Part II: SHERIFF'S STATEMENT

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

1. The name of the acquiring agency is _____
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

Instr. Number: E160395
Recorded: 5/31/2016 at 1:03:00.0 PM
Fee Amount: \$72.00
Revenue Tax:
Nancy Auen RECORDER
Sac County, Iowa

Prepared by: Colleen Chapa, IA Dept. of Transportation, Right of Way-Condemnation,
800 Lincoln Way, Ames, IA 50010 515-239-1067
Return to: Colleen Chapa, IA Dept. of Transportation, Right of Way-Condemnation,
800 Lincoln Way, Ames, IA 50010

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

Primary Road No. U.S. 20
Northwest of the City of Early
located in **Sac County, Iowa**

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

Project No. **NHSN-020-2(113)-2R-81** Group "**B**"

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

Comes now the Iowa Department of Transportation and states that the public interest requires that certain rights be acquired in **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 26th day of May, 2016.

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

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

Filed in my office at Ft Dodge, Iowa, this 26th day of May, 2016.

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

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

Colleen Chapa
Colleen Chapa, 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. 20

Northwest of the City of Early

located in Sac County, Iowa

Project No. NHSN-020-2(113)--2R-81

Group "B"

TO:

Dale Swanson Trust No. 1, c/o Dale Swanson, Trustee, 19509 630th Avenue, Nevada, IA 50201

Dale Swanson, 19509 630th Avenue, Nevada, IA 50201

Luzvaminda Swanson, also known as Luzviminda Swanson, 19509 630th Avenue, Nevada, IA
50201

Richard Swanson, 63735 180th Street, Nevada, IA 50201

Andrew Swanson, 64905 190th Street, Nevada, IA 50201

Mirasol Swanson, 64905 190th Street, Nevada, IA 50201

Carol Swanson-Poston, also known as Carol Swanson, 226 Jackson Street, Berea, KY 40403

Paul Poston, Jr., 226 Jackson Street, Berea, KY 40403

Sac County, Iowa, c/o County Auditor, 100 NW State Street, Sac City, IA 50583

and to all other persons, companies or corporations having any interest in or owning any of the following described real estate: Part of the Northwest $\frac{1}{4}$ of the Fractional Northeast $\frac{1}{4}$ and part of the Northeast $\frac{1}{4}$ of the Fractional Northeast $\frac{1}{4}$, all in Section 3, Township 88 North, Range 38 West of the Fifth Principal Meridian, Sac County, Iowa.

You, and each of you, are hereby notified that the State of Iowa and Sac County, Iowa, desire 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" 1 of 2 and 2 of 2 and Graphic Exhibit "B" attached hereto and to the Application filed with the Chief Judge of the Judicial District containing Sac County, Iowa, and in the Office of the Sheriff of Sac County, Iowa, to which you are referred:

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

A parcel of land located in part of the Northwest $\frac{1}{4}$ of the Fractional Northeast $\frac{1}{4}$ and in part of the Northeast $\frac{1}{4}$ of the Fractional Northeast $\frac{1}{4}$ of Section 3, Township 88 North, Range 38 West of the Fifth Principal Meridian,

Sac County Project No. NHSN-020-2(113)--2R-81

Dale Swanson Trust No. 1, et al (Parcel 327)

Continued on next page

Page 1

Sac County, Iowa, as shown on the Acquisition Plat Exhibit "A" 1 of 2 attached hereto and by reference made a part hereof.

Said parcel is described as follows:

Beginning at the Northeast Corner of the Fractional Northeast $\frac{1}{4}$ of said Section 3; thence North $88^{\circ}33'43''$ West, 1060.08 feet to the Southeast Corner of the Southeast $\frac{1}{4}$ of Section 31, Township 89 North, Range 37 West of the Fifth Principal Meridian; thence North $88^{\circ}31'11''$ West, 1567.88 feet to the Northwest Corner of the Fractional Northeast $\frac{1}{4}$ of said Section 3; thence South $01^{\circ}37'27''$ West, 25.00 feet along the West line of said Fractional Northeast $\frac{1}{4}$ to a point on the existing South right of way line of Primary Road U.S. 20; thence along said existing South right of way line for the next 2 courses, South $88^{\circ}31'11''$ East, 1567.96 feet; thence South $88^{\circ}33'43''$ East, 486.15 feet; thence South $82^{\circ}39'53''$ East, 145.76 feet; thence South $87^{\circ}51'15''$ East, 428.83 feet to the East line of said Fractional Northeast $\frac{1}{4}$; thence North $01^{\circ}37'10''$ East, 45.27 feet to the Point of Beginning, containing 1.71 acre, inclusive of 1.56 acre of existing highway right of way easement.

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

All rights of direct access between Primary Road No. U.S. 20 and condemnees' remaining property abutting thereon in the NW $\frac{1}{4}$ of the Fractional NE $\frac{1}{4}$ and in the NE $\frac{1}{4}$ of the Fractional NE $\frac{1}{4}$, all in Section 3, Township 88 North, Range 38 West of the Fifth Principal Meridian, Sac County, Iowa, from Sta. 12276+96 \pm (Property Line) to Sta. 12303+24 \pm (Property Line), on the south side, reserving to the condemnees the right of access at Sta. 12292+68 on the south side of Primary Road No. U.S. 20.

and,

All rights of direct access between local road Fox Avenue/Co. Rd. M43 and condemnees' remaining property abutting thereon in the NE $\frac{1}{4}$ of the Fractional NE $\frac{1}{4}$, of Section 3, Township 88 North, Range 38 West of the Fifth Principal Meridian, Sac County, Iowa, from Sta. 6306+29 to Sta. 6306+92 \pm (Property Line), on the west side.

The easement for highway purposes sought to be appropriated, for the use and benefit of Sac County, Iowa, is in land described as follows:

A parcel of land located in a part of the Northeast $\frac{1}{4}$ of the Fractional Northeast $\frac{1}{4}$ of Section 3, Township 88 North, Range 38 West of the Fifth Principal Meridian, Sac County, Iowa, as shown on the Acquisition Plat Exhibit "A" 2 of 2 attached hereto and by reference made a part hereof.

Said parcel is described as follows:

Commencing at the Northeast Corner of the Fractional Northeast $\frac{1}{4}$ of said Section 3; thence South $01^{\circ}37'10''$ West, 45.27 feet along the East line of said Fractional Northeast $\frac{1}{4}$; thence North $87^{\circ}51'15''$ West, 83.71 feet to

a point on the existing West right of way line of Fox Avenue/Co. Rd. M43 and the Point of Beginning; thence continuing North 87°51'15" West, 30.03 feet; thence South 04°51'48" East, 350.29 feet; thence South 16°21'03" East, 94.60 feet to a point on the existing West right of way line of Fox Avenue/Co. Rd. M43; thence continuing along said West right of way line for the following 2 courses, North 01°37'10" East, 399.61 feet; thence Northwest a distance of 54.78 feet along the arc of a non-tangential curve, having a radius of 125.00 feet, concave Southwest and having a chord bearing, North 43°47'43" West, 54.34 feet to the Point of Beginning, containing 0.41 acre.

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 and by easement for highway purposes, are condemned in their entirety.
2. The State of Iowa shall have a right of temporary easement in the NE ¼ of the Fractional NE ¼ of Section 3, Township 88 North, Range 38 West of the Fifth Principal Meridian, Sac County, Iowa, for the specific purpose of constructing an entrance, in land described as follows and as shown on Graphic Exhibit "B" attached hereto and by reference made a part hereof:

Commencing at the Northeast Corner of the Fractional Northeast ¼ of said Section 3; thence South 01°37'10" West, 25.00 feet along the East line of said Fractional Northeast ¼ to a point on the existing South right of way line of Primary Road U.S. 20; thence North 88°33'43" West, 1018.85 feet, along said existing South right of way line to the Point of Beginning; thence continuing North 88°33'43" West, 41.15 feet, along said existing South right of way line; thence North 88°31'11" West, 33.85 feet, along said existing South right of way line; thence South 01°28'40" West, 44.54 feet; thence South 88°31'20" East, 75.00 feet; thence North 01°28'40" East, 44.57 feet to the Point of Beginning.

3. The State of Iowa will construct an entrance at Sta. 12292+68 on the south side of Primary Road No. U.S. 20. The existing entrance at Sta. 12303+00 on the south side of Primary Road No. U.S. 20 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 condemnees, and the State of Iowa shall have a right of temporary easement as necessary over condemnees' remaining property for the specific purpose of effecting such relocation, replacement or restoration.
5. The area sought to be appropriated by temporary easement, for the specific purpose of constructing an entrance and for relocating, replacing, or restoring tile, if any, is reserved to the condemnees until the actual date said area is required for construction of this highway improvement. Also, said temporary easement right shall terminate immediately upon completion of the operations for which said right is sought and in no event later than the completion of this highway improvement.

6. Condemner hereby gives notice of condemnees' 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.

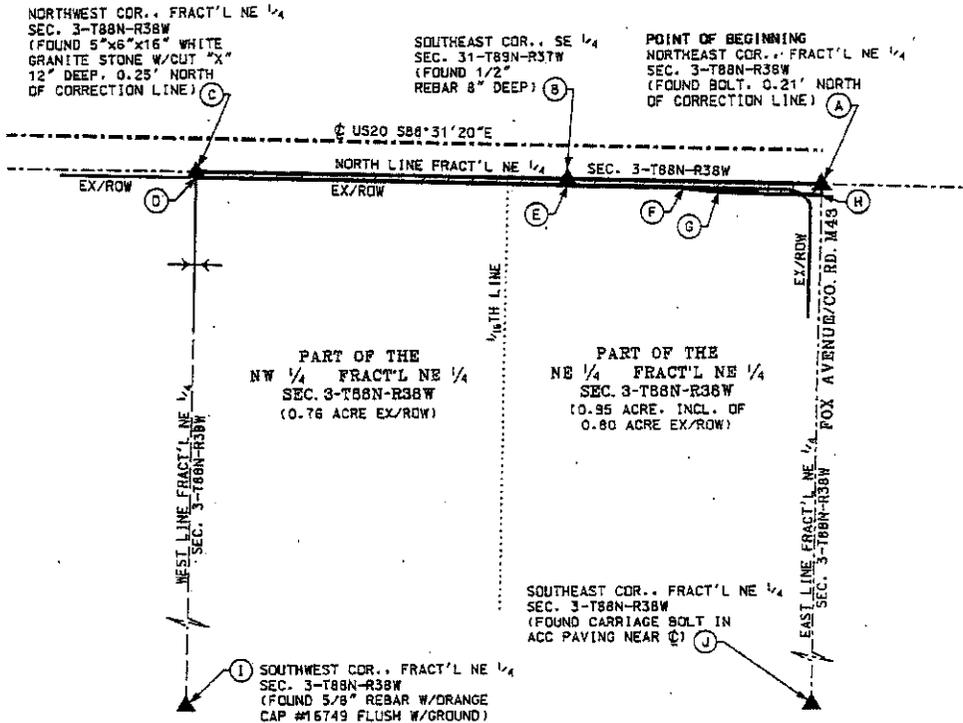


IOWA DEPARTMENT OF TRANSPORTATION
ACQUISITION PLAT
EXHIBIT "A" 1 OF 2



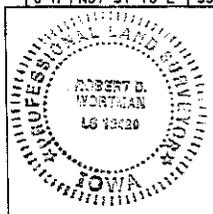
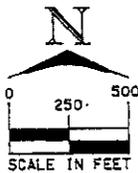
COUNTY SAC STATE CONTROL NO. -
PROJECT NO. NHSN-020-2(113)-2R-81 PARCEL NO. 327
SECTION 3 TOWNSHIP 88 NORTH RANGE 36 WEST
ROW - FEE 1.71 ACRE * EASE QUIT CLAIM
ACQUIRED ACCESS RIGHTS FROM STA. 12276+96± PL TO STA. 12303+24± PL MAIN LINE SOUTH SIDE
ACQUIRED ACCESS RIGHTS FROM STA. 6306+29 TO STA. 6306+92± SIDE ROAD WEST SIDE
ACQUIRED FROM DALE SWANSON TRUST NO. 1, ET AL

* INCLUSIVE OF 1.56 ACRE EXISTING HIGHWAY RIGHT OF WAY EASEMENT.



Direction	Distance
POINT OF BEGINNING	
A-B N88°33'43"W	1060.08'
B-C N88°31'11"W	1567.88'
C-D S01°37'27"W	25.00'
D-E S88°31'11"E	1567.96'
E-F S88°33'43"E	486.15'
F-G S82°39'53"E	145.76'
G-H S87°51'15"E	428.83'
H-A N01°37'10"E	45.27'
D-I S01°37'27"W	3370.35'
J-H N01°37'10"E	3349.46'

PT#	Station	Offset
A	M.L. Sta 12303+23.91	(B) 144.75' RT
B	M.L. Sta 12292+63.83	(C) 145.46' RT
C	M.L. Sta 12276+95.95	(F) 145.39' RT
D	M.L. Sta 12276+95.88	(D) 170.39' RT
E	M.L. Sta 12292+63.85	(E) 170.48' RT
F	M.L. Sta 12297+50.00	(C) 170.12' RT
G	M.L. Sta 12298+95.00	(I) 185.00' RT
H	M.L. Sta 12303+23.80	(H) 190.00' RT



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

Robert D. Workman 11-3-2015
Robert D. Workman License No. 12420 Date

My license renewal date is December 31, 2015.

Pages or sheets covered by this set: THIS SHEET ONLY

DATE DRAWN WRS 11/02/2015



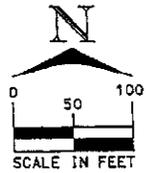
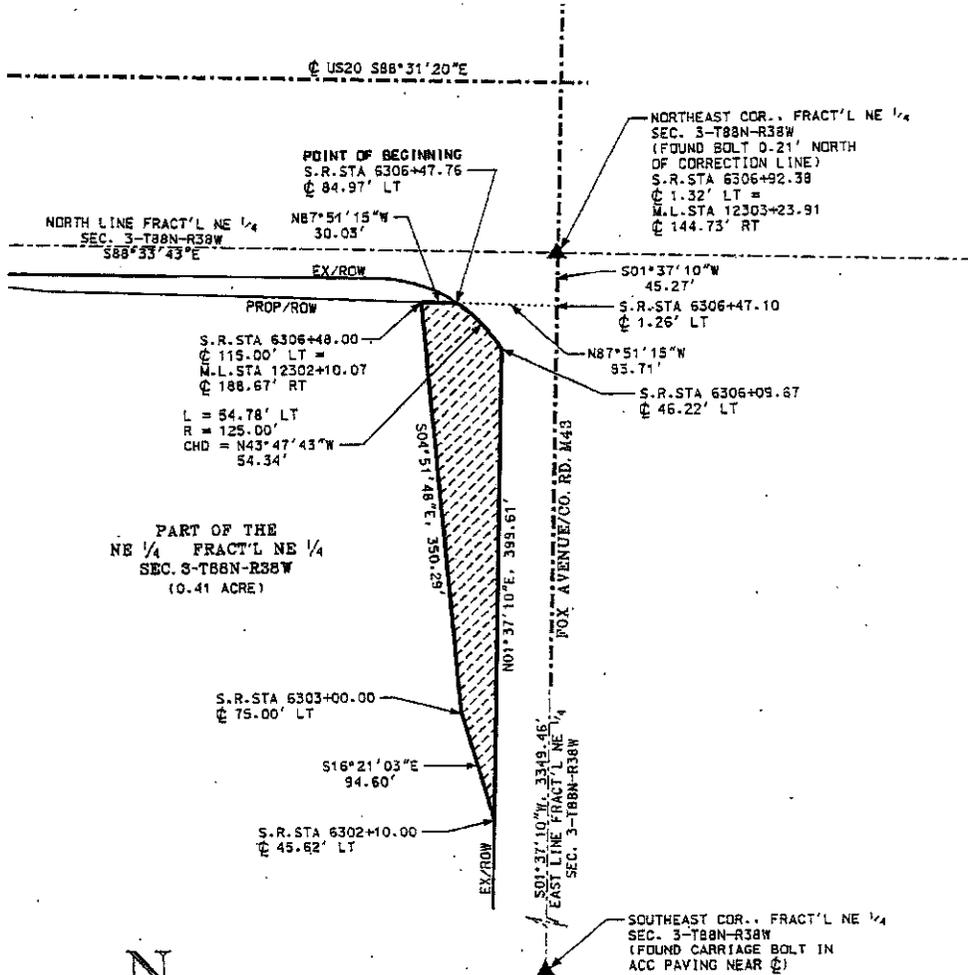
IOWA DEPARTMENT OF TRANSPORTATION
ACQUISITION PLAT

IOWADOT

EXHIBIT "A" 2 OF 2

COUNTY SAC STATE CONTROL NO. -
 PROJECT NO. NHSN-020-2(1131)-2R-81 PARCEL NO. 327
 SECTION 3 TOWNSHIP 88 NORTH RANGE 38 WEST
 ROW - FEE EASE 0.41 ACRE * QUIT CLAIM
 ACQUIRED ACCESS RIGHTS FROM STA. TO STA. MAIN LINE SIDE
 ACQUIRED ACCESS RIGHTS FROM STA. TO STA. SIDE ROAD SIDE
 ACQUIRED FROM DALE SWANSON TRUST NO. 1, ET AL

* EASEMENT RIGHTS FOR ROADWAY PURPOSES ACQUIRED IN THE NAME OF SAC COUNTY.



