

7278



MATT SCHULTZ  
Secretary of State  
State of Iowa

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



Box 1

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



Box 2

### Part I: CONDEMNATION APPLICATION

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

1. The name of the acquiring agency is City of Dubuque
2. The real property subject to the Application is located in Dubuque County.
3. The date the condemnation application was filed by the undersigned County Recorder is June month, 21 day, 2016 year.
4. The attached Condemnation Application is filed of record at Document # 2016-7707  
Book \_\_\_\_\_, Page \_\_\_\_\_.

John L. Murphy  
County Recorder for

Dubuque County

### Part II: SHERIFF'S STATEMENT

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

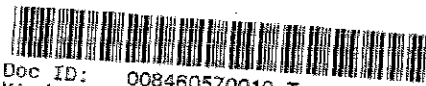
1. The name of the acquiring agency is \_\_\_\_\_
2. The corresponding Condemnation Application to this Sheriff's Statement was filed of record at Document # \_\_\_\_\_, Book \_\_\_\_\_, Page \_\_\_\_\_ and a copy was sent to the Secretary of State.
3. The attached Sheriff's Statement was filed of record at Document # \_\_\_\_\_  
Book \_\_\_\_\_, Page \_\_\_\_\_; on \_\_\_\_\_ month, \_\_\_\_\_ day, \_\_\_\_\_ year.

\_\_\_\_\_  
County Recorder for

\_\_\_\_\_ County

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

SEE INSTRUCTIONS ON BACK



Doc ID: 008460570019 Type: GEN  
 Kind: CONDEMNATION  
 Recorded: 06/21/2016 at 03:14:37 PM  
 Fee Amt: \$97.00 Page 1 of 19  
 Revenue Tax: \$0.00  
 Dubuque County Iowa  
 John Murphy Recorder

File 2016-00007707

**RECORDER'S COVER SHEET**  
**APPLICATION FOR CONDEMNATION**

**Preparer Information:**

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

**Taxpayer Information:**

City of Dubuque, Iowa, 50 West 13<sup>th</sup> Street, Dubuque, IA 52001

**Return Document To:**

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

**Legal Description:**

See pages 1 – 7 on attached Application for Condemnation No. 226

**Grantors:**

Elizabeth Reuter

**Grantees:**

The City of Dubuque, Iowa

Dubuque Southwest Arterial Project No. HDP - 2100 (679)--71-31  
 Parcel 161 Elizabeth Reuter

*(R) \$97.00*  
*John Murphy*

IN THE SHERIFF'S OFFICE IN DUBUQUE COUNTY, IOWA

IN THE MATTER OF THE CONDEMNATION

OF

CERTAIN RIGHTS IN LAND  
BY THE CITY OF DUBUQUE, IOWA  
FOR THE  
SOUTHWEST ARTERIAL PROJECT

No. 226

by

THE CITY OF DUBUQUE, IOWA,  
Applicant

**APPLICATION FOR CONDEMNATION**

TO: The Chief Judge of the First Judicial District

YOU ARE HEREBY NOTIFIED that the Applicant, City of Dubuque, Iowa, desires to take, acquire and condemn fee title and permanent and temporary easements to the property hereafter described. The Applicant desires to acquire the property sought to be condemned for the Southwest Arterial Project.

**1. PROPERTY TO BE ACQUIRED; PUBLIC USE OR PURPOSE FOR THE TAKING.**

The property sought to be acquired is for fee title and permanent and temporary easements for public improvements for the construction of the Southwest Arterial, a four-lane divided freeway between Highway 61/151 and Highway 20.

**LEGAL DESCRIPTION**

**1. Fee Simple Acquisition**

DESCRIPTION: FEE SIMPLE ACQUISITION  
PROJECT PARCEL NO. 161  
COUNTY PARCEL NOS. 1511100002, 1511100004, 1511200003 AND  
1511401001

A PARCEL OF LAND SITUATED IN PART OF LOT 1 OF THE EAST 39 ACRES OF THE NORTHEAST 1/4 OF THE NORTHWEST 1/4, PART OF LOT 1 OF THE EAST 39 ACRES OF THE SOUTHEAST 1/4 OF THE NORTHWEST 1/4, PART OF THE SOUTHWEST 1/4 OF THE NORTHEAST 1/4, AND PART OF LOT 1 OF 1 OF 1 OF 1 OF THE NORTHWEST 1/4 OF THE SOUTHEAST 1/4, ALL IN SECTION 11, TOWNSHIP 88 NORTH, RANGE 2 EAST OF THE

5TH P.M., COUNTY OF DUBUQUE, STATE OF IOWA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID SECTION 11: THENCE NORTH 87° (DEGREES) 20' (MINUTES) 18" (SECONDS) EAST (ASSUMED BEARING FOR THE PURPOSE OF THIS DESCRIPTION) ON THE NORTH LINE OF THE NORTHWEST 1/4 OF SAID SECTION 11, A DISTANCE OF 1,385.44 FEET TO THE NORTHWEST CORNER OF LOT 1 OF THE EAST 39 ACRES OF THE NORTHEAST 1/4 OF THE NORTHWEST 1/4 OF SAID SECTION 11, BEING THE POINT OF BEGINNING OF THE PARCEL OF LAND HEREIN DESCRIBED; THENCE CONTINUING NORTH 87°20'18" EAST ON THE NORTH LINE OF THE NORTHWEST 1/4 OF SAID SECTION 11, A DISTANCE OF 204.47 FEET; THENCE SOUTH 02°39'42" EAST, 67.45 FEET; THENCE SOUTH 51°03'27" EAST, 215.00 FEET; THENCE SOUTH 37°54'59" EAST, 322.53 FEET; THENCE SOUTH 40°14'43" EAST, 410.23 FEET; THENCE SOUTH 56°39'12" EAST, 207.46 FEET; THENCE SOUTH 43°00'40" EAST, 101.56 FEET; THENCE SOUTH 33°08'03" EAST, 381.85 FEET; THENCE SOUTH 43°19'42" EAST, 229.99 FEET; THENCE SOUTH 47°59'45" EAST, 207.04 FEET; THENCE SOUTH 36°35'06" EAST, 305.98 FEET; THENCE SOUTH 27°37'58" EAST, 305.46 FEET; THENCE SOUTH 24°45'38" EAST, 304.60 FEET; THENCE SOUTH 28°53'27" EAST, 184.44 FEET; THENCE SOUTHEASTERLY ON A 575.00-FOOT RADIUS CURVE CONCAVE NORTHEASTERLY AND HAVING A 306.48-FOOT LONG CHORD BEARING SOUTH 43°46'16" EAST, 310.23 FEET (ARC LENGTH); THENCE SOUTH 48°49'16" EAST, 211.16 FEET; THENCE SOUTHEASTERLY ON A 400.00-FOOT RADIUS CURVE CONCAVE WESTERLY AND HAVING A 197.92-FOOT LONG CHORD BEARING SOUTH 13°37'28" EAST, 200.00 FEET (ARC LENGTH); THENCE SOUTH 00°45'22" WEST, 183.75 FEET TO THE CENTERLINE OF MILITARY ROAD; THENCE NORTH 73°07'16" WEST ON SAID CENTERLINE, 434.00 FEET; THENCE NORTHWESTERLY ON SAID CENTERLINE BEING A 1,145.92-FOOT RADIUS CURVE CONCAVE SOUTHWESTERLY AND HAVING A 354.17-FOOT LONG CHORD BEARING NORTH 82°00'32" WEST, 355.60 FEET (ARC LENGTH); THENCE NORTH 00°00'20" EAST, 33.00 FEET; THENCE NORTH 07°07'44" WEST, 416.95 FEET; THENCE NORTH 33°00'07" WEST, 441.04 FEET; THENCE NORTH 48°43'16" WEST, 401.40 FEET; THENCE NORTH 34°11'25" WEST, 484.50 FEET; THENCE NORTH 45°52'59" WEST, 581.22 FEET; THENCE NORTH 45°15'06" WEST, 681.98 FEET TO THE WEST LINE OF LOT 1 OF THE EAST 39 ACRES OF THE NORTHEAST 1/4 OF THE NORTHWEST 1/4 OF SAID SECTION 11; THENCE NORTH 01°49'50" WEST ON SAID WEST LINE, 723.54 FEET TO THE POINT OF BEGINNING.