DATE DRAWN WRS 11/02/2015



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

Robert D. Worthman 11-3-2015
 Robert D. Worthman License No. 12420 Date
 My license renewal date is December 31, 2015.
 Pages or sheets covered by this seal: THIS SHEET ONLY

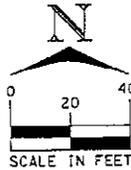
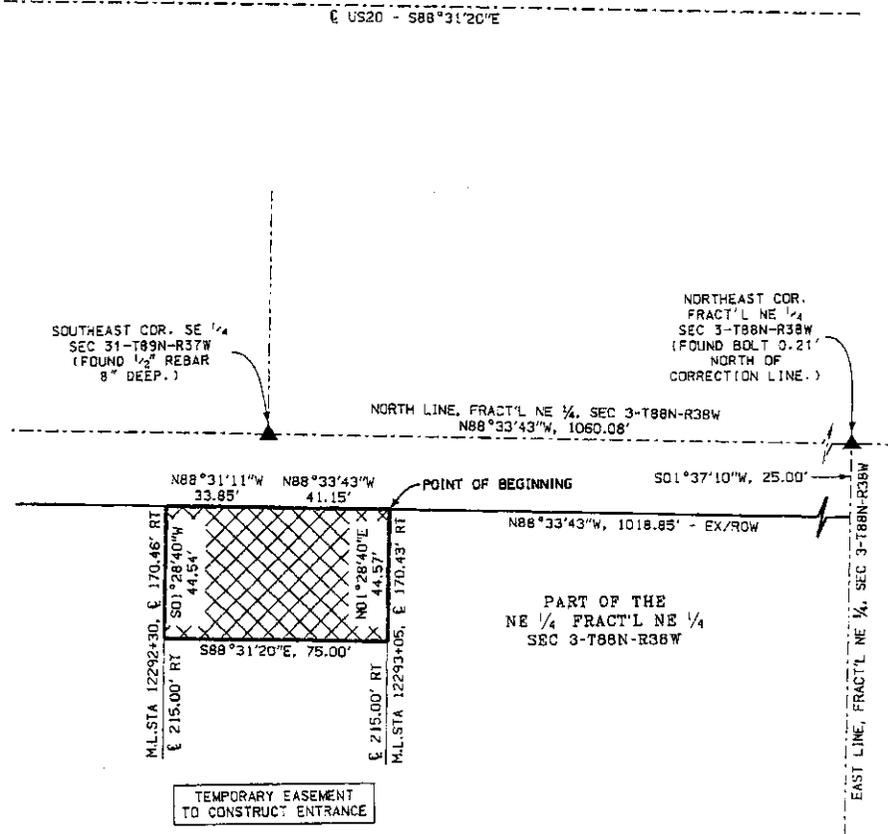


IOWA DEPARTMENT OF TRANSPORTATION
GRAPHIC EXHIBIT "B"



COUNTY _____ SAC _____ STATE CONTROL NO. _____
 PROJECT NO. _____ NHSN-020-2(113)--2R-81 _____ PARCEL NO. 327
 SECTION 3 _____ TOWNSHIP 88 NORTH _____ RANGE 38 WEST
 RDW - FEE _____ EASE _____ TEMP EASE _____

* TEMPORARY EASEMENT TO CONSTRUCT AN ENTRANCE.
 ACQUIRED FROM: DALE SWANSON TRUST NO. 1, ET AL



DATE DRAWN ALR 05/02/2016

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. 20

Northwest of the City of Early

located in Sac County, Iowa

Project No. NHSN-020-2(113)--2R-81

Group "B"

TO:

Carol Swanson-Poston, also known as Carol Swanson, 226 Jackson Street, Berea, KY 40403
Paul Poston, Jr., 226 Jackson Street, Berea, KY 40403
Andrew Swanson, 64905 190th Street, Nevada, IA 50201
Mirasol Swanson, 64905 190th Street, Nevada, IA 50201
Richard Swanson, 63735 180th Street, Nevada, IA 50201
Sac County, Iowa, c/o County Auditor, 100 NW State Street, Sac City, IA 50583

and to all other persons, companies or corporations having any interest in or owning any of the following described real estate: Part of the Northeast $\frac{1}{4}$ of the Fractional Northeast $\frac{1}{4}$ of Section 2, Township 88 North, Range 38 West of the Fifth Principal Meridian, Sac County, Iowa.

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

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

A parcel of land located in part of the Northeast $\frac{1}{4}$ of the Fractional Northeast $\frac{1}{4}$ of Section 2, Township 88 North, Range 38 West of the Fifth Principal Meridian, Sac County, Iowa, as shown on the Acquisition Plat Exhibit "A" attached hereto and by reference made a part hereof.

Said parcel is described as follows:

Beginning at the Northeast Corner of the Fractional Northeast $\frac{1}{4}$ of said Section 2; thence North $88^{\circ}37'12''$ West, 1094.98 feet to the Southeast Corner of the Southeast $\frac{1}{4}$ of Section 32, Township 89 North, Range 37

Sac County Project No. NHSN-020-2(113)--2R-81
Carol Swanson-Poston, also known as Carol Swanson, et al (Parcel 333)
Continued on next page

Page 1

West of the Fifth Principal Meridian; thence North 88°37'15" West, 237.84 feet to the Northwest Corner of the Northeast ¼ of the Fractional Northeast ¼ of said Section 2; thence South 01°33'37" West, 33.84 feet along the West line of said Northeast ¼ of the Fractional Northeast ¼ to a point on the existing South right of way line of Primary Road U.S. 20; thence South 88°37'13" East, 1332.83 feet along said existing South right of way line to the East line of said Fractional Northeast ¼; thence North 01°32'26" East, 33.83 feet to the Point of Beginning, containing 1.04 acre existing highway right of way easement.

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. 20 and condemnees' remaining property abutting thereon in the NE ¼ of the Fractional NE ¼ of Section 2, Township 88 North, Range 38 West of the Fifth Principal Meridian, Sac County, Iowa, from Sta. 12343+20± (Property Line) to Sta. 12356+52± (Property Line), on the south side, reserving to the condemnees the right of access at Sta. 12345+57 on the south side of Primary Road No. U.S. 20.

and,

All rights of direct access between local road Gard Avenue and condemnees' remaining property abutting thereon in the NE ¼ of the Fractional NE ¼ of Section 2, Township 88 North, Range 38 West of the Fifth Principal Meridian, Sac County, Iowa, from Sta. 6504+23 to Sta. 6504+51± (Property Line), on the west side.

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 by fee simple title, are condemned in their entirety.
2. The State of Iowa shall have a right of temporary easement in the Northeast ¼ of the Fractional Northeast ¼ of Section 2, Township 88 North, Range 38 West of the Fifth Principal Meridian, Sac County, Iowa, for the specific purpose of constructing an entrance, in land described as follows and as shown on Graphic Exhibit "B" attached hereto and by reference made a part hereof:

Commencing at the Northwest Corner of the Northeast ¼ of the Fractional Northeast ¼ of said Section 2; thence South 01°33'37" West, 33.84 feet along the West line of said Northeast ¼ of the Fractional Northeast ¼ to a point on the existing South right of way line of Primary Road U.S. 20; thence South 88°37'13" East, 200.35 feet, along said existing South right of way line to the Point of Beginning; thence South 88°37'13" East, 70.00 feet, along said existing South right of way line; thence South 01°22'48" West, 15.03 feet; thence North 88°37'12" West, 70.00 feet; thence North 01°22'48" East, 15.03 feet to the Point of Beginning.

3. The State of Iowa will construct an entrance at Sta. 12345+57 on the south side of Primary Road No. U.S. 20.

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 condemnees, and the State of Iowa shall have a right of temporary easement as necessary over condemnees' remaining property for the specific purpose of effecting such relocation, replacement or restoration.
5. The area sought to be appropriated by temporary easement, for the specific purpose of constructing an entrance and for relocating, replacing, or restoring tile, if any, is reserved to the condemnees until the actual date said area is required for construction of this highway improvement. Also, said temporary easement right shall terminate immediately upon completion of the operations for which said right is sought and in no event later than the completion of this highway improvement.
6. Condemner hereby gives notice of condemnees' 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.

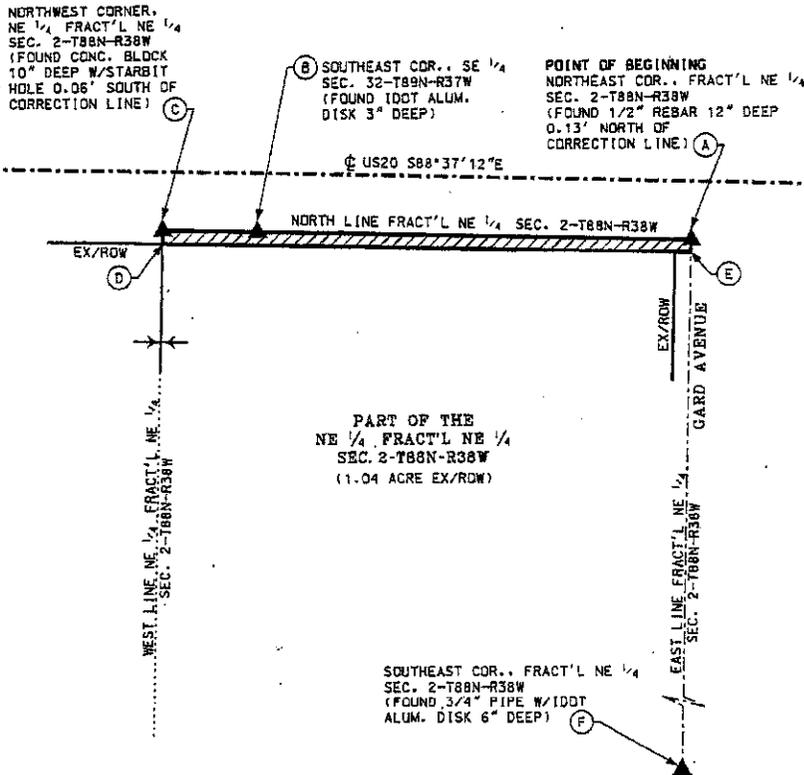


IOWA DEPARTMENT OF TRANSPORTATION
ACQUISITION PLAT
EXHIBIT "A"



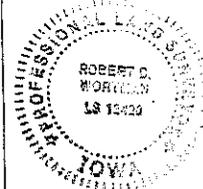
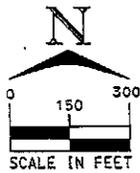
COUNTY _____ SAC _____ STATE CONTROL NO. _____
 PROJECT NO. NHSN-020-2(113)-2R-81 PARCEL NO. 333
 SECTION 2 TOWNSHIP 88 NORTH RANGE 38 WEST
 ROW - FEE 1.04 ACRE * EASE _____ QUIT CLAIM _____
 ACQUIRED ACCESS RIGHTS FROM STA. 12343+20± PL TO STA. 12356+52± PL MAIN LINE SOUTH SIDE
 ACQUIRED ACCESS RIGHTS FROM STA. 6504+23 TO STA. 6504+51± SIDE ROAD WEST SIDE
 ACQUIRED FROM CAROL SWANSON-POSTON, ALSO KNOWN AS CAROL SWANSON, ET AL

* EXISTING HIGHWAY RIGHT OF WAY EASEMENT.



Direction	Distance
POINT OF BEGINNING	
A-B	N88°37'12"W 1094.98'
B-C	N88°37'15"W 237.84'
C-D	S01°33'37"W 33.84'
D-E	S88°37'13"E 1332.83'
E-A	N01°32'26"E 33.83'
F-E	N01°32'26"E 3383.35'

PT#	Station	Offset
A	M.L. Sta 12356+52.58	⊕ 146.12' RT
B	M.L. Sta 12345+57.60	⊕ 146.13' RT
C	M.L. Sta 12343+19.76	⊕ 146.13' RT
D	M.L. Sta 12343+19.85	⊕ 179.97' RT
E	M.L. Sta 12356+52.48	⊕ 179.95' RT



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

Robert D. Worham 10-19-2015
 Robert D. Worham License No. 12420 Date
 My license renewal date is December 31, 2015.
 Pages or sheets covered by this seal: THIS SHEET ONLY

DATE DRAWN WRS 09/23/2015

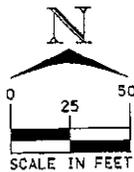
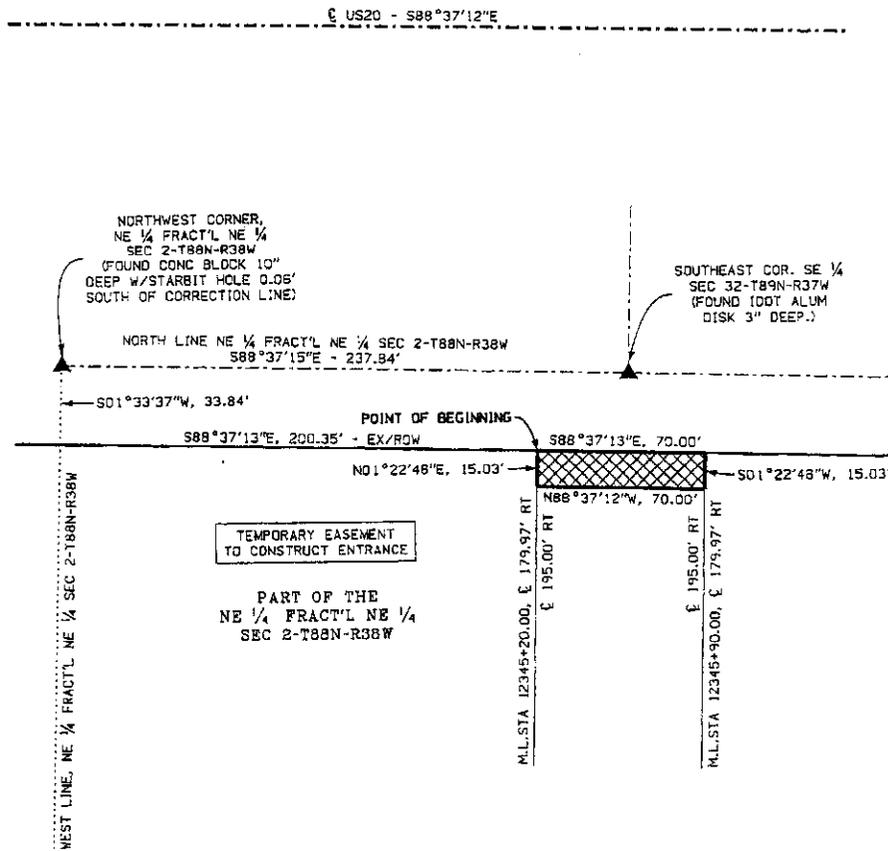


IOWA DEPARTMENT OF TRANSPORTATION
GRAPHIC EXHIBIT "B"



COUNTY _____ SAC _____ STATE CONTROL NO. _____
 PROJECT NO. NHSN-020-2(113)--2R-81 PARCEL NO. 333
 SECTION 2 TOWNSHIP 88 NORTH RANGE 38 WEST
 ROW - FEE _____ EASE _____ OUIT CLAIM _____

* TEMPORARY EASEMENT TO CONSTRUCT AN ENTRANCE.
 ACQUIRED FROM: CAROL SWANSON-POSTON, ALSO KNOWN AS CAROL SWANSON, ET AL



DATE DRAWN ALR 05/02/2016

#1275



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 _____ Sac _____ County.
3. The date the condemnation application was filed by the undersigned County Recorder is May _____ month, 31 day, 2016 year.
4. The attached Condemnation Application is filed of record at Document # E160395
Book _____, Page _____

Swanson

Honey L. Auer
County Recorder for

_____ Sac _____ County

Part II: SHERIFF'S STATEMENT

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

1. The name of the acquiring agency is Iowa Department of Transportation
2. The corresponding Condemnation Application to this Sheriff's Statement was filed of record at Document # E160395, Book _____, Page _____ and a copy was sent to the Secretary of State.
3. The attached Sheriff's Statement was filed of record at Document # 161193
Book _____, Page _____; on September month, 28 day, 2016 year.

Honey L. Auer
County Recorder for

_____ Sac _____ County

PLEASE SUBMIT TO:

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

SEE INSTRUCTIONS ON BACK

Document 161193
COND CONDEMNATION Pages 77
Date 09/28/2016 Time 11:03 AM
Total Fees: \$387.00

Nancy L Auen
SAC COUNTY RECORDER



**CONDEMNATION
PROCEEDINGS**
Recorder's Cover Sheet

PREPARER INFORMATION: Sac County Sheriff, 100 NW State Street, Sac City, IA 50583

TAXPAYER INFORMATION: Tax Exempt-IA Code Sec. 427.1 (for fee) Tax Exempt-IA Code Sec. 427.2 (for easement) (Prop Mgmt-ROW Office, IDOT, 800 Lincoln Way, Ames, IA 50010)(Sac County Engineer's Office, 499 N. 19th Street, Sac City, IA 50583)

RETURN DOCUMENT TO: Colleen Chapa, Iowa Department of Transportation, Office of Right of Way, 800 Lincoln Way, Ames, IA 50010

GRANTORS:

Dale Swanson Trust No. 1
Dale Swanson
Luzvaminda Swanson, also known as
Luzviminda Swanson
Richard Swanson
Andrew Swanson
Carol Swanson-Poston, also known as
Carol Swanson

GRANTEES:

State of Iowa (Condemnor)
And Sac County, Iowa

DOCUMENT OR INSTRUMENT NUMBER OF PREVIOUSLY RECORDED DOCUMENTS: Application for Condemnation filed 5/31/2016, in Instr. No. E160395.

LEGAL DESCRIPTION: Part of the Northwest $\frac{1}{4}$ of the Fractional Northeast $\frac{1}{4}$ and part of the Northeast $\frac{1}{4}$ of the Fractional Northeast $\frac{1}{4}$, all in Section 3, Township 88 North, Range 38 West of the Fifth Principal Meridian, Sac County, Iowa.

Sac County Project No. NHSN-020-2(113)--2R-81
Dale Swanson Trust No. 1, et al (Parcel No. 327)



**CONDEMNATION
PROCEEDINGS**
Recorder's Cover Sheet

PREPARER INFORMATION: Sac County Sheriff, 100 NW State Street, Sac City, IA
50583

TAXPAYER INFORMATION: Tax Exempt-IA Code Sec. 427.1 (for fee) (Prop Mgmt-
ROW Office, IDOT, 800 Lincoln Way, Ames, IA 50010)

RETURN DOCUMENT TO: Colleen Chapa, Iowa Department of Transportation, Office
of Right of Way, 800 Lincoln Way, Ames, IA 50010

GRANTORS:

Carol Swanson-Poston, also known as
Carol Swanson
Andrew Swanson
Richard Swanson

GRANTEES:

State of Iowa (Condemnor)

**DOCUMENT OR INSTRUMENT NUMBER OF PREVIOUSLY RECORDED
DOCUMENTS:** Application for Condemnation filed 5/31/2016, in Instr. No. E160395.

LEGAL DESCRIPTION: Part of the Northeast $\frac{1}{4}$ of the Fractional Northeast $\frac{1}{4}$ of
Section 2, Township 88 North, Range 38 West of the Fifth Principal Meridian, Sac
County, Iowa.

Sac County Project No. NHSN-020-2(113)--2R-81
Carol Swanson-Poston, also known as Carol Swanson, et al (Parcel No. 333)

CERTIFIED TRUE COPY

Instr. Number: E160395
Recorded: 5/31/2016 at 1:03:00.0 PM
Fee Amount: \$72.00
Revenue Tax:
Nancy Auen RECORDER
Sac County, Iowa

Prepared by: Colleen Chapa, IA Dept. of Transportation, Right of Way-Condennation,
800 Lincoln Way, Ames, IA 50010 515-239-1067
Return to: Colleen Chapa, IA Dept. of Transportation, Right of Way-Condennation,
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. 20
Northwest of the City of Early
located in Sac County, Iowa

Project No. NHSN-020-2(113)-2R-81 Group "B"

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

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

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 26th day of May, 2016.

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

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

Filed in my office at FT Dodge, Iowa, this 26th day of May, 2016.

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

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

Colleen Chapa
Colleen Chapa, 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. 20

Northwest of the City of Early

located in Sac County, Iowa

Project No. NHSN-020-2(113)--2R-81

Group "B"

TO:

Dale Swanson Trust No. 1, c/o Dale Swanson, Trustee, 19509 630th Avenue, Nevada, IA 50201
Dale Swanson, 19509 630th Avenue, Nevada, IA 50201
Luzvaminda Swanson, also known as Luzviminda Swanson, 19509 630th Avenue, Nevada, IA
50201
Richard Swanson, 63735 180th Street, Nevada, IA 50201
Andrew Swanson, 64905 190th Street, Nevada, IA 50201
Mirasol Swanson, 64905 190th Street, Nevada, IA 50201
Carol Swanson-Poston, also known as Carol Swanson, 226 Jackson Street, Berea, KY 40403
Paul Poston, Jr., 226 Jackson Street, Berea, KY 40403
Sac County, Iowa, c/o County Auditor, 100 NW State Street, Sac City, IA 50583

and to all other persons, companies or corporations having any interest in or owning any of the following described real estate: Part of the Northwest $\frac{1}{4}$ of the Fractional Northeast $\frac{1}{4}$ and part of the Northeast $\frac{1}{4}$ of the Fractional Northeast $\frac{1}{4}$, all in Section 3, Township 88 North, Range 38 West of the Fifth Principal Meridian, Sac County, Iowa.

You, and each of you, are hereby notified that the State of Iowa and Sac County, Iowa, desire 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" 1 of 2 and 2 of 2 and Graphic Exhibit "B" attached hereto and to the Application filed with the Chief Judge of the Judicial District containing Sac County, Iowa, and in the Office of the Sheriff of Sac County, Iowa, to which you are referred:

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

A parcel of land located in part of the Northwest $\frac{1}{4}$ of the Fractional Northeast $\frac{1}{4}$ and in part of the Northeast $\frac{1}{4}$ of the Fractional Northeast $\frac{1}{4}$ of Section 3, Township 88 North, Range 38 West of the Fifth Principal Meridian,

Sac County Project No. NHSN-020-2(113)--2R-81
Dale Swanson Trust No. 1, et al (Parcel 327)
Continued on next page

Page 1

Sac County, Iowa, as shown on the Acquisition Plat Exhibit "A" 1 of 2 attached hereto and by reference made a part hereof.

Said parcel is described as follows:

Beginning at the Northeast Corner of the Fractional Northeast $\frac{1}{4}$ of said Section 3; thence North $88^{\circ}33'43''$ West, 1060.08 feet to the Southeast Corner of the Southeast $\frac{1}{4}$ of Section 31, Township 89 North, Range 37 West of the Fifth Principal Meridian; thence North $88^{\circ}31'11''$ West, 1567.88 feet to the Northwest Corner of the Fractional Northeast $\frac{1}{4}$ of said Section 3; thence South $01^{\circ}37'27''$ West, 25.00 feet along the West line of said Fractional Northeast $\frac{1}{4}$ to a point on the existing South right of way line of Primary Road U.S. 20; thence along said existing South right of way line for the next 2 courses, South $88^{\circ}31'11''$ East, 1567.96 feet; thence South $88^{\circ}33'43''$ East, 486.15 feet; thence South $82^{\circ}39'53''$ East, 145.76 feet; thence South $87^{\circ}51'15''$ East, 428.83 feet to the East line of said Fractional Northeast $\frac{1}{4}$; thence North $01^{\circ}37'10''$ East, 45.27 feet to the Point of Beginning, containing 1.71 acre, inclusive of 1.56 acre of existing highway right of way easement.

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

All rights of direct access between Primary Road No. U.S. 20 and condemnees' remaining property abutting thereon in the NW $\frac{1}{4}$ of the Fractional NE $\frac{1}{4}$ and in the NE $\frac{1}{4}$ of the Fractional NE $\frac{1}{4}$, all in Section 3, Township 88 North, Range 38 West of the Fifth Principal Meridian, Sac County, Iowa, from Sta. 12276+96 \pm (Property Line) to Sta. 12303+24 \pm (Property Line), on the south side, reserving to the condemnees the right of access at Sta. 12292+68 on the south side of Primary Road No. U.S. 20.

and,

All rights of direct access between local road Fox Avenue/Co. Rd. M43 and condemnees' remaining property abutting thereon in the NE $\frac{1}{4}$ of the Fractional NE $\frac{1}{4}$, of Section 3, Township 88 North, Range 38 West of the Fifth Principal Meridian, Sac County, Iowa, from Sta. 6306+29 to Sta. 6306+92 \pm (Property Line), on the west side.

The easement for highway purposes sought to be appropriated, for the use and benefit of Sac County, Iowa, is in land described as follows:

A parcel of land located in a part of the Northeast $\frac{1}{4}$ of the Fractional Northeast $\frac{1}{4}$ of Section 3, Township 88 North, Range 38 West of the Fifth Principal Meridian, Sac County, Iowa, as shown on the Acquisition Plat Exhibit "A" 2 of 2 attached hereto and by reference made a part hereof.

Said parcel is described as follows:

Commencing at the Northeast Corner of the Fractional Northeast $\frac{1}{4}$ of said Section 3; thence South $01^{\circ}37'10''$ West, 45.27 feet along the East line of said Fractional Northeast $\frac{1}{4}$; thence North $87^{\circ}51'15''$ West, 83.71 feet to

a point on the existing West right of way line of Fox Avenue/Co. Rd. M43 and the Point of Beginning; thence continuing North 87°51'15" West, 30.03 feet; thence South 04°51'48" East, 350.29 feet; thence South 16°21'03" East, 94.60 feet to a point on the existing West right of way line of Fox Avenue/Co. Rd. M43; thence continuing along said West right of way line for the following 2 courses, North 01°37'10" East, 399.61 feet; thence Northwest a distance of 54.78 feet along the arc of a non-tangential curve, having a radius of 125.00 feet, concave Southwest and having a chord bearing, North 43°47'43" West, 54.34 feet to the Point of Beginning, containing 0.41 acre.

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 and by easement for highway purposes, are condemned in their entirety.
2. The State of Iowa shall have a right of temporary easement in the NE ¼ of the Fractional NE ¼ of Section 3, Township 88 North, Range 38 West of the Fifth Principal Meridian, Sac County, Iowa, for the specific purpose of constructing an entrance, in land described as follows and as shown on Graphic Exhibit "B" attached hereto and by reference made a part hereof:

Commencing at the Northeast Corner of the Fractional Northeast ¼ of said Section 3; thence South 01°37'10" West, 25.00 feet along the East line of said Fractional Northeast ¼ to a point on the existing South right of way line of Primary Road U.S. 20; thence North 88°33'43" West, 1018.85 feet, along said existing South right of way line to the Point of Beginning; thence continuing North 88°33'43" West, 41.15 feet, along said existing South right of way line; thence North 88°31'11" West, 33.85 feet, along said existing South right of way line; thence South 01°28'40" West, 44.54 feet; thence South 88°31'20" East, 75.00 feet; thence North 01°28'40" East, 44.57 feet to the Point of Beginning.

3. The State of Iowa will construct an entrance at Sta. 12292+68 on the south side of Primary Road No. U.S. 20. The existing entrance at Sta. 12303+00 on the south side of Primary Road No. U.S. 20 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 condemnees, and the State of Iowa shall have a right of temporary easement as necessary over condemnees' remaining property for the specific purpose of effecting such relocation, replacement or restoration.
5. The area sought to be appropriated by temporary easement, for the specific purpose of constructing an entrance and for relocating, replacing, or restoring tile, if any, is reserved to the condemnees until the actual date said area is required for construction of this highway improvement. Also, said temporary easement right shall terminate immediately upon completion of the operations for which said right is sought and in no event later than the completion of this highway improvement.

6. Condemner hereby gives notice of condemnees' 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.

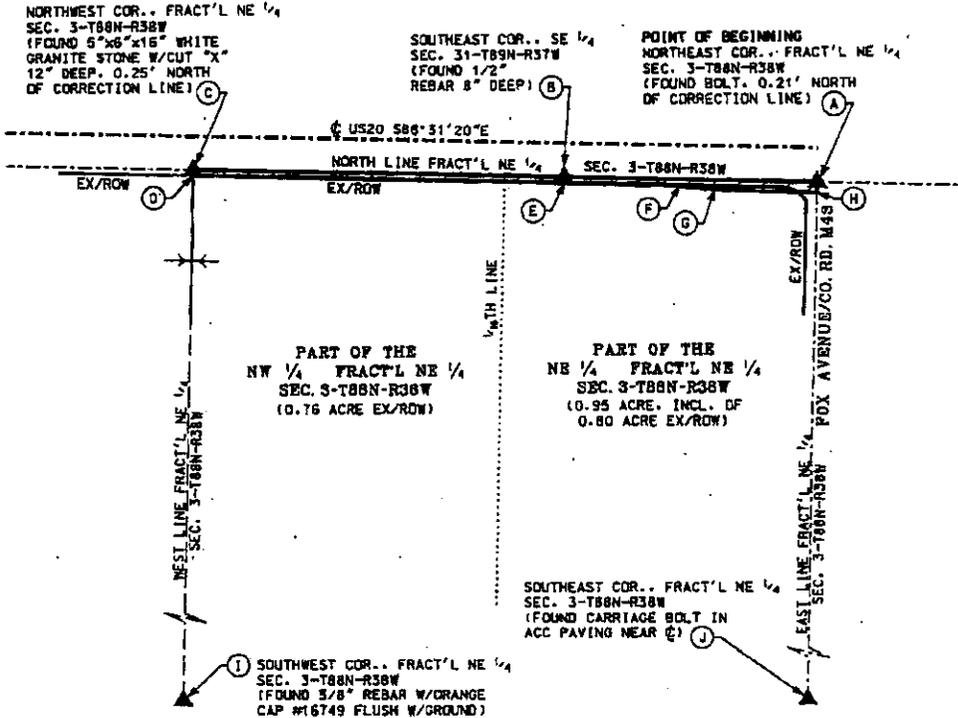


IOWA DEPARTMENT OF TRANSPORTATION
ACQUISITION PLAT
EXHIBIT "A" 1 OF 2



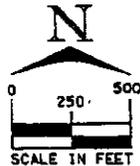
COUNTY _____ SAC _____ STATE CONTROL NO. _____
 PROJECT NO. NHSN-020-2(1131)-2R-81 PARCEL NO. 327
 SECTION 3 TOWNSHIP 88 NORTH RANGE 38 WEST
 ROW - FEE 1.71 ACRE * EASE _____ QUIT CLAIM _____
 ACQUIRED ACCESS RIGHTS FROM STA. 12276+96± PL TO STA. 12303+24± PL MAIN LINE _____ SOUTH SIDE
 ACQUIRED ACCESS RIGHTS FROM STA. 6306+29 TO STA. 6306+92± SIDE ROAD _____ WEST SIDE
 ACQUIRED FROM DALE SWANSON TRUST NO. 1, ET AL

* INCLUSIVE OF 1.56 ACRE EXISTING HIGHWAY RIGHT OF WAY EASEMENT.



Direction	Distance
POINT OF BEGINNING	
A-B	N88°33'43"W 1060.08'
B-C	N88°31'11"W 1567.88'
C-D	S01°37'27"W 25.00'
D-E	S88°31'11"E 1567.96'
E-F	S88°33'43"E 486.15'
F-G	S82°39'53"E 145.76'
G-H	S87°51'15"E 428.83'
H-A	N01°37'10"E 45.27'
D-I	S01°37'27"W 3370.35'
J-H	N01°37'10"E 3349.46'

PT#	Station	Offset
A	M.L. Sta 12303+23.91	0 144.73' RT
B	M.L. Sta 12292+65.63	0 145.46' RT
C	M.L. Sta 12276+95.35	0 145.39' RT
D	M.L. Sta 12276+95.35	0 170.39' RT
E	M.L. Sta 12292+65.63	0 170.46' RT
F	M.L. Sta 12297+150.00	0 170.12' RT
G	M.L. Sta 12298+435.00	0 185.00' RT
H	M.L. Sta 12303+23.60	0 190.00' RT



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

Robert D. Workman 11-3-2015
 Robert D. Workman License No. 12429 Date

My license renewal date is December 31, 2015.

Pages or sheets covered by this seal: THIS SHEET ONLY

DATE DRAWN WRS 11/02/2015



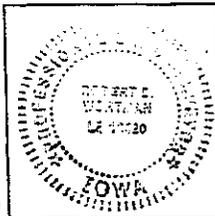
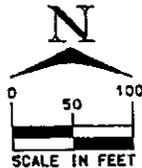
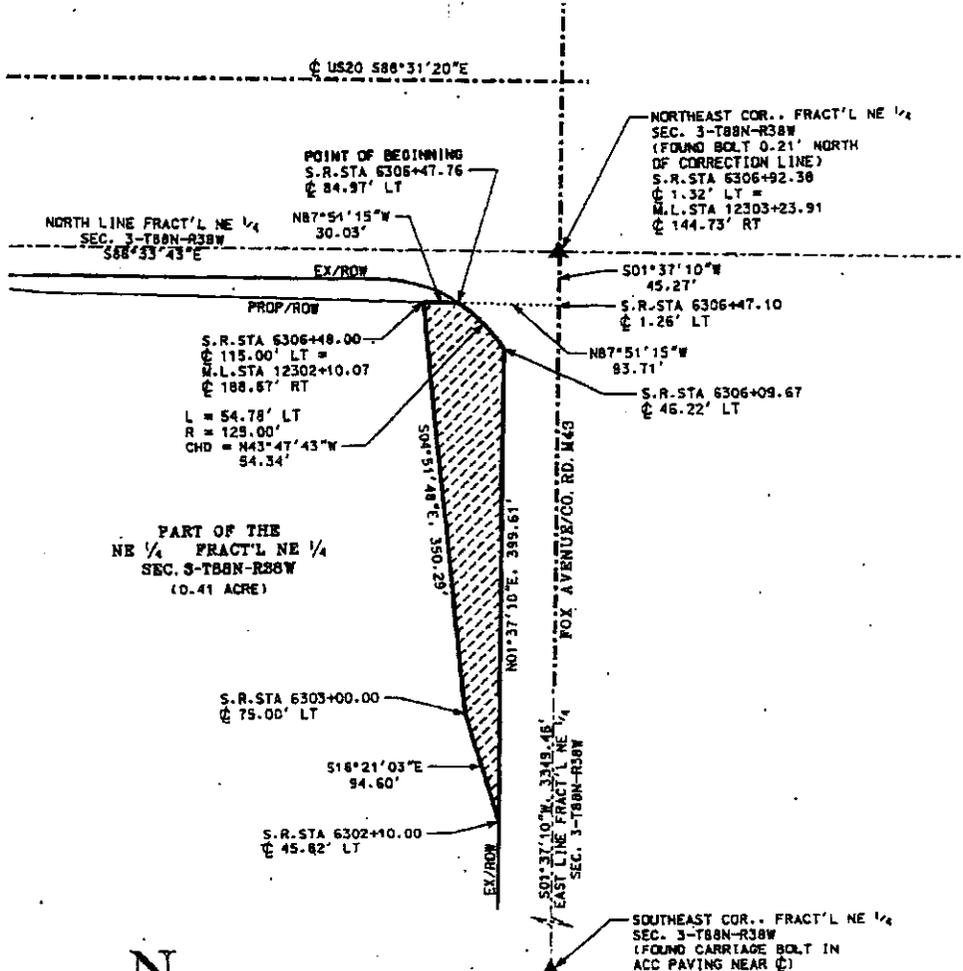
IOWA DEPARTMENT OF TRANSPORTATION
ACQUISITION PLAT

IOWADOT

EXHIBIT "A" 2 OF 2

COUNTY SAC STATE CONTROL NO. _____
 PROJECT NO. NHNS-020-2(113)-2R-81 PARCEL NO. 327
 SECTION 3 TOWNSHIP 88 NORTH RANGE 38 WEST
 ROW - FEE _____ EASE 0.41 ACRE * QUIT CLAIM _____
 ACQUIRED ACCESS RIGHTS FROM STA. _____ TO STA. _____ MAIN LINE _____ SIDE _____
 ACQUIRED ACCESS RIGHTS FROM STA. _____ TO STA. _____ SIDE ROAD _____ SIDE _____
 ACQUIRED FROM DALB SWANSON TRUST NO. 1, ET AL

* EASEMENT RIGHTS FOR ROADWAY PURPOSES ACQUIRED IN THE NAME OF SAC COUNTY.



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

Robert D. Winters 11-3-2015
 Robert D. Winters License No. 12420 Date
 My license renewal date is December 31, 2015.
 Pages or sheets covered by this seal: THIS SHEET ONLY

DATE DRAWN WRS 11/02/2015

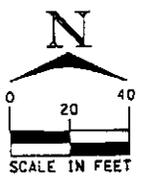
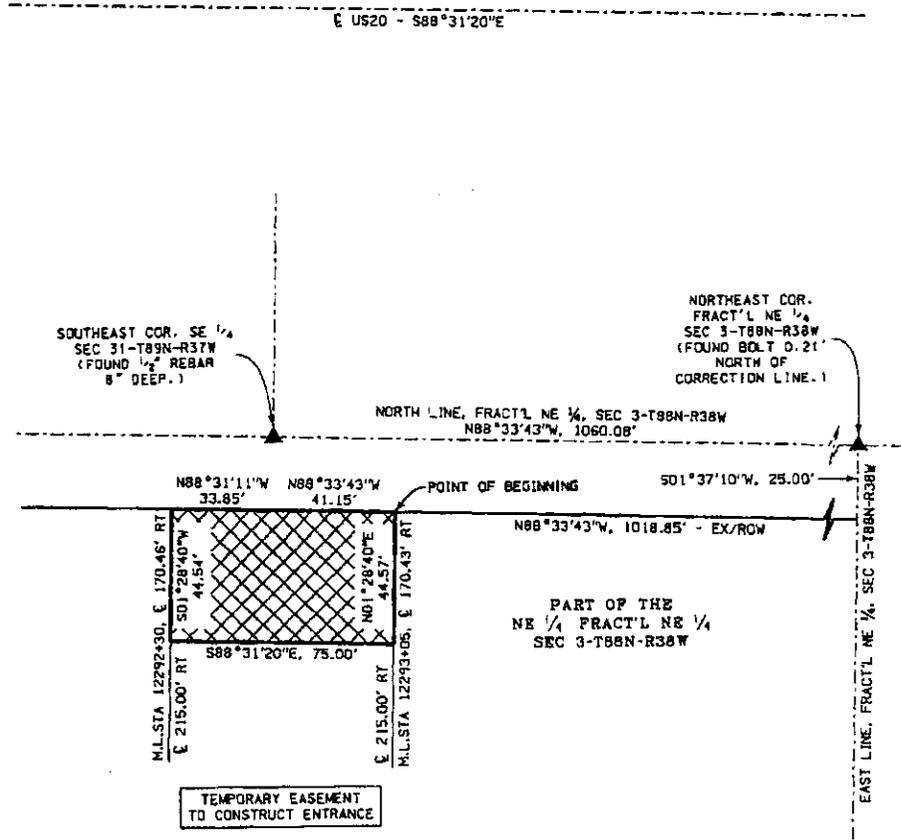


IOWA DEPARTMENT OF TRANSPORTATION
GRAPHIC EXHIBIT "B"



COUNTY SAC STATE CONTROL NO. -
 PROJECT NO. NHSN-020-2(1131--2R-01 PARCEL NO. 327
 SECTION 3 TOWNSHIP 08 NORTH RANGE 38 WEST
 ROW - FEE _____ EASE _____ TEMP EASE _____

* TEMPORARY EASEMENT TO CONSTRUCT AN ENTRANCE.
 ACQUIRED FROM: DALE SWANSON TRUST NO. 1, ET AL



DATE DRAWN ALR 05/02/2016

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. 20

Northwest of the City of Early

located in Sac County, Iowa

Project No. NHSN-020-2(113)--2R-81

Group "B"

TO:

Carol Swanson-Poston, also known as Carol Swanson, 226 Jackson Street, Berea, KY 40403
Paul Poston, Jr., 226 Jackson Street, Berea, KY 40403
Andrew Swanson, 64905 190th Street, Nevada, IA 50201
Mirasol Swanson, 64905 190th Street, Nevada, IA 50201
Richard Swanson, 63735 180th Street, Nevada, IA 50201
Sac County, Iowa, c/o County Auditor, 100 NW State Street, Sac City, IA 50583

and to all other persons, companies or corporations having any interest in or owning any of the following described real estate: Part of the Northeast $\frac{1}{4}$ of the Fractional Northeast $\frac{1}{4}$ of Section 2, Township 88 North, Range 38 West of the Fifth Principal Meridian, Sac County, Iowa.