HEREINAFTER TO BE KNOWN AS LOT A OF LOT 1 OF THE EAST 39 ACRES OF THE NORTHEAST 1/4 OF THE NORTHWEST 1/4, AND OF LOT 1 OF THE EAST 39 ACRES OF THE SOUTHEAST 1/4 OF THE NORTHWEST 1/4, AND OF THE SOUTHWEST 1/4 OF THE NORTHEAST 1/4, AND OF LOT 1 OF 1 OF 1 OF 1 OF 1 OF THE NORTHWEST 1/4 OF THE SOUTHEAST 1/4, ALL IN SECTION 11, TOWNSHIP 88 NORTH, RANGE 2 EAST OF THE 5TH P.M., COUNTY OF DUBUQUE, STATE OF IOWA.

CONTAINING 2,000,838 SQUARE FEET OR 45.93 ACRES, OF WHICH 26,060 SQUARE FEET OR 0.60 ACRE IS EXISTING ROAD RIGHT-OF-WAY.

COUNTY PARCEL NO. 1511100002 – LOT 1 OF THE EAST 39 ACRES OF THE NORTHEAST 1/4 OF THE NORTHWEST 1/4, SECTION 11-88-2E, CONTAINS 795,425 SQUARE FEET OR 18.26 ACRES.

COUNTY PARCEL NO. 1511100004 – LOT 1 OF THE EAST 39 ACRES OF THE SOUTHEAST 1/4 OF THE NORTHWEST 1/4, SECTION 11-88-2E, CONTAINS 276,799 SQUARE FEET OR 6.35 ACRES.

COUNTY PARCEL NO. 1511200003 – SOUTHWEST 1/4 OF THE NORTHEAST 1/4, SECTION 11-88-2E, CONTAINS 536,912 SQUARE FEET OR 12.33 ACRES.

COUNTY PARCEL NO. 1511401001 – LOT 1 OF 1 OF 1 OF 1 OF 1 OF THE NORTHWEST 1/4 OF THE SOUTHEAST 1/4, SECTION 11-88-2E, CONTAINS 391,702 SQUARE FEET OR 8.99 ACRES, OF WHICH 26,060 SQUARE FEET OR 0.60 ACRE IS EXISTING ROAD RIGHT-OF-WAY.

1 is shown on Exhibit 1 attached hereto.

## **2. Permanent Utility Easement No. 1**

DESCRIPTION: PERMANENT UTILITY EASEMENT NO. 1  
PROJECT PARCEL NO. 161  
COUNTY PARCEL NO. 1511100002

A PARCEL OF LAND SITUATED IN PART OF LOT 1 OF THE EAST 39 ACRES OF THE NORTHEAST 1/4 OF THE NORTHWEST 1/4, SECTION 11, TOWNSHIP 88 NORTH, RANGE 2 EAST OF THE 5TH P.M., COUNTY OF DUBUQUE, STATE OF IOWA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID SECTION 11; THENCE NORTH 87° (DEGREES) 20' (MINUTES) 18" (SECONDS) EAST (ASSUMED BEARING FOR THE PURPOSE OF THIS DESCRIPTION) ON THE NORTH LINE OF THE NORTHWEST 1/4 OF SAID SECTION 11, A DISTANCE OF 1589.89 FEET TO THE POINT OF BEGINNING OF THE PARCEL OF LAND HEREIN DESCRIBED; THENCE CONTINUING NORTH 87°20'18" EAST ON THE NORTH LINE OF THE NORTHWEST 1/4 OF SAID SECTION 11, A DISTANCE OF 30.00 FEET; THENCE SOUTH 02°39'42" EAST, 53.97 FEET; THENCE SOUTH 51°03'27" EAST, 204.97 FEET; THENCE SOUTH 37°54'59" EAST, 325.38 FEET; THENCE SOUTH 40°14'43" EAST, 405.30 FEET; THENCE SOUTH 56°39'12" EAST, 206.73 FEET; THENCE SOUTH 43°00'40" EAST, 107.74 FEET; THENCE SOUTH 33°08'03" EAST, 335.56 FEET TO THE EAST LINE OF SAID LOT 1; THENCE SOUTH 01°35'58" EAST ON THE EAST LINE OF SAID LOT 1, A DISTANCE OF 57.36 FEET TO THE SOUTHEAST CORNER OF SAID LOT 1; THENCE NORTH 33°08'03" WEST, 381.85 FEET; THENCE NORTH 43°00'40" WEST, 101.56 FEET; THENCE NORTH 56°39'12" WEST, 207.46 FEET; THENCE NORTH 40°14'43" WEST, 410.23 FEET; THENCE NORTH 37°54'59" WEST, 322.53 FEET; THENCE NORTH 51°03'27" WEST, 215.00 FEET; THENCE NORTH 02°39'42" WEST, 67.45 FEET TO THE POINT OF BEGINNING.