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

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

A parcel of land located in part of the Northeast $\frac{1}{4}$ of the Fractional Northeast $\frac{1}{4}$ of Section 2, Township 88 North, Range 38 West of the Fifth Principal Meridian, Sac County, Iowa, as shown on the Acquisition Plat Exhibit "A" attached hereto and by reference made a part hereof.

Said parcel is described as follows:

Beginning at the Northeast Corner of the Fractional Northeast $\frac{1}{4}$ of said Section 2; thence North $88^{\circ}37'12''$ West, 1094.98 feet to the Southeast Corner of the Southeast $\frac{1}{4}$ of Section 32, Township 89 North, Range 37

Sac County Project No. NHSN-020-2(113)--2R-81
Carol Swanson-Poston, also known as Carol Swanson, et al (Parcel 333)
Continued on next page

Page 1

West of the Fifth Principal Meridian; thence North 88°37'15" West, 237.84 feet to the Northwest Corner of the Northeast ¼ of the Fractional Northeast ¼ of said Section 2; thence South 01°33'37" West, 33.84 feet along the West line of said Northeast ¼ of the Fractional Northeast ¼ to a point on the existing South right of way line of Primary Road U.S. 20; thence South 88°37'13" East, 1332.83 feet along said existing South right of way line to the East line of said Fractional Northeast ¼; thence North 01°32'26" East, 33.83 feet to the Point of Beginning, containing 1.04 acre existing highway right of way easement.

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. 20 and condemnees' remaining property abutting thereon in the NE ¼ of the Fractional NE ¼ of Section 2, Township 88 North, Range 38 West of the Fifth Principal Meridian, Sac County, Iowa, from Sta. 12343+20± (Property Line) to Sta. 12356+52± (Property Line), on the south side, reserving to the condemnees the right of access at Sta. 12345+57 on the south side of Primary Road No. U.S. 20.

and,

All rights of direct access between local road Gard Avenue and condemnees' remaining property abutting thereon in the NE ¼ of the Fractional NE ¼ of Section 2, Township 88 North, Range 38 West of the Fifth Principal Meridian, Sac County, Iowa, from Sta. 6504+23 to Sta. 6504+51± (Property Line), on the west side.

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 by fee simple title, are condemned in their entirety.
2. The State of Iowa shall have a right of temporary easement in the Northeast ¼ of the Fractional Northeast ¼ of Section 2, Township 88 North, Range 38 West of the Fifth Principal Meridian, Sac County, Iowa, for the specific purpose of constructing an entrance, in land described as follows and as shown on Graphic Exhibit "B" attached hereto and by reference made a part hereof:

Commencing at the Northwest Corner of the Northeast ¼ of the Fractional Northeast ¼ of said Section 2; thence South 01°33'37" West, 33.84 feet along the West line of said Northeast ¼ of the Fractional Northeast ¼ to a point on the existing South right of way line of Primary Road U.S. 20; thence South 88°37'13" East, 200.35 feet, along said existing South right of way line to the Point of Beginning; thence South 88°37'13" East, 70.00 feet, along said existing South right of way line; thence South 01°22'48" West, 15.03 feet; thence North 88°37'12" West, 70.00 feet; thence North 01°22'48" East, 15.03 feet to the Point of Beginning.

3. The State of Iowa will construct an entrance at Sta. 12345+57 on the south side of Primary Road No. U.S. 20.

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 condemnees, and the State of Iowa shall have a right of temporary easement as necessary over condemnees' remaining property for the specific purpose of effecting such relocation, replacement or restoration.
5. The area sought to be appropriated by temporary easement, for the specific purpose of constructing an entrance and for relocating, replacing, or restoring tile, if any, is reserved to the condemnees until the actual date said area is required for construction of this highway improvement. Also, said temporary easement right shall terminate immediately upon completion of the operations for which said right is sought and in no event later than the completion of this highway improvement.
6. Condemner hereby gives notice of condemnees' 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.

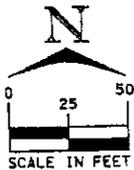
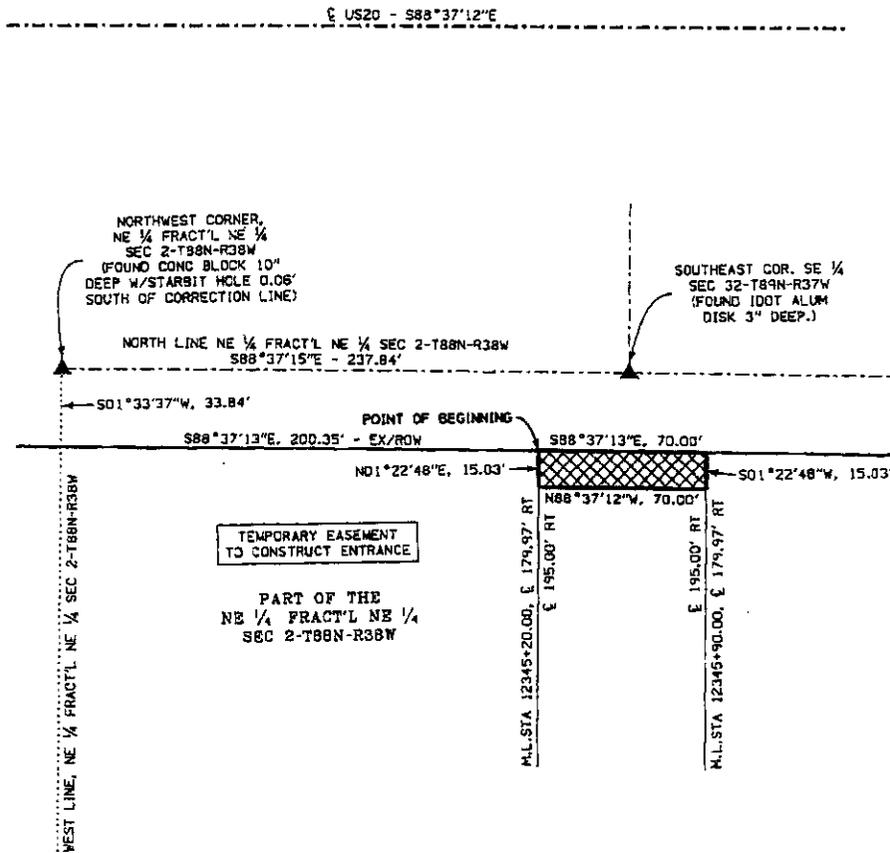


IOWA DEPARTMENT OF TRANSPORTATION
GRAPHIC EXHIBIT "B"



COUNTY _____ SAC _____ STATE CONTROL NO. _____
 PROJECT NO. _____ NHSN-020-2(113)-2R-81 _____ PARCEL NO. 333
 SECTION 2 _____ TOWNSHIP 88 NORTH _____ RANGE 38 WEST
 ROW - FEE _____ EASE _____ QUIT CLAIM _____

* TEMPORARY EASEMENT TO CONSTRUCT AN ENTRANCE.
 ACQUIRED FROM: CAROL SWANSON-POSTON, ALSO KNOWN AS CAROL SWANSON, ET AL



DATE DRAWN ALR 05/02/2016

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. 20
Northwest of the City of Early
located in Sac County, Iowa

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

Project No. NHSN-020-2(113)-2R-81 Group "B"

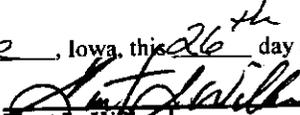
An Application and Notice of Condemnation having been filed with me by the Iowa Department of Transportation for the selection and appointment, by lot, of six suitable persons as the law provides to act as a compensation commission to assess and appraise the damages sustained by reason of the condemnation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

NAME	ADDRESS	QUALIFICATIONS
Jade Godbersen-Carstensen	Odebolt	Licensed Real Estate Salesperson or Broker
Chris Grote	Lake View	Licensed Real Estate Salesperson or Broker
Kevin Sporrer	Wall Lake	Knowledgeable of Property Values by Virtue of Occupation
Tom Lange	Sac City	Knowledgeable of Property Values by Virtue of Occupation
Derek Rohde	Lake View	agricultural
Dennis Schmitt	Early	agricultural

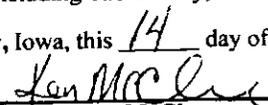
I further designate, select and appoint the above-named Kevin Sporrer to act as **Chairperson** of said commission.

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

Dated at Et Dodge, Iowa, this 26th day of May, 2016.


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

Filed in my office at Sac City, Iowa, this 14 day of July, 2016.


Kenneth W. McClure
Sheriff of Sac County, Iowa

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

Primary Road No. U.S. 20
Northwest of the City of Early
located in Sac County, Iowa

**SUPPLEMENTARY ORDER
APPOINTING ALTERNATE
COMPENSATION COMMISSIONERS**

Project No. NHSN-020-2(113)--2R-81 Group "B"

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

NAME	ADDRESS	QUALIFICATIONS
1. David Wilken 2. Wanita Friederichsen 3. Mike Green 4. Barb Schroeder 5. Gary Wicker	Odebolt Odebolt Sac City Early Lake View	Licensed Real Estate Salesperson or Broker
1. Steve Irwin 2. Scott Currie 3. Norm Behrens 4. Steve Kettering 5. Neil Sibenaller	Sac City Schaller Wall Lake Lake View Odebolt	Knowledgeable of Property Values by Virtue of Occupation
1. Dennis Hinrichs 2. Paul Huser 3. Larry Hauser 4. Dorothy Evans 5. LaDon Grotjohn	Lytton Sac City Lake View Odebolt Schaller	agricultural

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

Dated at Et Dodge, Iowa, this 26th day of May, 2016

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

Filed in my office at Sac City, Iowa, this 14 day of July, 2016

Kenneth W. McClure
Sheriff of Sac County, Iowa

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

SUMMONS TO COMMISSIONERS

**Primary Road No. U.S. 20
Northwest of the City of Early
located in Sac County, Iowa**

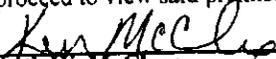
Project No. NHSN-020-2(113)-2R-81 Group "B"

TO: Derek Rohde

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

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

NOW, THEREFORE, you are commanded to be and appear before the undersigned in the office of the Sheriff at Sac City, Sac County, State of Iowa, on the 24th day of August, 2016, at 9:30 o'clock a.m. (DST) for the purpose of qualifying as such Commission, and proceed to view said premises and make an award of damages as by law provided.



Kenneth W. McClure
Sheriff of Sac County, Iowa

ACCEPTANCE OF SERVICE

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

Due and legal service of foregoing Summons accepted and receipt of copy acknowledged at Lake View, Iowa, this 20th day of June, 2016. I further certify that I do not possess any interest in the above proceedings which would cause me to render a biased decision therein.

X Derek Rohde

Filed in my office at Sac City, Iowa, this 7th day of June, 2016.



Kenneth W. McClure
Sheriff of Sac County, Iowa

REFUSAL TO SERVE

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

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

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

SUMMONS TO COMMISSIONERS

**Primary Road No. U.S. 20
Northwest of the City of Early**
located in Sac County, Iowa

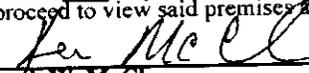
Project No. NHSN-020-2(113)-2R-81 Group "B"

TO: Kevin Sporrer

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

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

NOW, THEREFORE, you are commanded to be and appear before the undersigned in the office of the Sheriff at Sac City, Sac County, State of Iowa, on the 24th day of August, 2016, at 9:30 o'clock a.m. (DST) for the purpose of qualifying as such Commission, and proceed to view said premises and make an award of damages as by law provided.

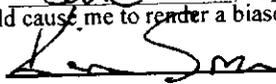


Kenneth W. McClure
Sheriff of Sac County, Iowa

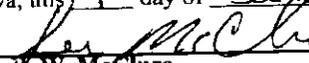
ACCEPTANCE OF SERVICE

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

Due and legal service of foregoing Summons accepted and receipt of copy acknowledged at Wall Lake, Iowa, this 21 day of June, 2016. 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 Sac City, Iowa, this 7th day of June, 2016.



Kenneth W. McClure
Sheriff of Sac County, Iowa

REFUSAL TO SERVE

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

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

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

SUMMONS TO COMMISSIONERS

**Primary Road No. U.S. 20
Northwest of the City of Early
located in Sac County, Iowa**

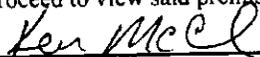
Project No. NHSN-020-2(113)-2R-81 Group "B"

TO: Jade Godbersen-Carstensen

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

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

NOW, THEREFORE, you are commanded to be and appear before the undersigned in the office of the Sheriff at Sac City, Sac County, State of Iowa, on the 24th day of August, 2016, at 9:30 o'clock a.m. (DST) for the purpose of qualifying as such Commission, and proceed to view said premises and make an award of damages as by law provided.

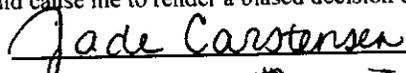


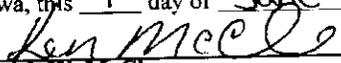
Kenneth W. McClure
Sheriff of Sac County, Iowa

ACCEPTANCE OF SERVICE

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

Due and legal service of foregoing Summons accepted and receipt of copy acknowledged at Crest Hill, Iowa, this 21 day of June, 2016. 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 Sac City, Iowa, this 7th day of June, 2016.


Kenneth W. McClure
Sheriff of Sac County, Iowa

REFUSAL TO SERVE

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

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

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

SUMMONS TO COMMISSIONERS

**Primary Road No. U.S. 20
Northwest of the City of Early**
located in Sac County, Iowa

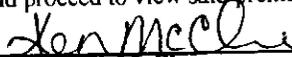
Project No. NHSN-020-2(113)-2R-81 Group "B"

TO: Dennis Schmitt

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

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

NOW, THEREFORE, you are commanded to be and appear before the undersigned in the office of the Sheriff at Sac City, Sac County, State of Iowa, on the 24th day of August, 2016, at 9:30 o'clock a.m. (DST) for the purpose of qualifying as such Commission, and proceed to view said premises and make an award of damages as by law provided.

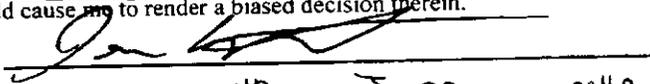


Kenneth W. McClure
Sheriff of Sac County, Iowa

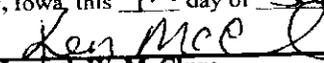
ACCEPTANCE OF SERVICE

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

Due and legal service of foregoing Summons accepted and receipt of copy acknowledged at Lake View, Iowa, this 20th day of June, 2016. 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 Sac City, Iowa, this 17th day of June, 2016.



Kenneth W. McClure
Sheriff of Sac County, Iowa

REFUSAL TO SERVE

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

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

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

SUMMONS TO COMMISSIONERS

**Primary Road No. U.S. 20
Northwest of the City of Early**
located in Sac County, Iowa

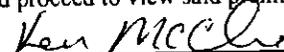
Project No. NHSN-020-2(113)-2R-81 Group "B"

TO: Tom Lange

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

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

NOW, THEREFORE, you are commanded to be and appear before the undersigned in the office of the Sheriff at Sac City, Sac County, State of Iowa, on the **24th** day of **August, 2016**, at 9:30 o'clock a.m. (DST) for the purpose of qualifying as such Commission, and proceed to view said premises and make an award of damages as by law provided.

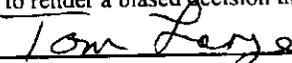


Kenneth W. McClure
Sheriff of Sac County, Iowa

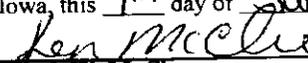
ACCEPTANCE OF SERVICE

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

Due and legal service of foregoing Summons accepted and receipt of copy acknowledged at Sac City, Iowa, this 20th day of June, 2016. 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 Sac City, Iowa, this 7th day of June, 2016.



Kenneth W. McClure
Sheriff of Sac County, Iowa

REFUSAL TO SERVE

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

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

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

SUMMONS TO COMMISSIONERS

**Primary Road No. U.S. 20
Northwest of the City of Early**
located in Sac County, Iowa

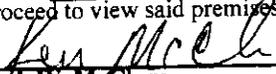
Project No. NHSN-020-2(113)-2R-81 Group "B"

TO: Chris Grote

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

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

NOW, THEREFORE, you are commanded to be and appear before the undersigned in the office of the Sheriff at Sac City, Sac County, State of Iowa, on the 24th day of August, 2016, at 9:30 o'clock a.m. (DST) for the purpose of qualifying as such Commission, and proceed to view said premises and make an award of damages as by law provided.



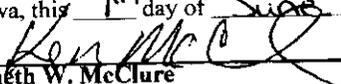
Kenneth W. McClure
Sheriff of Sac County, Iowa

ACCEPTANCE OF SERVICE

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

Due and legal service of foregoing Summons accepted and receipt of copy acknowledged at Sac City, Iowa, this 15 day of July, 2016. 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 Sac City, Iowa, this 7th day of June, 2016.



Kenneth W. McClure
Sheriff of Sac County, Iowa

REFUSAL TO SERVE

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

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

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

OATH OF COMMISSIONERS

Primary Road No. U.S. 20
Northwest of the City of Early
located in Sac County, Iowa

Project No. NHSN-020-2(113)-2R-81 Group "B"

STATE OF IOWA)
Sac County) ss

Each of the undersigned, being duly sworn, says:

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

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

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

Jade Carstensen
Name: JADE GODBERSEN-CARSTENSEN
Licensed Real Estate Salesperson
-or Broker

Chris Grote
Name: CHRIS GROTE
Licensed Real Estate Salesperson
or Broker

Kevin Sporrer
Name: KEVIN SPORRER
Knowledgeable of Property Values
by Virtue of Occupation

Tom Lange
Name: TOM LANGE
Knowledgeable of Property Values
by Virtue of Occupation

Derek Rohde
Name: DEREK ROHDE
agricultural

Dennis Schmitt
Name: DENNIS SCHMITT
agricultural

Acknowledged, subscribed and sworn to before me this 24 day of Aug, 2016.

Berlin J. Auen
(Notary Public / Clerk of Court) in and for said County and State

Filed in my office at Sac City, Iowa, this 24 day of Aug, 2016.

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



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

PARCEL 327:

Richard Swanson
Andrew Swanson
Mirasol Swanson
Carol Swanson-Poston, also known as
Carol Swanson
~~Paul Poston~~ Paul Poston
Sac County Treasurer

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

PARCEL 333:

Mirasol Swanson
Richard Swanson
Sac County Auditor

COMMISSIONERS' COSTS

-2-

JADE CARSTENSEN of
EARLY, Iowa

1 day service \$ 200.00
34 miles at .54 cents \$ 18.36
0 meals .00

TOTAL \$ 218.36

CHRIS GROTE of
WALL LAKE, Iowa

1 day service \$ 200.00
30 miles at .54 cents \$ 16.20
0 meals .00

TOTAL \$ 216.20

KEVIN SPORRER of
WALL LAKE, Iowa

1 day service \$ 200.00
30 miles at .54cents \$ 16.20
0 meals .00

TOTAL \$ 216.20

TOM LANGE of
SAC CITY, Iowa

1 day service \$ 200.00
0 miles at .54 cents .00
0 meals .00

TOTAL \$ 200.00

DEREK ROHDE of
LAKE VIEW, Iowa

1 day service \$ 200.00
24 miles at .54 cents \$ 12.96
0 meals .00

TOTAL \$ 212.96

DENNIS SCHMITT of
EARLY, Iowa

1 day service \$ 200.00
25 miles at .54 cents 13.50
0 meals .00

TOTAL \$ 213.50

GRAND TOTAL \$ 1,277.22
 \$ 229.80 PAGE 1

GRAND TOTAL \$ 1,507.02 FROM ALL 5 PAGES

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 25 day of Aug, 2016.

Kenneth W. McClure
 Sheriff of Sac County, Iowa

CONDEMNATION COMMISSIONERS STATEMENT

To the Sheriff of Sac County

I certify that my fee and expenses as a member of the commission in the matter of the condemnation of certain real estate or rights to real estate for Project No. NHSN-020-2(113)--2R-81, held on the 24th day of August, 2016, are as follows and that these claims are due, just, and unpaid.

1 day service at \$200.00 \$ 200.00
30 miles at .54 cents \$ 16.20
 meals \$

Signed this 24TH day of AUGUST, 2016.



KEVIN SPORREK
COMMISSIONER

CONDEMNATION COMMISSIONERS STATEMENT

To the Sheriff of Sac County

I certify that my fee and expenses as a member of the commission in the matter of the condemnation of certain real estate or rights to real estate for Project No. NHSN-020-2(113)--2R-81, held on the 24th day of August, 2016, are as follows and that these claims are due, just, and unpaid.

1 day service at \$200.00 \$ 200.00
24 miles at .54 cents \$ 12.96
 meals \$

Signed this 24TH day of AUGUST, 2016.

Derek Rohde
DEREK ROHDE
COMMISSIONER

CONDEMNATION COMMISSIONERS STATEMENT

To the Sheriff of Sac County

I certify that my fee and expenses as a member of the commission in the matter of the condemnation of certain real estate or rights to real estate for Project No. NHSN-020-2(113)-2R-81, held on the 24th day of August, 2016, are as follows and that these claims are due, just, and unpaid.

1 day service at \$200.00 \$ 200.00
34 miles at .54 cents \$ 18.36
 meals \$

Signed this 24TH day of AUGUST, 2016.

Jade Carstensen
JADE CARSTENSEN
COMMISSIONER

CONDEMNATION COMMISSIONERS STATEMENT

To the Sheriff of Sac County

I certify that my fee and expenses as a member of the commission in the matter of the condemnation of certain real estate or rights to real estate for Project No. NHSN-020-2(113)--2R-81, held on the 24th day of August, 2016, are as follows and that these claims are due, just, and unpaid.

1 day service at \$200.00 \$ 200.00
0 miles at .54 cents \$ 0
 meals \$

Signed this 24TH day of AUGUST, 20 16.

Tom Lange
TOM LANGE
COMMISSIONER

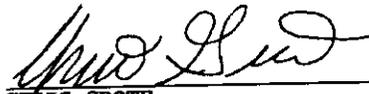
CONDEMNATION COMMISSIONERS STATEMENT

To the Sheriff of Sac County

I certify that my fee and expenses as a member of the commission in the matter of the condemnation of certain real estate or rights to real estate for Project No. NHSN-020-2(113)--2R-81, held on the 24th day of August, 2016, are as follows and that these claims are due, just, and unpaid.

1 day service at \$200.00 \$ 200.00
30 miles at .54 cents \$ 16.20
 meals \$

Signed this 24TH day of AUGUST, 20 16.



CHRIS GROTE
COMMISSIONER

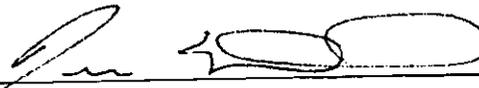
CONDEMNATION COMMISSIONERS STATEMENT

To the Sheriff of Sac County

I certify that my fee and expenses as a member of the commission in the matter of the condemnation of certain real estate or rights to real estate for Project No. NHSN-020-2(113)--2R-81, held on the 24th day of August, 2016, are as follows and that these claims are due, just, and unpaid.

1 day service at \$200.00 \$ 200.00
25 miles at .54 cents \$ 13.50
 meals \$

Signed this 24TH day of AUGUST, 20 16.


DENNIS SCHMITT
COMMISSIONER

In the Iowa District Court, for _____ County

Case Name SERVE: DEREK ROHDE

Case No. NBSN-020-2(113)-2R-81 GROUP "B"

Notice recd. this date 6/7/2016

STATE OF IOWA

SAC _____ COUNTY _____

Type of Service Code

RETURN OF SERVICE:

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

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

Served:

Type Code

ROHDE, DEREK at 3371 OTTER AVE. LAKE VIEW, IA on 6/20/2016
(NAME) (ADDRESS) (DATE)

at _____ on

at _____ on

at _____ on

at _____ on

by serving _____ (NAME)

at _____ on _____ (ADDRESS)

by serving _____ (COMPANY/GOVERNMENT UNIT NAME) (NAME)

, on _____, at _____ (its TITLE) (DATE)

NOTES: (Diligent Search, etc.)

Fees:

Service	\$15.00
Mileage:	\$12.96
Copy:	\$0.50
Total:	\$28.46


(OFFICIAL TITLE)

TORY CUDABACK, DEPUTY SHERIFF

Fees charges to/paid by Atty/Party:

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

In the Iowa District Court, for _____

County

Case Name SERVE:KEVIN SPORRER

Case No. NHSN-020-2(113)--2R-81 GROUP "B"

Notice recd. this date 6/7/2016

STATE OF IOWA

SAC _____

COUNTY _____

RETURN OF SERVICE:

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

Type of Service Code

I certify that I served a copy of:

SUMMONS TO COMMISSIONERS

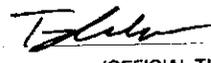
Served:

<u>SPORRER, KEVIN</u> (NAME)	at <u>711 STUART ST. WALL LAKE, IA</u> (ADDRESS)	on <u>6/21/2016</u> (DATE)	<input checked="" type="checkbox"/>
_____	at _____	on _____	<input type="checkbox"/>
_____	at _____	on _____	<input type="checkbox"/>
_____	at _____	on _____	<input type="checkbox"/>
_____	by serving _____ (NAME)	_____ (NAME)	<input type="checkbox"/>
at _____ (ADDRESS)	on _____	_____ (NAME)	<input type="checkbox"/>
_____ (COMPANY/GOVERNMENT UNIT NAME)	by serving _____	_____ (NAME)	<input type="checkbox"/>
_____ (its TITLE)	, on _____ (DATE)	, at _____	

NOTES: (Diligent Search, etc.)

Fees:

Service	\$15.00
Mileage:	\$17.28
Copy:	\$0.50
Total:	\$32.78



(OFFICIAL TITLE)

TORY CUDABACK, DEPUTY SHERIFF

Fees charges to/paid by Atty/Party:

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

In the Iowa District Court, for

County

Case Name SERVE: JADE GODBERSEN-CARSTENSEN

Case No. NBSN-020-2(113)-2R-81 GROUP "B"

Notice recd. this date 6/7/2016

STATE OF IOWA

SAC _____

COUNTY _____

Type of Service Code

RETURN OF SERVICE:

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

I certify that I served a copy of.

SUMMONS TO COMMISSIONERS

Served:

GODBERSEN-CARSTENSEN, JADE at 312 S. MAIN ST. ODEBOLT, IOWA
(NAME) (ADDRESS)

on 6/21/2016
(DATE)

Type Code

at _____

on

at _____

on

at _____

on

at _____

on

by serving _____

(NAME)

(NAME)

at _____

(ADDRESS)

on _____

by serving _____

(NAME)

(COMPANY/GOVERNMENT UNIT NAME)

, on _____

(DATE)

, at _____

(its TITLE)

NOTES: (Diligent Search, etc.)

Fees:

Service \$15.00

Mileage: \$23.76

Copy: \$0.50

Total: \$39.26

(OFFICIAL TITLE)

TORY CUDABACK, DEPUTY SHERIFF

Fees charges to/paid by Atty/Party:

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

In the Iowa District Court, for _____ County

Case Name **SERVE: DENNIS SCHMITT**

Case No. **NHSN-020-2(113)--2R-81 GROUP "B"**

Notice recd. this date **6/7/2016**

STATE OF IOWA

SAC

COUNTY

Type of
Service Code

RETURN OF SERVICE:

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

I certify that I served a copy of:

SUMMONS TO COMMISSIONERS

Served:

Type
Code

SCHMITT, DENNIS at WALL LAKE TOWNSHIP, SAC COUNTY, IA on 6/20/2016

(NAME)

(ADDRESS)

(DATE)

at

on

at

on

at

on

at

on

by serving

(NAME)

(NAME)

at

on

(ADDRESS)

by serving

(COMPANY/GOVERNMENT UNIT NAME)

(NAME)

, on

(DATE)

(its TITLE)

, at

NOTES: (Diligent Search, etc.)

Fees:

Service \$15.00

Mileage: \$12.96

Copy: \$0.50

Total: \$28.46



(OFFICIAL TITLE)

TORY CUDABACK, DEPUTY SHERIFF

Fees charges to/paid by Atty/Party:

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

In the Iowa District Court, for _____ County

Case Name SERVE: TOM LANGE

Case No. NHSN-020-2(113)--2R-81 GROUP "B"

Notice recd. this date 6/7/2016

STATE OF IOWA

SAC _____ COUNTY

Type of
Service Code

RETURN OF SERVICE:

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

I certify that I served a copy of:

SUMMONS TO COMMISSIONERS

Served:

<u>LANGE, TOM</u> (NAME)	at <u>900 LOSURE ST. SAC CITY, IOWA</u> (ADDRESS)	on <u>6/20/2016</u> (DATE)	<input type="checkbox"/> 1
_____	at _____	on _____	<input type="checkbox"/>
_____	at _____	on _____	<input type="checkbox"/>
_____	at _____	on _____	<input type="checkbox"/>
_____	by serving _____ (NAME)	(NAME)	<input type="checkbox"/>
at _____ (ADDRESS)	on _____		
_____	by serving _____ (COMPANY/GOVERNMENT UNIT NAME)	(NAME)	<input type="checkbox"/>
_____	on _____	at _____ (DATE)	
_____	(its TITLE)		

NOTES: (Diligent Search, etc.)

Fees:

Service	\$15.00
Mileage:	\$6.48
Copy:	\$0.50
Total:	\$21.98



(OFFICIAL TITLE)

SCOTT E. BROUWER, DEPUTY SHERIFF

Fees charges to/paid by Atty/Party:

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

In the Iowa District Court, for

County

Case Name SERVE: CHRIS GROTE

Case No. _____

Notice recd. this date 6/7/2016

STATE OF IOWA

SAC _____ COUNTY

Type of
Service Code

RETURN OF SERVICE:

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

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

Served:

<u>GROTE, CHRIS</u> (NAME)	at	<u>JACKSON TOWNSHIP, SAC COUNTY, IA</u> (ADDRESS)	on	<u>7/1/2016</u> (DATE)	<input type="text" value="1"/>
_____	at	_____	on	_____	<input type="text"/>
_____	at	_____	on	_____	<input type="text"/>
_____	at	_____	on	_____	<input type="text"/>
_____	by serving	_____			<input type="text"/>
_____		_____			
at	_____	_____	on	_____	
	_____	_____	by serving	_____	<input type="text"/>
	_____	_____		_____	
	_____	_____	on	_____	
	_____	_____	at	_____	
	_____	_____		_____	

NOTES: (Diligent Search, etc.)

Fees:

Service	\$15.00
Mileage:	\$0.50
Copy:	\$17.28
Total:	\$32.78

Berlin Auen
(OFFICIAL TITLE)

BERLIN AUEN, CIVIL CLERK

Fees charges to/paid by Atty/Party:

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

In the Iowa District Court, for

County

Case Name SERVE: SAC COUNTY AUDITOR

Case No. NHSN-020-2(113)--2R-81 GROUP "B"

Notice recd. this date 6/7/2016

STATE OF IOWA

SAC _____ COUNTY

Type of
Service Code

RETURN OF SERVICE:

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

I certify that I served a copy of:

TWO (2) NOTICES REF: PARCEL 333 AND PARCEL 327

Served:

_____	at	_____	on	<input type="text"/>
(NAME)		(ADDRESS)	(DATE)	
_____	at	_____	on	<input type="text"/>
_____	at	_____	on	<input type="text"/>
_____	at	_____	on	<input type="text"/>
_____	at	_____	on	<input type="text"/>
_____	by serving	_____		<input type="text"/>
(NAME)		(NAME)		
at	on			
(ADDRESS)				
SAC COUNTY IOWA	by serving	JAMES DOWLING		<input type="text" value="5"/>
(COMPANY/GOVERNMENT UNIT NAME)		(NAME)		
SAC COUNTY AUDITOR	on	6/15/2016	at	JACKSON TOWNSHIP, SAC CO.
(its TITLE)		(DATE)		

NOTES: (Diligent Search, etc.)

Fees:

Service \$15.00

Mileage: \$0.00

Copy: \$0.50

Total: \$15.50

Ken McClure

(OFFICIAL TITLE)

KENNETH W. McCLURE, SHERIFF

Fees charges to/paid by Atty/Party:

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

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

NOTICE

Primary Road No. U.S. 20

Northwest of the City of Early

located in Sac County, Iowa

Project No. NHSN-020-2(113)--2R-81

Group "B"

TO:

Dale Swanson Trust No. 1, c/o Dale Swanson, Trustee, 19509 630th Avenue, Nevada, IA 50201

Dale Swanson, 19509 630th Avenue, Nevada, IA 50201

Luzvaminda Swanson, also known as Luzviminda Swanson, 19509 630th Avenue, Nevada, IA
50201

Richard Swanson, 63735 180th Street, Nevada, IA 50201

Andrew Swanson, 64905 190th Street, Nevada, IA 50201

Mirasol Swanson, 64905 190th Street, Nevada, IA 50201

Carol Swanson-Poston, also known as Carol Swanson, 226 Jackson Street, Berea, KY 40403

Paul Poston, Jr., 226 Jackson Street, Berea, KY 40403

Sac County, Iowa, c/o County Auditor, 100 NW State Street, Sac City, IA 50583

and to all other persons, companies or corporations having any interest in or owning any of the following described real estate: Part of the Northwest $\frac{1}{4}$ of the Fractional Northeast $\frac{1}{4}$ and part of the Northeast $\frac{1}{4}$ of the Fractional Northeast $\frac{1}{4}$, all in Section 3, Township 88 North, Range 38 West of the Fifth Principal Meridian, Sac County, Iowa.

You, and each of you, are hereby notified that the State of Iowa and Sac County, Iowa, desire 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" 1 of 2 and 2 of 2 and Graphic Exhibit "B" attached hereto and to the Application filed with the Chief Judge of the Judicial District containing Sac County, Iowa, and in the Office of the Sheriff of Sac County, Iowa, to which you are referred:

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

A parcel of land located in part of the Northwest $\frac{1}{4}$ of the Fractional Northeast $\frac{1}{4}$ and in part of the Northeast $\frac{1}{4}$ of the Fractional Northeast $\frac{1}{4}$ of Section 3, Township 88 North, Range 38 West of the Fifth Principal Meridian,

Sac County Project No. NHSN-020-2(113)--2R-81

Dale Swanson Trust No. 1, et al (Parcel 327)

Continued on next page

Page 1

Sac County, Iowa, as shown on the Acquisition Plat Exhibit "A" 1 of 2 attached hereto and by reference made a part hereof.

Said parcel is described as follows:

Beginning at the Northeast Corner of the Fractional Northeast $\frac{1}{4}$ of said Section 3; thence North $88^{\circ}33'43''$ West, 1060.08 feet to the Southeast Corner of the Southeast $\frac{1}{4}$ of Section 31, Township 89 North, Range 37 West of the Fifth Principal Meridian; thence North $88^{\circ}31'11''$ West, 1567.88 feet to the Northwest Corner of the Fractional Northeast $\frac{1}{4}$ of said Section 3; thence South $01^{\circ}37'27''$ West, 25.00 feet along the West line of said Fractional Northeast $\frac{1}{4}$ to a point on the existing South right of way line of Primary Road U.S. 20; thence along said existing South right of way line for the next 2 courses, South $88^{\circ}31'11''$ East, 1567.96 feet; thence South $88^{\circ}33'43''$ East, 486.15 feet; thence South $82^{\circ}39'53''$ East, 145.76 feet; thence South $87^{\circ}51'15''$ East, 428.83 feet to the East line of said Fractional Northeast $\frac{1}{4}$; thence North $01^{\circ}37'10''$ East, 45.27 feet to the Point of Beginning, containing 1.71 acre, inclusive of 1.56 acre of existing highway right of way easement.

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

All rights of direct access between Primary Road No. U.S. 20 and condemnees' remaining property abutting thereon in the NW $\frac{1}{4}$ of the Fractional NE $\frac{1}{4}$ and in the NE $\frac{1}{4}$ of the Fractional NE $\frac{1}{4}$, all in Section 3, Township 88 North, Range 38 West of the Fifth Principal Meridian, Sac County, Iowa, from Sta. 12276+96± (Property Line) to Sta. 12303+24± (Property Line), on the south side, reserving to the condemnees the right of access at Sta. 12292+68 on the south side of Primary Road No. U.S. 20.

and,

All rights of direct access between local road Fox Avenue/Co. Rd. M43 and condemnees' remaining property abutting thereon in the NE $\frac{1}{4}$ of the Fractional NE $\frac{1}{4}$, of Section 3, Township 88 North, Range 38 West of the Fifth Principal Meridian, Sac County, Iowa, from Sta. 6306+29 to Sta. 6306+92± (Property Line), on the west side.