CONTAINING 50,186 SQUARE FEET OR 1.15 ACRES.

2 is shown on Exhibit 2 attached hereto.

## **3. Permanent Utility Easement No. 2**

DESCRIPTION: PERMANENT UTILITY EASEMENT NO. 2  
PROJECT PARCEL NO. 161  
COUNTY PARCEL NOS. 1511200003 AND 1511401001

A PARCEL OF LAND SITUATED IN PART OF THE SOUTHWEST 1/4 OF THE NORTHEAST 1/4, AND PART OF LOT 1 OF 1 OF 1 OF 1 OF 1 OF THE NORTHWEST 1/4 OF THE SOUTHEAST 1/4, ALL IN SECTION 11, TOWNSHIP 88 NORTH, RANGE 2 EAST OF THE 5TH P.M., COUNTY OF DUBUQUE, STATE OF IOWA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTH 1/4 CORNER OF SAID SECTION 11; THENCE SOUTH 01° (DEGREES) 35' (MINUTES) 58" (SECONDS) EAST (ASSUMED BEARING FOR THE

PURPOSE OF THIS DESCRIPTION) ON THE EAST LINE OF THE NORTHWEST 1/4 OF SAID SECTION 11, A DISTANCE OF 1327.38 FEET TO THE NORTHWEST CORNER OF THE SOUTHWEST 1/4 OF THE NORTHEAST 1/4 OF SAID SECTION 11, BEING THE POINT OF BEGINNING OF THE PARCEL OF LAND HEREIN DESCRIBED; THENCE NORTH 87°25'58" EAST ON THE NORTH LINE OF THE SOUTHWEST 1/4 OF THE NORTHEAST 1/4 OF SAID SECTION 11, A DISTANCE OF 39.61 FEET; THENCE SOUTH 43°19'42" EAST, 202.91 FEET; THENCE SOUTH 47°59'45" EAST, 208.81 FEET; THENCE SOUTH 36°35'06" EAST, 311.32 FEET; THENCE SOUTH 27°37'58" EAST, 308.56 FEET; THENCE SOUTH 24°45'38" EAST, 304.27 FEET; THENCE SOUTH 28°53'27" EAST, 194.76 FEET; THENCE SOUTHEASTERLY ON A 545.00-FOOT RADIUS CURVE CONCAVE NORTHEASTERLY AND HAVING A 293.09-FOOT LONG CHORD BEARING SOUTH 43°54'46" EAST, 296.74 FEET (ARC LENGTH); THENCE SOUTH 48°49'16" EAST, 219.35 FEET; THENCE SOUTHERLY ON A 430.00-FOOT RADIUS CURVE CONCAVE WESTERLY AND HAVING A 218.21-FOOT LONG CHORD BEARING SOUTH 13°59'56" EAST, 220.62 FEET (ARC LENGTH); THENCE SOUTH 00°45'22" WEST, 148.33 FEET TO THE PRESENT NORTHERLY RIGHT-OF-WAY LINE OF MILITARY ROAD; THENCE NORTH 81°37'29" WEST ON THE PRESENT NORTHERLY RIGHT-OF-WAY LINE OF MILITARY ROAD, 30.27 FEET; THENCE NORTH 00°45'22" EAST, 144.29 FEET; THENCE NORTHERLY ON A 400.00-FOOT RADIUS CURVE CONCAVE WESTERLY AND HAVING A 197.92-FOOT LONG CHORD BEARING NORTH 13°37'28" WEST, 200.00 FEET (ARC LENGTH); THENCE NORTH 48°49'16" WEST, 211.16 FEET; THENCE NORTHWESTERLY ON A 575.00-FOOT RADIUS CURVE CONCAVE NORTHEASTERLY AND HAVING A 306.48-FOOT LONG CHORD BEARING NORTH 44°20'50" WEST, 310.23 FEET (ARC LENGTH); THENCE NORTH 28°53'27" WEST, 184.44 FEET; THENCE NORTH 24°45'38" WEST, 304.60 FEET; THENCE NORTH 27°37'58" WEST, 305.46 FEET; THENCE NORTH 36°35'06" WEST, 305.98 FEET; THENCE NORTH 47°59'45" WEST, 207.04 FEET; THENCE NORTH 43°19'42" WEST, 229.99 FEET TO THE POINT OF BEGINNING.

CONTAINING 72,116 SQUARE FEET OR 1.66 ACRES.

3 is shown on Exhibit 2 attached hereto.

#### 4. Permanent Utility Easement No. 3

DESCRIPTION: PERMANENT UTILITY EASEMENT NO. 3  
PROJECT PARCEL NO. 161  
COUNTY PARCEL NOS. 1511100002, 1511100004, 1511200003 AND  
1511401001

A PARCEL OF LAND SITUATED IN PART OF LOT 1 OF THE EAST 39 ACRES OF THE NORTHEAST 1/4 OF THE NORTHWEST 1/4, PART OF LOT 1 OF THE EAST 39 ACRES OF THE SOUTHEAST 1/4 OF THE NORTHWEST 1/4, PART OF THE SOUTHWEST 1/4 OF THE NORTHEAST 1/4, AND PART OF LOT 1 OF 1 OF 1 OF 1 OF THE NORTHWEST 1/4 OF THE SOUTHEAST 1/4. ALL IN SECTION 11, TOWNSHIP 88 NORTH, RANGE 2 EAST OF THE 5TH P.M., COUNTY OF DUBUQUE, STATE OF IOWA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID SECTION 11; THENCE NORTH 87° (DEGREES) 20' (MINUTES) 18" (SECONDS) EAST (ASSUMED BEARING FOR THE PURPOSE OF THIS DESCRIPTION) ON THE NORTH LINE OF THE NORTHWEST 1/4 OF SAID SECTION 11, A DISTANCE OF 1,385.44 FEET TO THE NORTHWEST CORNER OF LOT 1 OF THE EAST 39 ACRES OF THE NORTHEAST 1/4 OF THE NORTHWEST 1/4 OF SAID SECTION 11; THENCE SOUTH 01°49'50" EAST ON THE WEST LINE OF SAID LOT 1 OF THE EAST 39 ACRES OF THE NORTHEAST 1/4 OF THE NORTHWEST 1/4 OF SAID SECTION 11, A DISTANCE OF 723.54 FEET TO THE POINT OF BEGINNING OF THE PARCEL OF LAND

HEREIN DESCRIBED; THENCE SOUTH 45°15'06" EAST, 681.98 FEET; THENCE SOUTH 45°52'59" EAST, 581.22 FEET; THENCE SOUTH 34°11'25" EAST, 484.50 FEET; THENCE SOUTH 48°43'16" EAST, 401.40 FEET; THENCE SOUTH 33°00'07" EAST, 441.04 FEET; THENCE SOUTH 07°07'44" EAST, 416.95 FEET TO THE PRESENT NORTHERLY RIGHT-OF-WAY LINE OF MILITARY ROAD; THENCE SOUTHWESTERLY ON THE NORTHERLY RIGHT-OF-WAY LINE OF MILITARY ROAD BEING A 1178.92-FOOT RADIUS CURVE CONCAVE SOUTHERLY AND HAVING A 30.14-FOOT LONG CHORD BEARING SOUTH 88°23'38" WEST, 30.14 FEET (ARC LENGTH); THENCE NORTH 07°07'44" WEST, 407.16 FEET; THENCE NORTH 33°00'07" WEST, 430.01 FEET; THENCE NORTH 48°43'16" WEST, 401.09 FEET; THENCE NORTH 34°11'25" WEST, 485.26 FEET; THENCE NORTH 45°52'59" WEST, 578.31 FEET; THENCE NORTH 45°15'06" WEST, 650.45 FEET TO THE WEST LINE OF SAID LOT 1 OF THE EAST 39 ACRES OF THE NORTHEAST 1/4 OF THE NORTHWEST 1/4 OF SAID SECTION 11; THENCE NORTH 01°49'50" WEST ON THE WEST LINE OF SAID LOT 1 OF THE EAST 39 ACRES OF THE NORTHEAST 1/4 OF THE NORTHWEST 1/4 OF SAID SECTION 11, A DISTANCE OF 43.65 FEET TO THE POINT OF BEGINNING.

CONTAINING 89,389 SQUARE FEET OR 2.05 ACRES.

4 is shown on Exhibit 2 attached hereto.

#### 5. Temporary Easement No. 1

DESCRIPTION: TEMPORARY EASEMENT 1  
PROJECT PARCEL NO. 161  
COUNTY PARCEL NO. 1511401001

A PARCEL OF LAND SITUATED IN PART OF LOT 1 OF 1 OF 1 OF 1 OF 1 OF THE NORTHWEST 1/4 OF THE SOUTHEAST 1/4, SECTION 11, TOWNSHIP 88 NORTH, RANGE 2 EAST OF THE 5TH P.M., COUNTY OF DUBUQUE, STATE OF IOWA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF LOT 1 OF 1 OF 1 OF 1 OF 1 OF THE NORTHWEST 1/4 OF THE SOUTHEAST 1/4 OF SAID SECTION 11 ALSO BEING THE CENTER OF SAID SECTION 11; THENCE SOUTH 01° (DEGREES) 35' (MINUTES) 50" (SECONDS) EAST (ASSUMED BEARING FOR THE PURPOSE OF THIS DESCRIPTION) ON THE WEST LINE OF LOT 1 OF 1 OF 1 OF 1 OF 1 OF THE NORTHWEST 1/4 OF THE SOUTHEAST 1/4 OF SAID SECTION 11, A DISTANCE OF 485.42 FEET TO THE PRESENT NORTHERLY RIGHT-OF-WAY LINE OF MILITARY ROAD; THENCE NORTH 86°52'44" EAST ON THE PRESENT NORTHERLY RIGHT-OF-WAY LINE OF MILITARY ROAD, 99.76 FEET TO THE POINT OF BEGINNING OF THE PARCEL OF LAND HEREIN DESCRIBED; THENCE NORTH 60°19'48" EAST, 379.84 FEET; THENCE SOUTH 07°07'44" EAST, 171.10 FEET TO THE PRESENT NORTHERLY RIGHT-OF-WAY LINE OF MILITARY ROAD; THENCE WESTERLY ON THE PRESENT NORTHERLY RIGHT-OF-WAY LINE OF MILITARY ROAD BEING A 1178.92-FOOT RADIUS CURVE CONCAVE SOUTHERLY AND HAVING A 46.24-FOOT LONG CHORD BEARING SOUTH 88°00'09" WEST, 46.25 FEET (ARC LENGTH); THENCE SOUTH 86°52'44" WEST ON THE PRESENT NORTHERLY RIGHT-OF-WAY LINE OF MILITARY ROAD, 305.51 FEET TO THE POINT OF BEGINNING.

CONTAINING 29,866 SQUARE FEET OR 0.69 ACRE OF WHICH 4,901 SQUARE FEET OR 0.11 ACRE IS PERMANENT UTILITY EASEMENT.

5 is shown on Exhibit 3 attached hereto.