The easement for highway purposes sought to be appropriated, for the use and benefit of Sac County, Iowa, is in land described as follows:

A parcel of land located in a part of the Northeast $\frac{1}{4}$ of the Fractional Northeast $\frac{1}{4}$ of Section 3, Township 88 North, Range 38 West of the Fifth Principal Meridian, Sac County, Iowa, as shown on the Acquisition Plat Exhibit "A" 2 of 2 attached hereto and by reference made a part hereof.

Said parcel is described as follows:

Commencing at the Northeast Corner of the Fractional Northeast $\frac{1}{4}$ of said Section 3; thence South $01^{\circ}37'10''$ West, 45.27 feet along the East line of said Fractional Northeast $\frac{1}{4}$; thence North $87^{\circ}51'15''$ West, 83.71 feet to

a point on the existing West right of way line of Fox Avenue/Co. Rd. M43 and the Point of Beginning; thence continuing North 87°51'15" West, 30.03 feet; thence South 04°51'48" East, 350.29 feet; thence South 16°21'03" East, 94.60 feet to a point on the existing West right of way line of Fox Avenue/Co. Rd. M43; thence continuing along said West right of way line for the following 2 courses, North 01°37'10" East, 399.61 feet; thence Northwest a distance of 54.78 feet along the arc of a non-tangential curve, having a radius of 125.00 feet, concave Southwest and having a chord bearing, North 43°47'43" West, 54.34 feet to the Point of Beginning, containing 0.41 acre.

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 and by easement for highway purposes, are condemned in their entirety.
2. The State of Iowa shall have a right of temporary easement in the NE ¼ of the Fractional NE ¼ of Section 3, Township 88 North, Range 38 West of the Fifth Principal Meridian, Sac County, Iowa, for the specific purpose of constructing an entrance, in land described as follows and as shown on Graphic Exhibit "B" attached hereto and by reference made a part hereof:

Commencing at the Northeast Corner of the Fractional Northeast ¼ of said Section 3; thence South 01°37'10" West, 25.00 feet along the East line of said Fractional Northeast ¼ to a point on the existing South right of way line of Primary Road U.S. 20; thence North 88°33'43" West, 1018.85 feet, along said existing South right of way line to the Point of Beginning; thence continuing North 88°33'43" West, 41.15 feet, along said existing South right of way line; thence North 88°31'11" West, 33.85 feet, along said existing South right of way line; thence South 01°28'40" West, 44.54 feet; thence South 88°31'20" East, 75.00 feet; thence North 01°28'40" East, 44.57 feet to the Point of Beginning.

3. The State of Iowa will construct an entrance at Sta. 12292+68 on the south side of Primary Road No. U.S. 20. The existing entrance at Sta. 12303+00 on the south side of Primary Road No. U.S. 20 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 condemnees, and the State of Iowa shall have a right of temporary easement as necessary over condemnees' remaining property for the specific purpose of effecting such relocation, replacement or restoration.
5. The area sought to be appropriated by temporary easement, for the specific purpose of constructing an entrance and for relocating, replacing, or restoring tile, if any, is reserved to the condemnees until the actual date said area is required for construction of this highway improvement. Also, said temporary easement right shall terminate immediately upon completion of the operations for which said right is sought and in no event later than the completion of this highway improvement.

6. Condemner hereby gives notice of condemnees' 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.

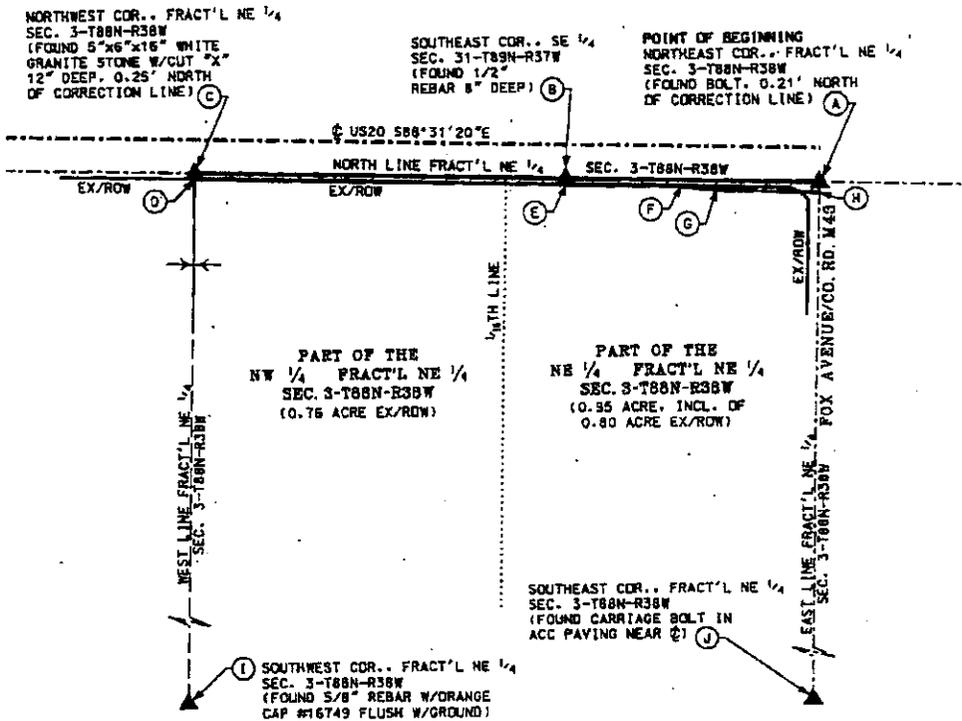


IOWA DEPARTMENT OF TRANSPORTATION
ACQUISITION PLAT
EXHIBIT "A" 1 OF 2



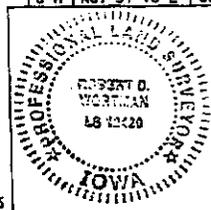
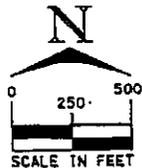
COUNTY SAC STATE CONTROL NO. -
PROJECT NO. NHNS-020-2(113)-2R-81 PARCEL NO. 327
SECTION 3 TOWNSHIP 88 NORTH RANGE 38 WEST
ROW - FEE 1.71 ACRE * EASE QUIT CLAIM
ACQUIRED ACCESS RIGHTS FROM STA. 12276+96± PL TO STA. 12303+24± PL MAIN LINE SOUTH SIDE
ACQUIRED ACCESS RIGHTS FROM STA. 6306+29 TO STA. 6306+92± SIDE ROAD WEST SIDE
ACQUIRED FROM DALE SWANSON TRUST NO. 1, ET AL

* INCLUSIVE OF 1.56 ACRE EXISTING HIGHWAY RIGHT OF WAY EASEMENT.



	Direction	Distance
POINT OF BEGINNING		
A-B	N88°33'43"W	1060.08'
B-C	N88°31'11"W	1567.88'
C-D	S01°37'27"W	25.00'
D-E	S88°31'11"E	1567.98'
E-F	S88°33'43"E	486.15'
F-G	S82°39'53"E	145.76'
G-H	S87°51'15"E	428.83'
H-A	N01°37'10"E	45.27'
D-I	S01°37'27"W	3370.35'
J-H	N01°37'10"E	3349.46'

PT#	Station	Offset
A	M.L. Sta 12303+23.91	0 144.75' RT
B	M.L. Sta 12292+63.83	0 145.48' RT
C	M.L. Sta 12276+95.84	0 148.39' RT
D	M.L. Sta 12276+95.88	0 170.39' RT
E	M.L. Sta 12292+63.85	0 170.46' RT
F	M.L. Sta 12291+50.00	0 170.12' RT
G	M.L. Sta 12298+93.00	0 185.00' RT
H	M.L. Sta 12303+23.80	0 190.00' RT



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

Robert D. Workman 11-3-2015
Robert D. Workman License No. 12420 Date
My license renewal date is December 31, 2015.
Pages or sheets covered by this acid: THIS SHEET ONLY

DATE DRAWN WRS 11/02/2015



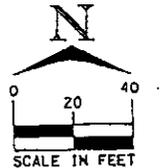
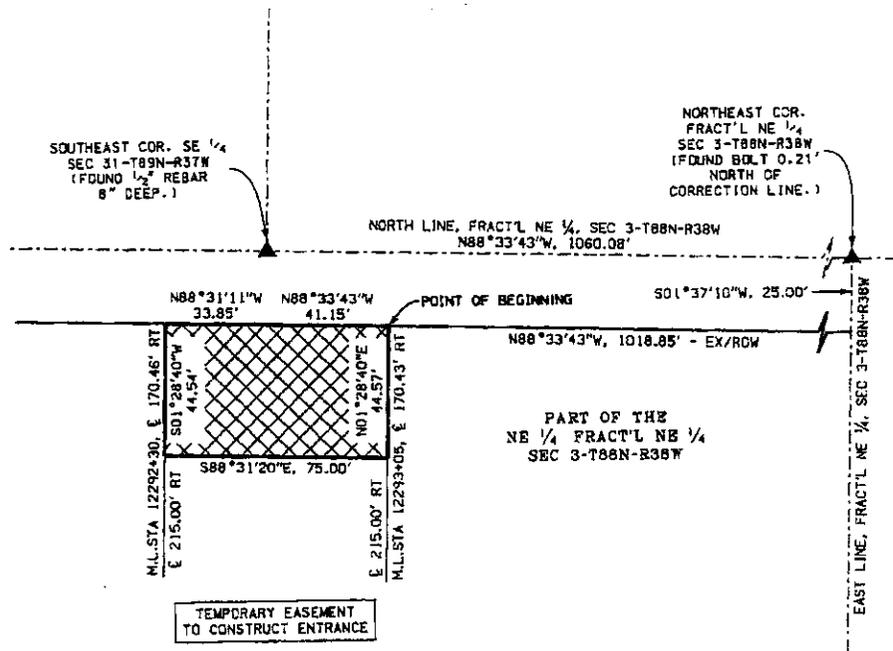
IOWA DEPARTMENT OF TRANSPORTATION
GRAPHIC EXHIBIT "B"



COUNTY _____ SAC _____ STATE CONTROL NO. _____
 PROJECT NO. _____ NHSN-020-2(113)--2R-81 _____ PARCEL NO. 327
 SECTION 3 _____ TOWNSHIP 88 NORTH _____ RANGE 38 WEST
 ROW - FEE _____ EASE _____ TEMP EASE _____

* TEMPORARY EASEMENT TO CONSTRUCT AN ENTRANCE.
 ACQUIRED FROM: DALE SWANSON TRUST NO. 1, ET AL

 E US20 - S88°31'20"E



DATE DRAWN ALR 05/02/2016

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. 20

Northwest of the City of Early

located in Sac County, Iowa

Project No. NHSN-020-2(113)--2R-81

Group "B"

TO:

Carol Swanson-Poston, also known as Carol Swanson, 226 Jackson Street, Berea, KY 40403
Paul Poston, Jr., 226 Jackson Street, Berea, KY 40403
Andrew Swanson, 64905 190th Street, Nevada, IA 50201
Mirasol Swanson, 64905 190th Street, Nevada, IA 50201
Richard Swanson, 63735 180th Street, Nevada, IA 50201
Sac County, Iowa, c/o County Auditor, 100 NW State Street, Sac City, IA 50583

and to all other persons, companies or corporations having any interest in or owning any of the following described real estate: Part of the Northeast $\frac{1}{4}$ of the Fractional Northeast $\frac{1}{4}$ of Section 2, Township 88 North, Range 38 West of the Fifth Principal Meridian, Sac County, Iowa.

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

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

A parcel of land located in part of the Northeast $\frac{1}{4}$ of the Fractional Northeast $\frac{1}{4}$ of Section 2, Township 88 North, Range 38 West of the Fifth Principal Meridian, Sac County, Iowa, as shown on the Acquisition Plat Exhibit "A" attached hereto and by reference made a part hereof.

Said parcel is described as follows:

Beginning at the Northeast Corner of the Fractional Northeast $\frac{1}{4}$ of said Section 2; thence North $88^{\circ}37'12''$ West, 1094.98 feet to the Southeast Corner of the Southeast $\frac{1}{4}$ of Section 32, Township 89 North, Range 37

Sac County Project No. NHSN-020-2(113)--2R-81
Carol Swanson-Poston, also known as Carol Swanson, et al (Parcel 333)
Continued on next page

Page 1

West of the Fifth Principal Meridian; thence North 88°37'15" West, 237.84 feet to the Northwest Corner of the Northeast ¼ of the Fractional Northeast ¼ of said Section 2; thence South 01°33'37" West, 33.84 feet along the West line of said Northeast ¼ of the Fractional Northeast ¼ to a point on the existing South right of way line of Primary Road U.S. 20; thence South 88°37'13" East, 1332.83 feet along said existing South right of way line to the East line of said Fractional Northeast ¼; thence North 01°32'26" East, 33.83 feet to the Point of Beginning, containing 1.04 acre existing highway right of way easement.

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. 20 and condemnees' remaining property abutting thereon in the NE ¼ of the Fractional NE ¼ of Section 2, Township 88 North, Range 38 West of the Fifth Principal Meridian, Sac County, Iowa, from Sta. 12343+20± (Property Line) to Sta. 12356+52± (Property Line), on the south side, reserving to the condemnees the right of access at Sta. 12345+57 on the south side of Primary Road No. U.S. 20.

and,

All rights of direct access between local road Gard Avenue and condemnees' remaining property abutting thereon in the NE ¼ of the Fractional NE ¼ of Section 2, Township 88 North, Range 38 West of the Fifth Principal Meridian, Sac County, Iowa, from Sta. 6504+23 to Sta. 6504+51± (Property Line), on the west side.

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 by fee simple title, are condemned in their entirety.
2. The State of Iowa shall have a right of temporary easement in the Northeast ¼ of the Fractional Northeast ¼ of Section 2, Township 88 North, Range 38 West of the Fifth Principal Meridian, Sac County, Iowa, for the specific purpose of constructing an entrance, in land described as follows and as shown on Graphic Exhibit "B" attached hereto and by reference made a part hereof:

Commencing at the Northwest Corner of the Northeast ¼ of the Fractional Northeast ¼ of said Section 2; thence South 01°33'37" West, 33.84 feet along the West line of said Northeast ¼ of the Fractional Northeast ¼ to a point on the existing South right of way line of Primary Road U.S. 20; thence South 88°37'13" East, 200.35 feet, along said existing South right of way line to the Point of Beginning; thence South 88°37'13" East, 70.00 feet, along said existing South right of way line; thence South 01°22'48" West, 15.03 feet; thence North 88°37'12" West, 70.00 feet; thence North 01°22'48" East, 15.03 feet to the Point of Beginning.

3. The State of Iowa will construct an entrance at Sta. 12345+57 on the south side of Primary Road No. U.S. 20.

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 condemnees, and the State of Iowa shall have a right of temporary easement as necessary over condemnees' remaining property for the specific purpose of effecting such relocation, replacement or restoration.
5. The area sought to be appropriated by temporary easement, for the specific purpose of constructing an entrance and for relocating, replacing, or restoring tile, if any, is reserved to the condemnees until the actual date said area is required for construction of this highway improvement. Also, said temporary easement right shall terminate immediately upon completion of the operations for which said right is sought and in no event later than the completion of this highway improvement.
6. Condemner hereby gives notice of condemnees' 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"



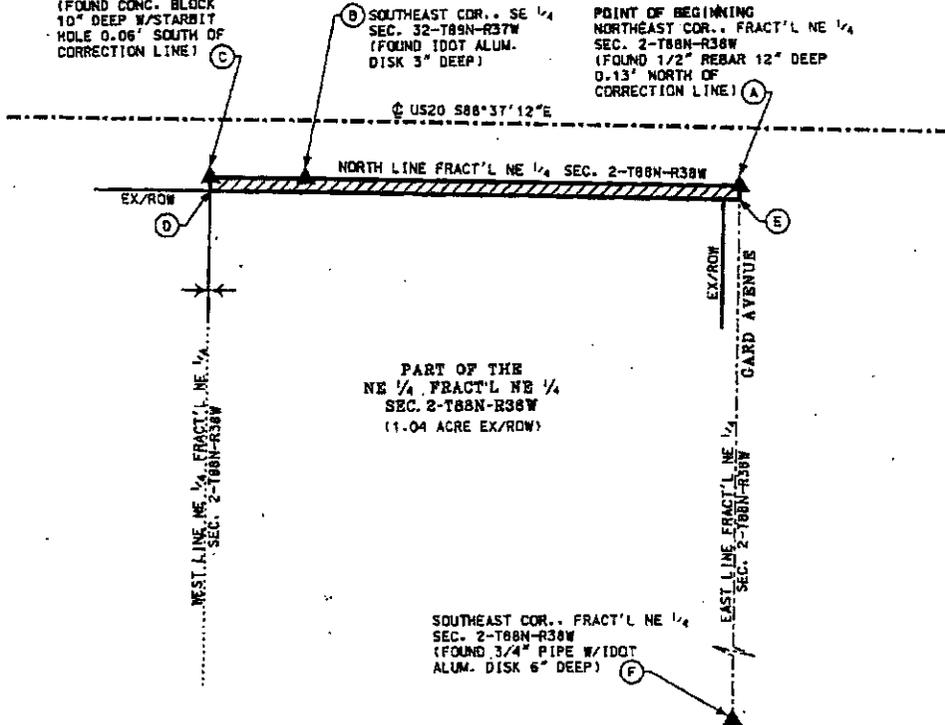
COUNTY _____ SAC _____ STATE CONTROL NO. _____
PROJECT NO. NHSN-020-2(113)-2R-81 PARCEL NO. 333
SECTION 2 TOWNSHIP 88 NORTH RANGE 38 WEST
ROW - FEE 1.04 ACRE * EASE _____ OUI CLAIM _____
ACQUIRED ACCESS RIGHTS FROM STA. 12343+20± PL TO STA. 12356+52± PL MAIN LINE SOUTH SIDE
ACQUIRED ACCESS RIGHTS FROM STA. 6504+23- TO STA. 6504+51± SIDE ROAD WEST SIDE
ACQUIRED FROM CAROL SWANSON-POSTON, ALSO KNOWN AS CAROL SWANSON, ET AL

* EXISTING HIGHWAY RIGHT OF WAY EASEMENT.