## 6. Temporary Easement No. 2

DESCRIPTION: TEMPORARY EASEMENT 2  
PROJECT PARCEL NO. 161  
COUNTY PARCEL NO. 1511426001

A PARCEL OF LAND SITUATED IN PART OF LOT 1 OF 1 OF 7 OF THE NORTHEAST 1/4 OF THE SOUTHEAST 1/4, SECTION 11, TOWNSHIP 88 NORTH, RANGE 2 EAST OF THE 5TH P.M., COUNTY OF DUBUQUE, STATE OF IOWA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF LOT 1 OF 1 OF 1 OF 1 OF 1 OF THE NORTHWEST 1/4 OF THE SOUTHEAST 1/4 OF SAID SECTION 11 ALSO BEING THE CENTER OF SAID SECTION 11; THENCE SOUTH 01° (DEGREES) 35' (MINUTES) 50" (SECONDS) EAST (ASSUMED BEARING FOR THE PURPOSE OF THIS DESCRIPTION) ON THE WEST LINE OF LOT 1 OF 1 OF 1 OF 1 OF 1 OF THE NORTHWEST 1/4 OF THE SOUTHEAST 1/4 OF SAID SECTION 11, A DISTANCE OF 485.42 FEET TO THE PRESENT NORTHERLY RIGHT-OF-WAY LINE OF MILITARY ROAD; THENCE NORTH 86°52'44" EAST ON THE PRESENT NORTHERLY RIGHT-OF-WAY LINE OF MILITARY ROAD, 405.27 FEET; THENCE EASTERLY ON THE PRESENT NORTHERLY RIGHT-OF-WAY LINE OF MILITARY ROAD BEING A 1178.92-FOOT RADIUS CURVE CONCAVE SOUTHERLY AND HAVING A 409.48-FOOT LONG CHORD BEARING SOUTH 83°07'13" EAST, 409.48 FEET (ARC LENGTH); THENCE SOUTH 73°07'16" EAST ON THE PRESENT NORTHERLY RIGHT-OF-WAY LINE OF MILITARY ROAD, 390.20 FEET; THENCE SOUTH 81°37'29" EAST ON THE PRESENT NORTHERLY RIGHT-OF-WAY LINE OF MILITARY ROAD, 33.21 FEET TO THE POINT OF BEGINNING OF THE PARCEL OF LAND HEREIN DESCRIBED; THENCE NORTH 00°45'22" EAST, 144.29 FEET; THENCE SOUTH 60°52'05" EAST, 401.04 FEET TO THE PRESENT NORTHERLY RIGHT-OF-WAY LINE OF MILITARY ROAD; THENCE WESTERLY ON THE PRESENT NORTHERLY RIGHT-OF-WAY LINE OF MILITARY ROAD BEING A 905.00-FOOT RADIUS CURVE CONCAVE NORTHERLY AND HAVING A 274.17-FOOT LONG CHORD BEARING NORTH 81°48'37" WEST, 275.23 FEET (ARC LENGTH); THENCE NORTH 81°37'29" WEST ON THE PRESENT NORTHERLY RIGHT-OF-WAY LINE OF MILITARY ROAD, 81.71 FEET TO THE POINT OF BEGINNING.

CONTAINING 27,404 SQUARE FEET OR 0.63 ACRE OF WHICH 4,146 SQUARE FEET OR 0.10 ACRE IS PERMANENT UTILITY EASEMENT.

6 is shown on Exhibit 3 attached hereto.

## 7. Temporary Easement No. 3

DESCRIPTION: TEMPORARY EASEMENT NO. 3  
PROJECT PARCEL NO. 161  
COUNTY PARCEL NOS. 1511100002

A PARCEL OF LAND SITUATED IN PART OF LOT 1 OF THE EAST 39 ACRES OF THE NORTHEAST 1/4 OF THE NORTHWEST 1/4, SECTION 11, TOWNSHIP 88 NORTH, RANGE 2 EAST OF THE 5TH P.M., COUNTY OF DUBUQUE, STATE OF IOWA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID SECTION 11; THENCE NORTH 87° (DEGREES) 20' (MINUTES) 18" (SECONDS) EAST (ASSUMED BEARING FOR THE PURPOSE OF THIS DESCRIPTION) ON THE NORTH LINE OF THE NORTHWEST 1/4 OF SAID SECTION 11, A DISTANCE OF 1,385.44 FEET TO THE NORTHWEST CORNER OF LOT



1 OF THE EAST 39 ACRES OF THE NORTHEAST 1/4 OF THE NORTHWEST 1/4 OF SAID SECTION 11; THENCE SOUTH 01°49'50" EAST ON THE WEST LINE OF SAID LOT 1 OF THE EAST 39 ACRES OF THE NORTHEAST 1/4 OF THE NORTHWEST 1/4 OF SAID SECTION 11, A DISTANCE OF 819.39 FEET TO THE POINT OF BEGINNING OF THE PARCEL OF LAND HEREIN DESCRIBED; THENCE NORTH 88°34'55" EAST, 40.05 FEET; THENCE SOUTH 01°25'34" EAST, 80.00 FEET; THENCE SOUTH 88°34'55" WEST, 39.48 FEET TO THE WEST LINE OF SAID LOT 1 OF THE EAST 39 ACRES OF THE NORTHEAST 1/4 OF THE NORTHWEST 1/4 OF SAID SECTION 11; THENCE NORTH 01°49'50" WEST ON THE WEST LINE OF SAID LOT 1 OF THE EAST 39 ACRES OF THE NORTHEAST 1/4 OF THE NORTHWEST 1/4 OF SAID SECTION 11, A DISTANCE OF 80.00 FEET TO THE POINT OF BEGINNING.

CONTAINING 3,181 SQUARE FEET OR 0.07 ACRE.

7 is shown on Exhibit 4 attached hereto.

## **2. NAMES OF RECORD OWNERS AND HOLDERS OF LIENS AND ENCUMBRANCERS OF THE PROPERTY.**

The names and addresses of all record owners and holders of liens and encumbrancers are as follows:

### Titleholders

Elizabeth Reuter  
10495 Key West Drive  
Dubuque, Iowa 52003

### Lienholders, Encumbrancers and Leaseholders:

Dubuque County, Iowa (property taxes)  
c/o Denis Dolan, County Auditor  
720 Central Avenue  
PO Box 5001  
Dubuque, Iowa 52004-5001

Ron Reuter (Farm Tenant)  
12163 Skyline Road  
Dubuque, IA 52003

## **3. LANDS NECESSARY TO ACHIEVE THE PUBLIC PURPOSE AND LANDS PROPOSED TO BE ACQUIRED FOR THE PROJECT.**

The Applicant asserts that the property constitutes the necessary minimum amount of land to achieve the purpose herein identified, and that no

portion of the property is being acquired as or will result in an uneconomic remnant.

**4. GOOD FAITH EFFORTS MADE BY THE CITY TO NEGOTIATE THE PURCHASE OF THE PROPERTY.**

The Applicant represents and warrants that it has undertaken activities in attempting to negotiate the purchase of the property from the property owner by offering the fair market value established by the City Council based on appraised value for the property being acquired.

**5. NO STATE FUNDS.**

No part of the damages are to be paid by the state of Iowa and the land to be condemned is NOT within an agricultural area as provided in chapter 352.

NOW, THEREFORE, pursuant to a regularly adopted resolution by the City Council of the City of Dubuque, Iowa, YOU ARE HEREBY REQUESTED to appoint a Compensation Commission to appraise the damages caused by this appropriation, such Commission to consist of six commissioners who shall be residents of Dubuque County, Iowa.

YOU ARE FURTHER REQUESTED to give written notice to the undersigned as soon as the Commissioners have been appointed.

Dated this 15<sup>th</sup> day of JUNE, 2016.

**CITY OF DUBUQUE, IOWA**

By

  
Barry A. Lindahl, Esq.  
City Attorney  
300 Main Street, Suite 330  
Dubuque IA 52001  
Tele 563 583-4113  
Fax 563 583-1040  
[balesq@cityofdubuque.org](mailto:balesq@cityofdubuque.org)

APPROVED this 20<sup>th</sup> day of JUNE, 2016

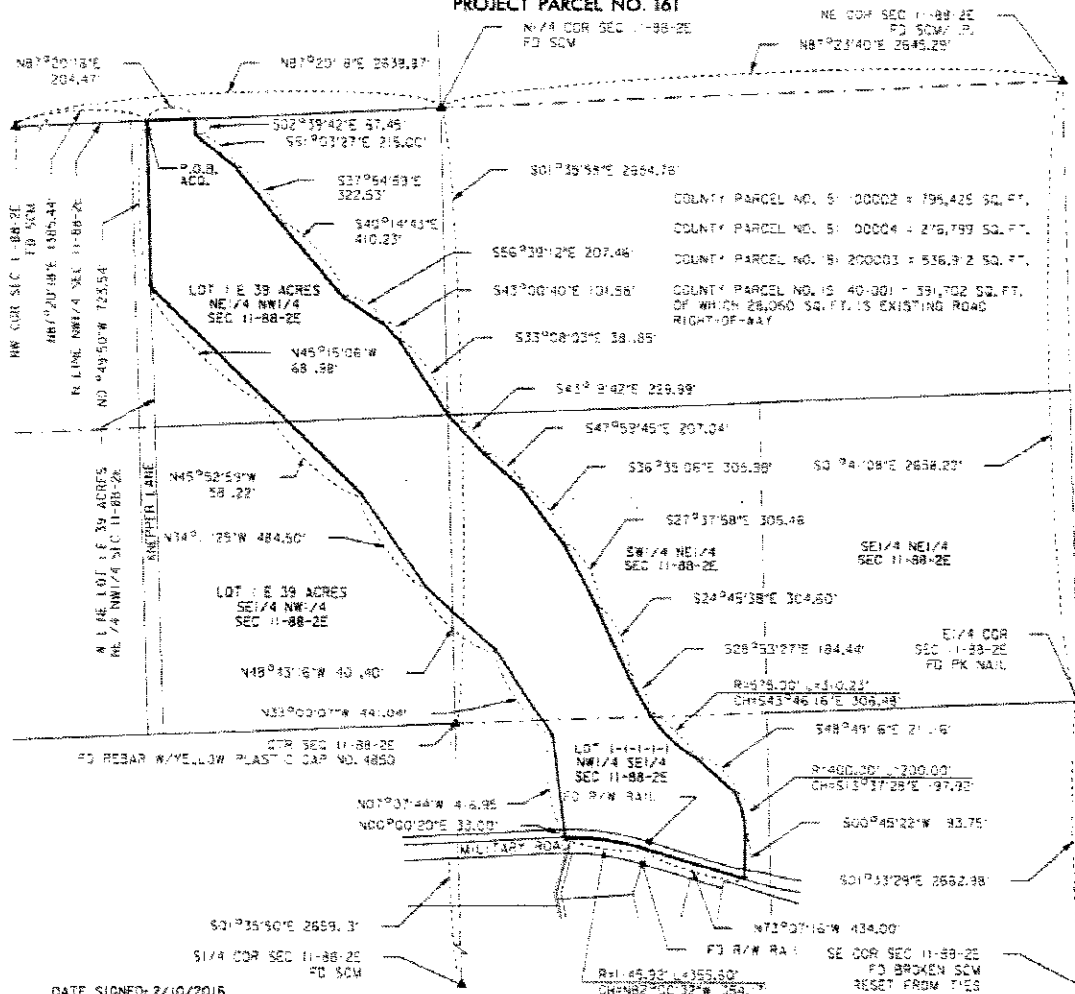
  
Kellyann M. Lekar, Chief Judge  
First Judicial District



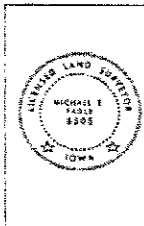
PREPARED BY: MICHAEL R. FOGLE, AECOM, 501 SYCAMORE STREET, SUITE 222, WATERLOO, IOWA, 50703. 319-232-6531

**ACQUISITION PLAT  
SOUTHWEST ARTERIAL  
CITY OF DUBUQUE, DUBUQUE COUNTY, IOWA**

**OWNER: ELIZABETH REUTER  
COUNTY PARCEL NOS. 1511100002, 1511100004, 1511200003 & 1511401001  
PROJECT PARCEL NO. 161**



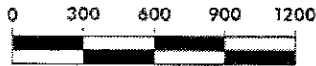
DATE SIGNED: 2/10/2016



I hereby certify that this Land Surveying document was prepared by me or under my direct personal supervision and that I am a duly Licensed Land Surveyor under the laws of the State of Iowa.  
*Michael R. Fogle* 2-10-2016  
MICHAEL R. FOGLE Date  
License number: 8505  
My license renewal date is December 31, 2018  
Pages or sheets covered by this set:  
SHEETS 1 AND 2 OF 2



LEGEND  
447.75 M = MEASURED  
447.40 R = RECORD



SCALE IN FEET

ACQUISITION PLAT  
SOUTHWEST ARTERIAL  
CITY OF DUBUQUE, DUBUQUE COUNTY, IOWA

OWNER: ELIZABETH REUTER  
COUNTY PARCEL NOS. 1511100002, 1511100004, 1511200003 & 1511401001  
PROJECT PARCEL NO. 161

DESCRIPTION: FEE SIMPLE ACQUISITION  
PROJECT PARCEL NO. 161  
COUNTY PARCEL NOS. 1511100002, 1511100004, 1511200003 AND 1511401001