NORTHWEST CORNER.
NE 1/4 FRACT'L NE 1/4
SEC. 2-T88N-R38W
(FOUND CONC. BLOCK
10" DEEP W/STARBIT
HOLE 0.06' SOUTH OF
CORRECTION LINE)

SOUTHEAST COR., SE 1/4
SEC. 32-T89N-R37W
(FOUND IODT ALUM.
DISK 3" DEEP)

POINT OF BEGINNING
NORTHEAST COR., FRACT'L NE 1/4
SEC. 2-T88N-R38W
(FOUND 1/2" REBAR 12" DEEP
0.13' NORTH OF
CORRECTION LINE)

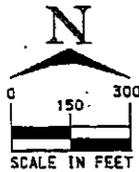


PART OF THE
NE 1/4 FRACT'L NE 1/4
SEC. 2-T88N-R38W
(1.04 ACRE EX/ROW)

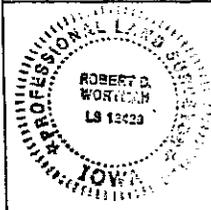
SOUTHEAST COR., FRACT'L NE 1/4
SEC. 2-T88N-R38W
(FOUND 3/4" PIPE W/IODT
ALUM. DISK 6" DEEP)

Direction	Distance
POINT OF BEGINNING	
A-B N88°37'12"W	1094.98'
B-C N88°37'15"W	237.84'
C-D S01°33'37"W	35.84'
D-E S88°37'13"E	1332.83'
E-A N01°32'26"E	33.83'
F-E N01°32'26"E	3383.35'

PTW	Station	Offset
A	M.L. Sta 12356+52.58	© 146.12' RT
B	M.L. Sta 12345+87.60	© 146.13' RT
C	M.L. Sta 12343+19.76	© 146.13' RT
D	M.L. Sta 12343+19.65	© 179.97' RT
E	M.L. Sta 12356+52.48	© 179.96' RT



DATE DRAWN WRS 09/23/2015



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

Robert D. Wortman 10-19-2015
Robert D. Wortman License No. 12429 Date
My license renewal date is December 31, 2015.
Pages or sheets covered by this seal: THIS SHEET ONLY

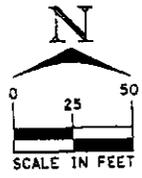
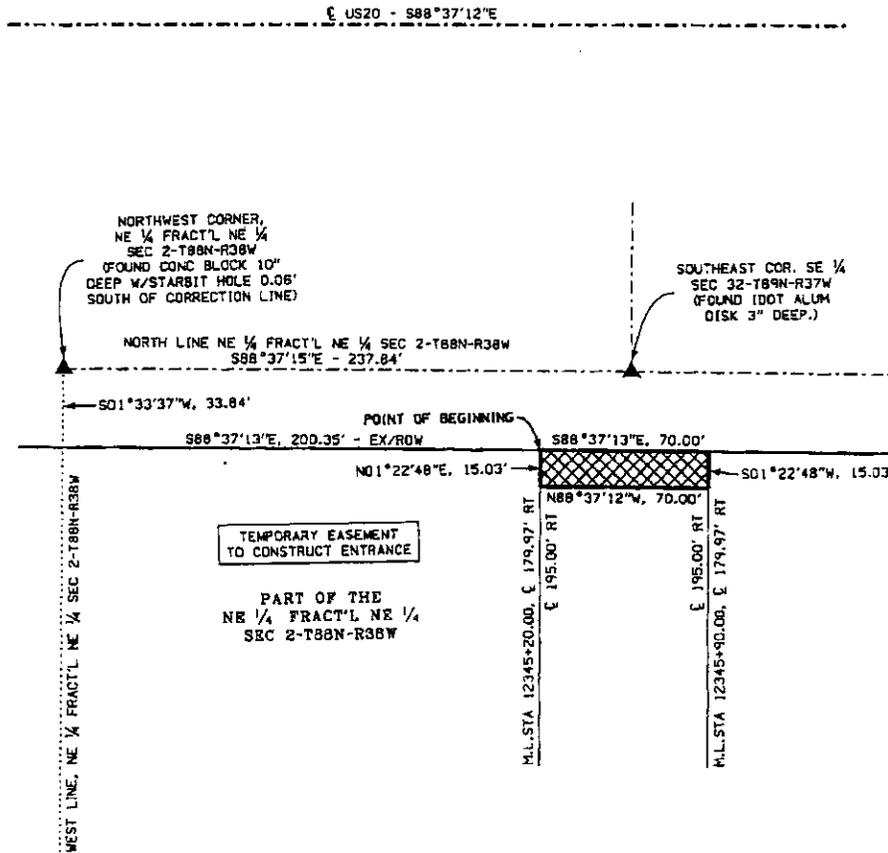


IOWA DEPARTMENT OF TRANSPORTATION
GRAPHIC EXHIBIT "B"



COUNTY _____ SAC _____ STATE CONTROL NO. _____
PROJECT NO. NHSN-020-2(113)-2R-01 PARCEL NO. 333
SECTION 2 TOWNSHIP 88 NORTH RANGE 38 WEST
ROW - FEE _____ EASE _____ QUIT CLAIM _____

* TEMPORARY EASEMENT TO CONSTRUCT AN ENTRANCE.
ACQUIRED FROM: CAROL SWANSON-POSTON, ALSO KNOWN AS CAROL SWANSON, ET AL



DATE DRAWN ALR 05/02/2016

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

In the Matter of the Condemnation of Certain
Rights in Land by the Iowa Department of
Transportation for the Improvement of
Primary Road No. Highway U.S. 20
Northwest of the City of Early
located in Sac County, Iowa

Project No. NHSN-020-2(113)--2R-81

Group "B", Parcels 327 and 333

STATE OF IOWA)
) ss.
COUNTY OF Sac)

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

I further state that personal service cannot be made to the following out of state parties:

Carol Swanson-Poston, also known as Carol Swanson, 226 Jackson Street, Berea, KY 40403
Paul Poston, Jr., 226 Jackson Street, Berea, KY 40403

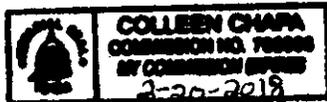
I further state the Notice will be published on June 14, June 21, and June 28, 2016; in The Sac Sun newspaper, in accordance with the Rules of Civil Procedure 60.1 and 62.

Therefore, a copy of each Notice (for parcels 327 and 333) in this matter was mailed to the above condemnees at the place set opposite its name.

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

Katie A. Johnson
Katie A. Johnson
Condemnation Unit Coordinator

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



Colleen Chapa
Colleen Chapa
Notary Public in and for the State of Iowa

RETURN OF SERVICE

In the Iowa District Court For SAC

Case Name: IN THE MATTER OF CONDEMNATION

vs

DALE SWANSON TRUST

Case No.: NHSN-020-2(113)--2R-81, Group "B", Parcel Nos. 327 & 333

Date Received: 6/7/2016
Sheriff's File No.: 16001716

STATE OF IOWA STORY COUNTY } SS.

I hereby certify that the described NOTICE, APPLICATION, COMMISSIONER LIST was served to DALE SWANSON TRUST NO. 1, C/O DALE SWANSON, TRUSTEE.

Type of service: PERSONAL by delivering a copy to: DALE SWANSON TRUST NO. 1, C/O DALE SWANSON, TRUSTEE

Address of service: 19509 630TH AVENUE NEVADA, IA 50201

Date and time of service: 6/8/2016 11:00 AM

Attempts:

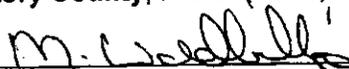
Date: 06/14/2016 Time:12:03

Comments:

FEES:

Paul H. Fitzgerald, Sheriff

Story County, P O Box 265, Nevada, Iowa 50201

by 
MICHAEL WALDBILLIG Deputy/Server

Fees charged to: IOWA DEPARTMENT OF TRANSPORTATION

RETURN OF SERVICE

In the Iowa District Court For SAC

Case Name: IN THE MATTER OF CONDEMNATION

vs

DALE SWANSON TRUST

Date Received: 6/7/2016

Case No.: NHSN-020-2(113)--2R-81, Group "B", Parcel Nos. 327

Sheriff's File No.: 16001716

STATE OF IOWA STORY COUNTY } SS.

I hereby certify that the described NOTICE, APPLICATION, COMMISSIONER LIST was served to ANDREW SWANSON.

Type of service: PERSONAL by delivering a copy to: ANDREW SWANSON

Address of service: 64905 190TH St NEVADA, IA 50201

Date and time of service: 6/9/2016 10:10 AM

Attempts:

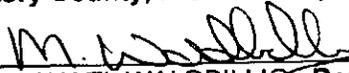
Date: 06/14/2016 Time:12:03

Comments:

FEES:

Paul H. Fitzgerald, Sheriff

Story County, P O Box 265, Nevada, Iowa 50201

by 
MICHAEL WALDBILLIG Deputy/Server

Fees charged to: IOWA DEPARTMENT OF TRANSPORTATION

RETURN OF SERVICE

In the Iowa District Court For SAC

Case Name: IN THE MATTER OF CONDEMNATION

vs

DALE SWANSON TRUST

Case No.: NHSN-020-2(113)--2R-81, Group "B", Parcel Nos. 333

Date Received: 6/7/2016

Sheriff's File No.: 16001716

STATE OF IOWA STORY COUNTY } SS.

I hereby certify that the described NOTICE, APPLICATION, COMMISSIONER LIST was served to MIRASOL SWANSON.

Type of service: PERSONAL by delivering a copy to: MIRASOL SWANSON

Address of service: 25307 BRYON CIRCLE NEVADA, IA 50201

Date and time of service: 6/14/2016 8:15 PM

Attempts:

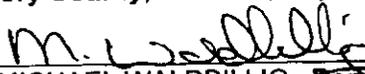
Date: 06/14/2016 Time:12:03

Comments:

FEES:

Paul H. Fitzgerald, Sheriff

Story County, P O Box 265, Nevada, Iowa 50201

by 
MICHAEL WALDBILLIG Deputy/Server

Fees charged to: IOWA DEPARTMENT OF TRANSPORTATION

RETURN OF SERVICE

In the Iowa District Court For SAC

Case Name: IN THE MATTER OF CONDEMNATION

vs

DALE SWANSON TRUST

Case No.: NHSN-020-2(113)--2R-81, Group "B", Parcel Nos. 327 & 333

Date Received: 6/7/2016
Sheriff's File No.: 16001716

STATE OF IOWA STORY COUNTY } SS.

I hereby certify that the described NOTICE, APPLICATION, COMMISSIONER LIST was served to RICHARD SWANSON.

Type of service: PERSONAL by delivering a copy to: RICHARD SWANSON

Address of service: 64905 190TH STREET NEVADA, IA 50201

Date and time of service: 6/14/2016 12:03 PM

Attempts:
THREE

Comments:

FEES:

MILEAGE FEE (\$48.60)
SERVICE FEE (\$180.00)

Paul H. Fitzgerald, Sheriff

Story County, P O Box 265, Nevada, Iowa 50201

Paid By Iowa Department of
Atty Pitt Transp.
(State of Iowa)

by Bret Johnson
BRET JOHNSON Deputy/Server

JUL 13 2016

Paul H. Fitzgerald, Sheriff
of Story County, Iowa

Fees charged to: IOWA DEPARTMENT OF TRANSPORTATION

RETURN OF SERVICE

In the Iowa District Court For SAC

Case Name: IN THE MATTER OF CONDEMNATION

vs

DALE SWANSON TRUST

Case No.: NHSN-020-2(113)--2R-81, Group "B", Parcel Nos. 327 & 333

Date Received: 6/7/2016

Sheriff's File No.: 16001716

STATE OF IOWA STORY COUNTY } SS.

I hereby certify that the described NOTICE, APPLICATION, COMMISSIONER LIST was served to DALE SWANSON.

Type of service: PERSONAL by delivering a copy to: DALE SWANSON

Address of service: 19509 630TH Ave NEVADA, IA 50201

Date and time of service: 6/8/2016 11:00 AM

Attempts:

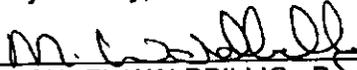
Date: 06/14/2016 Time: 12:03

Comments:

FEES:

Paul H. Fitzgerald, Sheriff

Story County, P O Box 265, Nevada, Iowa 50201

by 
MICHAEL WALDBILLIG Deputy/Server

Fees charged to: IOWA DEPARTMENT OF TRANSPORTATION

RETURN OF SERVICE

In the Iowa District Court For SAC County

Case Name: IN THE MATTER OF CONDEMNATION

vs

DALE SWANSON TRUST

Date Received: 6/7/2016

Case No.: NHSN-020-2(113)--2R-81, Group "B", Parcel Nos. 327 & 333

Sheriff's File No.: 16001716

STATE OF IOWA STORY COUNTY } SS.

I hereby certify that the described NOTICE, APPLICATION, COMMISSIONER LIST was served to LUZVIMINDA SWANSON .

Type of service: SUBSTITUTE by delivering a copy to: **DALE SWANSON** a person at least 18 years of age described as HUSBAND and pursuant to Iowa Rules of Civil Procedure.

Address of service: 19509 630TH Ave NEVADA, IA 50201

Date and time of service: 6/8/2016 11:00 AM

Attempts:

Date: 06/14/2016 Time:12:03

Comments:

FEES:

Paul H. Fitzgerald, Sheriff

Story County, P O Box 265, Nevada, Iowa 50201

by 

MICHAEL WALDBILLIG Deputy/Server

Fees charged to: IOWA DEPARTMENT OF TRANSPORTATION

DOT

PARCEL 327

PROOF OF PUBLICATION

The Sac Sun

Sac City, Iowa 6-28, 2016

STATE OF IOWA
Sac County, ss.

I, Dale Wegner, publisher of the Sac Sun, a weekly newspaper published at Sac City, Iowa, being duly sworn on oath say that the notice hereto attached was published in said newspaper for 3 consecutive week(s), the last publication being

6-28-16

Signed: Dale P Wegner

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

6-28, 2016

Publication

Fee: \$ 322.99

PARCEL 327

Public Notice

Public Notice
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. 20 Northwest of the City of Early located in Sac County, Iowa Project No. NNSH-020-2(113)-2R-81 Group "B"

TO:
Dale Swanson Trust No. 1, c/o Dale Swanson, Trustee, 19509 630th Avenue, Nevada, IA 50201

Dale Swanson, 19509 630th Avenue, Nevada, IA 50201

Luzvaminida Swanson, also known as Luzvaminida Swanson, 19509 630th Avenue, Nevada, IA 50201

Richard Swanson, 63735 180th Street, Nevada, IA 50201

Andrew Swanson, 64905 190th Street, Nevada, IA 50201

Mirasol Swanson, 64905 190th Street, Nevada, IA 50201

Carol Swanson-Poston, also known as Carol Swanson, 226 Jackson Street, Berea, KY 40403

Paul Poston, Jr., 226 Jackson Street, Berea, KY 40403

Sac County, Iowa, c/o County Auditor, 100 NW State Street, Sac City, IA 50583

and to all other persons, companies or corporations having any interest in or owning any of the following described real estate: Part of the Northwest ¼ of the Fractional Northeast ¼ and part of the Northeast ¼ of the Fractional Northeast ¼, all in Section 3, Township 88 North, Range 38 West of the Fifth Principal Meridian, Sac County, Iowa.

You, and each of you, are hereby notified that the State of Iowa and Sac County, Iowa, desire 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" 1 of 2 and 2 of 2 and Graphic Exhibit "B" and to the Application filed with the Chief Judge of the Judicial District containing Sac County, Iowa, and in the Office of the Sheriff of Sac County, Iowa, to which you are referred:

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

A parcel of land located in part of the Northwest ¼ of the Fractional Northeast ¼ and in part of the Northeast ¼ of the Fractional Northeast ¼ of Section 3, Township 88 North, Range 38 West of the Fifth Principal Meridian, Sac County, Iowa, as shown on the Acquisition Plat Exhibit "A" 1 of 2 and by reference made a part hereof.

Said parcel is described as follows:

Beginning at the Northeast Corner of the Fractional Northeast ¼ of said Section 3; thence North 88°33'43" West, 1060.08 feet to the Southeast Corner of the Southeast ¼ of Section 31, Township 89 North, Range 37 West of the Fifth Principal Meridian; thence North 88°33'43" West, 1567.88 feet to the Northwest Corner of the Fractional Northeast ¼ of said

Section 3; thence South 01°37'27" West, 25.00 feet along the West line of said Fractional Northeast ¼ to a point on the existing South right of way line of Primary Road U.S. 20; thence along said existing South right of way line for the next 2 courses, South 88°31'11" East, 1567.96 feet; thence South 88°33'43" East, 486.15 feet; thence South 82°39'53" East, 145.78 feet; thence South 87°51'15" East, 428.83 feet to the East line of said Fractional Northeast ¼; thence North 01°37'10" East, 45.27 feet to the Point of Beginning, containing 1.71 acre, inclusive of 1.56 acre of existing highway right of way easement.

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

All rights of direct access between Primary Road No. U.S. 20 and condemnees' remaining property abutting thereon in the NW ¼ of the Fractional NE ¼ and in the NE ¼ of the Fractional NE ¼, all in Section 3, Township 88 North, Range 38 West of the Fifth Principal Meridian, Sac County, Iowa, from Sta. 12276+96± (Property Line) to Sta. 12303+24± (Property Line), on the south side, reserving to the condemnees the right of access at Sta. 12292+68 on the south side of Primary Road No. U.S. 20.

and,
All rights of direct access between local road Fox Avenue/Co. Rd. M43 and condemnees' remaining property abutting thereon in the NE ¼ of the Fractional NE ¼, of Section 3, Township 88 North, Range 38 West of the Fifth Principal Meridian, Sac County, Iowa, from Sta. 6306+29 to Sta. 6306+92± (Property Line), on the west side.

The easement for highway purposes sought to be appropriated, for the use and benefit of Sac County, Iowa, is in land described as follows:

A parcel of land located in a part of the Northeast ¼ of the Fractional Northeast ¼ of Section 3, Township 88 North, Range 38 West of the Fifth Principal Meridian, Sac County, Iowa, as shown on the Acquisition Plat Exhibit "A" 2 of 2 and by reference made a part hereof.

Said parcel is described as follows:
Commencing at the Northeast Corner of the Fractional Northeast ¼ of said Section 3; thence South 01°37'10" West, 45.27 feet along the East line of said Fractional Northeast ¼; thence North 87°51'15" West, 83.71 feet to a point on the existing West right of way line of Fox Avenue/Co. Rd. M43 and the Point of Beginning; thence continuing North 87°51'15" West, 30.03 feet; thence South 04°51'48" East, 350.29 feet; thence South 16°21'03" East, 94.60 feet to a point on the existing West right of way line of Fox Avenue/Co. Rd. M43; thence continuing along said West right of way line for the following 2 courses, North 01°37'10" East, 399.61 feet; thence Northwest a distance of 54.78 feet along the arc of a non-tangential curve, having a radius of 125.00 feet, concave Southwest and having a chord bearing, North 43°47'43" West, 54.34 feet to the Point of Beginning, containing 0.41 acre.

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

Any and all improvements, including fences or agricultural crops, if any, located wholly within the land sought in fee simple title and by easement for highway purposes, are condemned in their entirety.