A PARCEL OF LAND SITUATED IN PART OF LOT 1 OF THE EAST 39 ACRES OF THE NORTHEAST 1/4 OF THE NORTHWEST 1/4, PART OF LOT 1 OF THE EAST 39 ACRES OF THE SOUTHEAST 1/4 OF THE NORTHWEST 1/4, PART OF THE SOUTHWEST 1/4 OF THE NORTHEAST 1/4, AND PART OF LOT 1 OF 1 OF 1 OF 1 OF THE NORTHWEST 1/4 OF THE SOUTHEAST 1/4, ALL IN SECTION 11, TOWNSHIP 88 NORTH, RANGE 2 EAST OF THE 5TH P.M., COUNTY OF DUBUQUE, STATE OF IOWA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID SECTION 11; THENCE NORTH 87° (DEGREES) 20' (MINUTES) 18" (SECONDS) EAST (ASSUMED BEARING FOR THE PURPOSE OF THIS DESCRIPTION) ON THE NORTH LINE OF THE NORTHWEST 1/4 OF SAID SECTION 11, A DISTANCE OF 1,385.44 FEET TO THE NORTHWEST CORNER OF LOT 1 OF THE EAST 39 ACRES OF THE NORTHEAST 1/4 OF THE NORTHWEST 1/4 OF SAID SECTION 11, BEING THE POINT OF BEGINNING OF THE PARCEL OF LAND HEREIN DESCRIBED; THENCE CONTINUING NORTH 87°20'18" EAST ON THE NORTH LINE OF THE NORTHWEST 1/4 OF SAID SECTION 11, A DISTANCE OF 204.47 FEET; THENCE SOUTH 02°39'42" EAST, 67.45 FEET; THENCE SOUTH 51°03'27" EAST, 215.00 FEET; THENCE SOUTH 37°54'59" EAST, 322.53 FEET; THENCE SOUTH 40°14'43" EAST, 410.23 FEET; THENCE SOUTH 56°39'12" EAST, 207.46 FEET; THENCE SOUTH 43°00'40" EAST, 101.56 FEET; THENCE SOUTH 33°08'03" EAST, 381.85 FEET; THENCE SOUTH 43°19'42" EAST, 229.99 FEET; THENCE SOUTH 47°59'45" EAST, 207.04 FEET; THENCE SOUTH 36°35'06" EAST, 305.98 FEET; THENCE SOUTH 27°37'58" EAST, 305.46 FEET; THENCE SOUTH 24°45'38" EAST, 304.60 FEET; THENCE SOUTH 28°53'27" EAST, 184.44 FEET; THENCE SOUTHEASTERLY ON A 575.00-FOOT RADIUS CURVE CONCAVE NORTHEASTERLY AND HAVING A 306.48-FOOT LONG CHORD BEARING SOUTH 43°46'16" EAST, 310.23 FEET (ARC LENGTH); THENCE SOUTH 48°49'16" EAST, 211.16 FEET; THENCE SOUTHEASTERLY ON A 400.00-FOOT RADIUS CURVE CONCAVE WESTERLY AND HAVING A 197.92-FOOT LONG CHORD BEARING SOUTH 13°37'28" EAST, 200.00 FEET (ARC LENGTH); THENCE SOUTH 00°45'22" WEST, 183.75 FEET TO THE CENTERLINE OF MILITARY ROAD; THENCE NORTH 73°07'16" WEST ON SAID CENTERLINE, 434.00 FEET; THENCE NORTHWESTERLY ON SAID CENTERLINE BEING A 1,145.92-FOOT RADIUS CURVE CONCAVE SOUTHWESTERLY AND HAVING A 354.17-FOOT LONG CHORD BEARING NORTH 82°00'32" WEST, 355.60 FEET (ARC LENGTH); THENCE NORTH 00°00'20" EAST, 33.00 FEET; THENCE NORTH 07°07'44" WEST, 416.95 FEET; THENCE NORTH 33°00'07" WEST, 441.04 FEET; THENCE NORTH 48°43'16" WEST, 401.40 FEET; THENCE NORTH 34°11'25" WEST, 484.50 FEET; THENCE NORTH 45°52'59" WEST, 581.22 FEET; THENCE NORTH 45°15'06" WEST, 681.98 FEET TO THE WEST LINE OF LOT 1 OF THE EAST 39 ACRES OF THE NORTHEAST 1/4 OF THE NORTHWEST 1/4 OF SAID SECTION 11; THENCE NORTH 01°49'50" WEST ON SAID WEST LINE, 723.54 FEET TO THE POINT OF BEGINNING.

HEREINAFTER TO BE KNOWN AS LOT A OF LOT 1 OF THE EAST 39 ACRES OF THE NORTHEAST 1/4 OF THE NORTHWEST 1/4, AND OF LOT 1 OF THE EAST 39 ACRES OF THE SOUTHEAST 1/4 OF THE NORTHWEST 1/4, AND OF THE SOUTHWEST 1/4 OF THE NORTHEAST 1/4, AND OF LOT 1 OF 1 OF 1 OF 1 OF 1 OF THE NORTHWEST 1/4 OF THE SOUTHEAST 1/4, ALL IN SECTION 11, TOWNSHIP 88 NORTH, RANGE 2 EAST OF THE 5TH P.M., COUNTY OF DUBUQUE, STATE OF IOWA.

CONTAINING 2,000,838 SQUARE FEET OR 45.93 ACRES, OF WHICH 26,060 SQUARE FEET OR 0.60 ACRE IS EXISTING ROAD RIGHT-OF-WAY.

COUNTY PARCEL NO. 1511100002 – LOT 1 OF THE EAST 39 ACRES OF THE NORTHEAST 1/4 OF THE NORTHWEST 1/4, SECTION 11-88-2E, CONTAINS 795,425 SQUARE FEET OR 18.26 ACRES.