The State of Iowa shall have a right of temporary easement in the NE ¼ of the Fractional NE ¼ of Section 3, Township 88 North, Range 38 West of the Fifth Principal Meridian, Sac County, Iowa, for the specific purpose of constructing an entrance, in land described as follows and as shown on Graphic Exhibit "B" and by reference made a part hereof:

Commencing at the Northeast Corner of the Fractional Northeast ¼ of said Section 3; thence South 01°37'10" West, 25.00 feet along the East line of said Fractional Northeast ¼ to a point on the existing South right of way line of Primary Road U.S. 20; thence North 88°33'43" West, 1018.85 feet, along said existing South right of way line to the Point of Beginning; thence continuing North 88°33'43" West, 41.15 feet, along said existing South right of way line; thence North 88°31'11" West, 33.85 feet, along said existing South right of way line; thence South 01°28'40" West, 44.54 feet; thence South 88°31'20" East, 75.00 feet; thence North 01°28'40" East, 44.57 feet to the Point of Beginning.

The State of Iowa will construct an entrance at Sta. 12292+68 on the south side of Primary Road No. U.S. 20. The existing entrance at Sta. 12303+00 on the south side of Primary Road No. U.S. 20 will be closed and the entrance eliminated.

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 condemnees, and the State of Iowa shall have a right of temporary easement as necessary over condemnees' remaining property for the specific purpose of effecting such relocation, replacement or restoration.

The area sought to be appropriated by temporary easement, for the specific purpose of constructing an entrance and for relocating, replacing, or restoring tile, if any, is reserved to the condemnees until the actual date said area is required for construction of this highway improvement. Also, said temporary easement right shall terminate immediately upon completion of the operations for which said right is sought and in no event later than the completion of this highway improvement.

Condemner hereby gives notice of condemnees' 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 68.52.

That such condemnation is sought for the improvement and/or maintenance of roads and streets in the State of Iowa in the matter prescribed in Chapters 28E, 306, 306A, 306B, 308C, 313, 6A, and 6B of the Code of Iowa and all amendments thereto.

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

You are further notified that the Commissioners will report to the Sheriff's Office in Sac City, Iowa, at 9:30 a.m. on the 24th day of August 2016, and will view your property at approximately 10:00 a.m. on the same day. They will then return to the Sheriff's Office and proceed to appraise said damages. You may participate in these proceedings if you care to do so.

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

You are further notified that the Commissioners will report to the Sheriff's Office in Sac City, Iowa, at 9:30 a.m. on the 24th day of August 2016, and will view your property at approximately 10:00 a.m. on the same day. They will then return to the Sheriff's Office and proceed to appraise said damages. You may participate in these proceedings if you care to do so.

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

You are further notified that the Commissioners will report to the Sheriff's Office in Sac City, Iowa, at 9:30 a.m. on the 24th day of August 2016, and will view your property at approximately 10:00 a.m. on the same day. They will then return to the Sheriff's Office and proceed to appraise said damages. You may participate in these proceedings if you care to do so.

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You are further notified that the Commissioners will report to the Sheriff's Office in Sac City, Iowa, at 9:30 a.m. on the 24th day of August 2016, and will view your property at approximately 10:00 a.m. on the same day. They will then return to the Sheriff's Office and proceed to appraise said damages. You may participate in these proceedings if you care to do so.

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You are further notified that the Commissioners will report to the Sheriff's Office in Sac City, Iowa, at 9:30 a.m. on the 24th day of August 2016, and will view your property at approximately 10:00 a.m. on the same day. They will then return to the Sheriff's Office and proceed to appraise said damages. You may participate in these proceedings if you care to do so.

PARCEL 333
PROOF OF PUBLICATION

The Sac Sun

Sac City, Iowa 6-28, 2016

STATE OF IOWA
Sac County, ss.

I, Dale Wegner, publisher of the Sac Sun, a weekly newspaper published at Sac City, Iowa, being duly sworn on oath say that the notice hereto attached was published in said newspaper for 3 consecutive week(s), the last publication being

6-28-16

Signed: Dale P Wegner

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

6-28, 2016

Publication

Fee:

\$ 244.43

Public Notice

Public Notice

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. 20 Northwest of the City of Early located in Sac County, Iowa Project No. NHSN-020-2(113)--2R-81 Group "B"

TO:

Carol Swanson-Poston, also known as Carol Swanson, 226 Jackson Street, Berea, KY 40403

Paul Poston, Jr., 226 Jackson Street, Berea, KY 40403

Andrew Swanson, 64905 190th Street, Nevada, IA 50201

Mirasol Swanson, 64905 190th Street, Nevada, IA 50201

Richard Swanson, 63736 190th Street, Nevada, IA 50201

Sac County, Iowa, c/o County Auditor, 100 NW State Street, Sac City, IA 50583

and to all other persons, companies or corporations having any interest in or owning any of the following described real estate: Part of the Northeast $\frac{1}{4}$ of the Fractional Northeast $\frac{1}{4}$ of Section 2, Township 88 North, Range 38 West of the Fifth Principal Meridian, Sac County, Iowa.

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

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

A parcel of land located in part of the Northeast $\frac{1}{4}$ of the Fractional Northeast $\frac{1}{4}$ of Section 2, Township 88 North, Range 38 West of the Fifth Principal Meridian, Sac County, Iowa, as shown on the Acquisition Plat Exhibit "A" and by reference made a part hereof.

Said parcel is described as follows:

Beginning at the Northeast Corner of the Fractional Northeast $\frac{1}{4}$ of said Section 2; thence North $88^{\circ}37'12''$ West, 1094.98 feet to the Southeast Corner of the Southeast $\frac{1}{4}$ of Section 32, Township 89 North, Range 37 West of the Fifth Principal Meridian; thence North $88^{\circ}37'15''$ West, 237.84 feet to the Northwest Corner of the Northeast $\frac{1}{4}$ of the Fractional Northeast $\frac{1}{4}$ of said Section 2; thence South $01^{\circ}33'37''$ West, 33.84 feet along the West line of said Northeast $\frac{1}{4}$ of the Fractional Northeast $\frac{1}{4}$ to a point on the existing South right of way line of Primary Road U.S. 20; thence South $88^{\circ}37'13''$ East, 1332.83 feet along said existing South right of way line to the East line of said Fractional Northeast $\frac{1}{4}$; thence North $01^{\circ}32'28''$ East, 33.83 feet to the Point of Beginning, containing 1.04 acre existing highway right of way easement.

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. 20 and condemnees' remaining property abutting thereon in the NE $\frac{1}{4}$ of the Fractional NE $\frac{1}{4}$ of Section 2, Township 88 North, Range 38 West of the Fifth Principal Meridian, Sac County, Iowa, from Sta. 12343+20± (Property Line) to Sta. 12356+52± (Property Line), on the south side, reserving to the condemnees the right of access at Sta. 12345+57 on the south side of Primary Road No. U.S. 20, and,

All rights of direct access between local road Gard Avenue and condemnees' remaining property abutting thereon in the NE $\frac{1}{4}$ of the Fractional NE $\frac{1}{4}$ of Section 2, Township 88

North, Range 38 West of the Fifth Principal Meridian, Sac County, Iowa, from Sta. 6504+23 to Sta. 6504+51± (Property Line), on the west side.

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

Any and all improvements, including fences or agricultural crops, if any, located wholly within the land sought by fee simple title, are condemned in their entirety.

The State of Iowa shall have a right of temporary easement in the Northeast $\frac{1}{4}$ of the Fractional Northeast $\frac{1}{4}$ of Section 2, Township 88 North, Range 38 West of the Fifth Principal Meridian, Sac County, Iowa, for the specific purpose of constructing an entrance, in land described as follows and as shown on Graphic Exhibit "B" and by reference made a part hereof:

Commencing at the Northwest Corner of the Northeast $\frac{1}{4}$ of the Fractional Northeast $\frac{1}{4}$ of said Section 2; thence South $01^{\circ}33'37''$ West, 33.84 feet along the West line of said Northeast $\frac{1}{4}$ of the Fractional Northeast $\frac{1}{4}$ to a point on the existing South right of way line of Primary Road U.S. 20; thence South $88^{\circ}37'13''$ East, 200.35 feet, along said existing South right of way line to the Point of Beginning; thence South $88^{\circ}37'13''$ East, 70.00 feet, along said existing South right of way line; thence South $01^{\circ}22'48''$ West, 15.03 feet; thence North $88^{\circ}37'12''$ West, 70.00 feet; thence North $01^{\circ}22'48''$ East, 15.03 feet to the Point of Beginning.

The State of Iowa will construct an entrance at Sta. 12345+57 on the south side of Primary Road No. U.S. 20.

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 condemnees, and the State of Iowa shall have a right of temporary easement as necessary over condemnees' remaining property for the specific purpose of effecting such relocation, replacement or restoration.

The area sought to be appropriated by temporary easement, for the specific purpose of constructing an entrance and for relocating, replacing, or restoring tile, if any, is reserved to the condemnees until the actual date said area is required for construction of this highway improvement. Also, said temporary easement right shall terminate immediately upon completion of the operations for which said right is sought and in no event later than the completion of this highway improvement.

Condemner hereby gives notice of condemnees' 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.

That such condemnation is sought for the improvement and/or maintenance of roads and streets in the State of Iowa in the matter prescribed in Chapters 28E, 30B, 306A, 306B, 306C, 313, 6A, and 6B of the Code of Iowa and all amendments thereto.

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

You are further notified that the Commissioners will report to the Sheriff's Office in Sac City, Iowa, at 9:30 a.m. on the 24th day of August 2016, and will view your property at approximately 10:10 a.m. on the same day. They will then return to the Sheriff's Office and proceed to appraise said damages. You may participate in these proceedings if you care to do so.

PARCEL 333

Sheriff's Notice

Notice of Appraisal Hearing and Public Meeting of Compensation Com- mission to Assess Damages

In the Matter of the Condemnation of cer-
tain rights in land by the Iowa Department of
Transportation for the Improvement of
Primary Road No. U.S. 20 Northwest of
the City of Early located in Sac County, Iowa
Project No. NHSN-020-2 (113)-2R-81
Group "B"

To: Kevin Sporrer, Jade Godbersen-
Carstensen, Chris Grote, Tom Lange, Derek
Rohde, Dennis Schmitt

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

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

NOW THEREFORE, you are commanded
to be and appear before the undersigned at
the Office of the Sheriff of Sac County, Iowa
at 100 N.W. State St. Sac City, Iowa on the
24th day of August 2016, at the hour of 8:30
AM for the purpose of qualifying as such
commissioner, and proceed to view said
premises and make an award of damages as
provided by law. Prior to the meeting of com-
mission, the commission or a commissioner
shall not communicate with the applicant,
property owner, or tenant, or their agents,
regarding the condemnation proceedings.

FAIL NOT TO MAKE YOUR APPEAR-
ANCE UNDER PENALTY OF THE LAW.

This notice published pursuant to Section
68.11, Code of Iowa.

Kenneth W. McClure, Sheriff
Sac County, Iowa

PROOF OF PUBLICATION

The Sac Sun

Sac City, Iowa 8-9, 2016

STATE OF IOWA
Sac County, ss.

I, Dale Wegner, publisher of the Sac Sun, a weekly news-
paper published at Sac City, Iowa, being duly sworn on oath say
that the notice hereto attached was published in said newspaper
for 1 consecutive week(s), the last publication being

8-9-16

Signed: Dale P Wegner

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

8-9, 2016

Publication

Fee:

\$ 23.58

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. 20
Northwest of the City of Early**
located in Sac County, Iowa

Project No. NHSN-020-2(113)-2R-81 Group "B"

Parcel No. 327

On this the 24th day of August, 2016, 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
Dale Swanson Trust No. 1
Dale Swanson
Luzvaminda Swanson, also known as
Luzviminda Swanson
Richard Swanson
Andrew Swanson
Mirasol Swanson
Carol Swanson-Poston, also known as
Carol Swanson
Paul Poston
Sac County Treasurer

Tenant(s) None

\$ 6,562.⁰⁰

\$ N/A

IOWA DEPARTMENT OF TRANSPORTATION

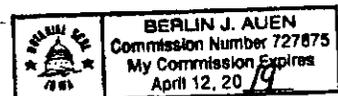
By [Signature]
Condemnation Hearing Compliance Officer
Office of Right of Way

Acknowledged, subscribed and sworn to before me this 24th day of August, 2016.

Berlin J. Auen
(Notary Public / Clerk of Court) in and for said County and State

Filed in my office at Sac City, Iowa, this 24 day of Aug, 2016.

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



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

AFFIDAVIT OF FINAL OFFER

**Primary Road No. U.S. 20
Northwest of the City of Early
located in Sac County, Iowa**

Project No. NHSN-020-2(113)-2R-81 Group "B"

Parcel No. 333

On this the 24th day of August, 2016, 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
Carol Swanson-Poston, also known as
Carol Swanson
Paul Poston
Andrew Poston
Mirasol Swanson
Richard Swanson
Sac County Auditor

\$ 300.00

Tenant(s) None

\$ N/A

IOWA DEPARTMENT OF TRANSPORTATION

By [Signature]

Condemnation Hearing Compliance Officer
Office of Right of Way

Acknowledged, subscribed and sworn to before me this 24th day of August, 2016.

Berlin J. Auen
(Notary Public / Clerk of Court) in and for said County and State

Filed in my office at Sac City, Iowa, this 24 day of Aug, 2016.

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



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

Primary Road No. U.S. 20
Northwest of the City of Early
located in Sac County, Iowa

**REPORT OF
COMPENSATION
COMMISSION**

Project No. NHSN-020-2(113)--2R-81 Group "B"

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

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

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

	Land and Improvements	Consequential Damages	Condemnee's Total Award	Condemnee's Attorney Fees and Costs
PARCEL 327:				
Dale Swanson Trust No. 1	\$ _____	\$ _____	\$ _____	\$ _____
Dale Swanson	\$ _____	\$ _____	\$ _____	\$ _____
Luzvaminda Swanson, also known as Luzviminda Swanson	\$ _____	\$ _____	\$ _____	\$ _____
Richard Swanson	\$ _____	\$ _____	\$ 6,562	\$ _____
Andrew Swanson	\$ _____	\$ _____	\$ _____	\$ _____
Mirasol Swanson	\$ _____	\$ _____	\$ _____	\$ _____
Carol Swanson-Poston, also known as Carol Swanson	\$ _____	\$ _____	\$ _____	\$ _____
Paul Poston	\$ _____	\$ _____	\$ _____	\$ _____
Sac County Treasurer	\$ _____	\$ _____	\$ _____	\$ _____

Value of Condemnee's dwelling: \$ _____

Respectfully reported at Sac City, Iowa, this 24 day of Aug, 2016.
[Signatures]

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

Filed in my office at Sac City, Iowa, this 24 day of Aug, 2016.

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

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

Primary Road No. U.S. 20
Northwest of the City of Early
located in Sac County, Iowa

Project No. NHSN-020-2(113)-2R-81 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 Appraisal of Damages and Time for Appeal* was served upon each of the parties of this proceeding, as listed herein, by enclosing said *Notice* in an envelope addressed to each such party at their respective last-known mailing address as disclosed by the record in the *Application to the Chief Judge* (excepting those parties, if any, listed below), with postage prepaid, and by depositing said envelope in a United States Post Office depository in Sac City, Iowa, on the 21 day of Aug, 2016.



Kenneth W. McClure
Sheriff of Sac County, Iowa

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

Primary Road No. U.S. 20
Northwest of the City of Early
located in Sac County, Iowa

Project No. NHSN-020-2(113)--2R-81 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 Appraisement of Damages and Time for Appeal* was served upon each of the parties of this proceeding, as listed herein, by enclosing said *Notice* in an envelope addressed to each such party at their respective last-known mailing address as disclosed by the record in the *Application to the Chief Judge* (excepting those parties, if any, listed below), with postage prepaid, and by depositing said envelope in a United States Post Office depository in Sac City, Iowa, on the 24 day of Aug, 2014.



Kenneth W. McClure
Sheriff of Sac County, Iowa

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

Primary Road No. U.S. 20
Northwest of the City of Early
located in Sac County, Iowa

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

Project No. NHSN-020-2(113)-2R-81 Group "B"

Parcel No. 327

	Land and Improvements	Consequential Damages	Condemnee's Total Award	Condemnee's Attorney Fees and Costs
Dale Swanson Trust No. 1	\$ _____	\$ _____	\$ _____	\$ _____
Dale Swanson	\$ _____	\$ _____	\$ _____	\$ _____
Luzvaminda Swanson, also known as Luzviminda Swanson	\$ _____	\$ _____	\$ _____	\$ _____
Richard Swanson	\$ _____	\$ _____	\$ <u>6,562.00</u>	\$ _____
Andrew Swanson	\$ _____	\$ _____	\$ _____	\$ _____
Mirasol Swanson	\$ _____	\$ _____	\$ _____	\$ _____
Carol Swanson-Poston, also known as Carol Swanson	\$ _____	\$ _____	\$ _____	\$ _____
Paul Poston	\$ _____	\$ _____	\$ _____	\$ _____
Sac County Treasurer	\$ _____	\$ _____	\$ _____	\$ _____

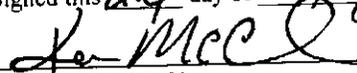
NOTE: If Owner-Occupied Dwelling is acquired:

Value of Condemnees' Dwelling: \$ _____

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

You and each of you are hereby notified that on the 24 day of Aug, 2014, the duly-appointed and qualified commissioners assessed and appraised the damages sustained by reason of the condemnation as set out above, and that pursuant to the Code of Iowa, you may, within (30) days from the date of mailing this Notice, appeal to the District Court as by law provided. If no appeal is filed, you may pick up the award warrant on deposit with the Sheriff. In the event an appeal is filed, it will be necessary for the court to order any disbursement of funds.

Signed this 24th day of Aug, 2014.



Kenneth W. McClure
Sheriff of Sac County, Iowa

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

**Primary Road No. U.S. 20
Northwest of the City of Early**
located in Sac County, Iowa

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

Project No. NHSN-020-2(113)-2R-81 Group "B"

Parcel No. 333

	Land and Improvements	Consequential Damages	Condemnee's Total Award	Condemnee's Attorney Fees and Costs
Carol Swanson-Poston, also known as	\$ _____	\$ _____	\$ _____	\$ _____
Carol Swanson	\$ _____	\$ _____	\$ _____	\$ _____
Paul Poston	\$ _____	\$ _____	\$ 300.00	\$ _____
Andrew Poston	\$ _____	\$ _____	\$ _____	\$ _____
Mirasol Swanson	\$ _____	\$ _____	\$ _____	\$ _____
Richard Swanson	\$ _____	\$ _____	\$ _____	\$ _____
Sac County Auditor	\$ _____	\$ _____	\$ _____	\$ _____
_____	\$ _____	\$ _____	\$ _____	\$ _____
_____	\$ _____	\$ _____	\$ _____	\$ _____

NOTE: If Owner-Occupied Dwelling is acquired:

Value of Condemnees' Dwelling: \$ _____

Value of Land and Improvements
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Signed this 24 day of Aug, 2016.

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