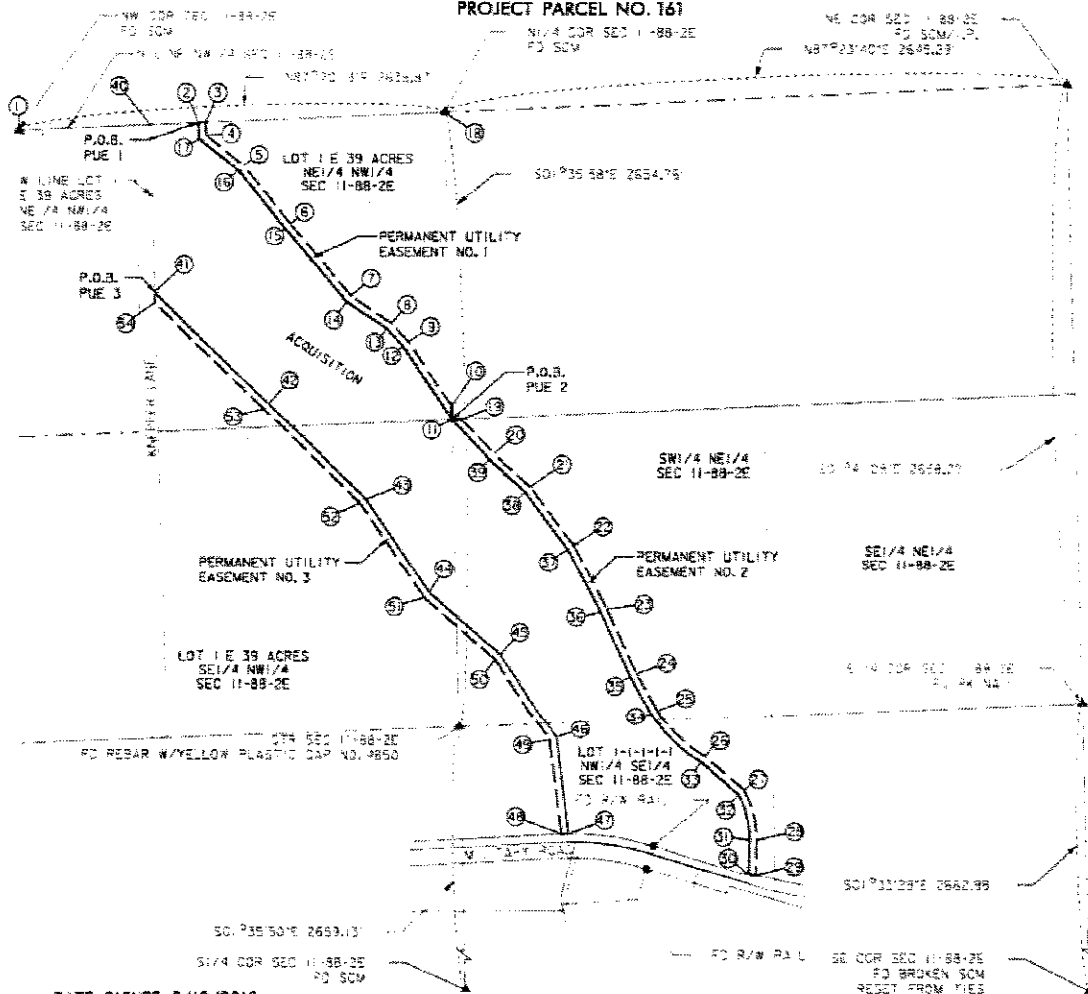
COUNTY PARCEL NO. 1511100004 – LOT 1 OF THE EAST 39 ACRES OF THE SOUTHEAST 1/4 OF THE NORTHWEST 1/4, SECTION 11-88-2E, CONTAINS 276,799 SQUARE FEET OR 6.35 ACRES.

COUNTY PARCEL NO. 1511200003 – SOUTHWEST 1/4 OF THE NORTHEAST 1/4, SECTION 11-88-2E, CONTAINS 536,912 SQUARE FEET OR 12.33 ACRES.

COUNTY PARCEL NO. 1511401001 – LOT 1 OF 1 OF 1 OF 1 OF 1 OF THE NORTHWEST 1/4 OF THE SOUTHEAST 1/4, SECTION 11-88-2E, CONTAINS 391,702 SQUARE FEET OR 8.99 ACRES, OF WHICH 26,060 SQUARE FEET OR 0.60 ACRE IS EXISTING ROAD RIGHT-OF-WAY.

**PERMANENT UTILITY EASEMENT  
SOUTHWEST ARTERIAL  
CITY OF DUBUQUE, DUBUQUE COUNTY, IOWA**

OWNER: ELIZABETH REUTER  
COUNTY PARCEL NOS. 1511100002, 1511100004, 1511200003 & 1511401001  
PROJECT PARCEL NO. T61



DATE SIGNED: 2/10/2016



I hereby certify that this Land Surveying document was prepared by me or under my direct personal supervision and that I am a duly Licensed Land Surveyor under the laws of the State of Iowa.  
*Michael R. Fable* 2/10/2016  
MICHAEL R. FABLE Date  
License number 8505  
By license renewal date is December 31, 2016  
Pages or sheets covered by this seal:  
SHEETS 1, 2 AND 3 OF 3



LEGEND  
447.75 M = MEASURED  
447.90 M = RECORD



SCALE IN FEET

**PERMANENT UTILITY EASEMENT  
SOUTHWEST ARTERIAL  
CITY OF DUBUQUE, DUBUQUE COUNTY, IOWA**

OWNER: ELIZABETH REUTER  
COUNTY PARCEL NOS. 1511100002, 1511100004, 1511200003 & 1511401001  
PROJECT PARCEL NO. 161

BEARING / DISTANCE PERMANENT UTILITY EASEMENT 1

|          |                    |           |
|----------|--------------------|-----------|
| 1 TO 2   | N 87 ° 20 ' 18 " E | 1589.89 ' |
| 2 TO 3   | N 87 ° 20 ' 18 " E | 30.00 '   |
| 3 TO 4   | S 02 ° 39 ' 42 " E | 53.97 '   |
| 4 TO 5   | S 51 ° 03 ' 27 " E | 204.97 '  |
| 5 TO 6   | S 37 ° 54 ' 59 " E | 325.38 '  |
| 6 TO 7   | S 40 ° 14 ' 43 " E | 405.30 '  |
| 7 TO 8   | S 56 ° 39 ' 12 " E | 206.73 '  |
| 8 TO 9   | S 43 ° 00 ' 40 " E | 107.74 '  |
| 9 TO 10  | S 33 ° 08 ' 03 " E | 335.56 '  |
| 10 TO 11 | S 01 ° 35 ' 58 " E | 57.36 '   |
| 11 TO 12 | N 33 ° 08 ' 03 " W | 381.85 '  |
| 12 TO 13 | N 43 ° 00 ' 40 " W | 101.56 '  |
| 13 TO 14 | N 56 ° 39 ' 12 " W | 207.46 '  |
| 14 TO 15 | N 40 ° 14 ' 43 " W | 410.23 '  |
| 15 TO 16 | N 37 ° 54 ' 59 " W | 322.53 '  |
| 16 TO 17 | N 51 ° 03 ' 27 " W | 215.00 '  |
| 17 TO 2  | N 02 ° 39 ' 42 " W | 67.45 '   |

BEARING / DISTANCE PERMANENT UTILITY EASEMENT 3

|          |   |  |
|----------|---|--|
| 1 TO 40  | N 87 ° 20 ' 18 " E                                  | 1385.44 '  |
| 40 TO 41 | S 01 ° 49 ' 50 " E                                  | 723.54 '   |
| 41 TO 42 | S 45 ° 15 ' 06 " E                                  | 681.98 '   |
| 42 TO 43 | S 45 ° 52 ' 59 " E                                  | 581.22 '   |
| 43 TO 44 | S 34 ° 11 ' 25 " E                                  | 484.50 '   |
| 44 TO 45 | S 48 ° 43 ' 16 " E                                  | 401.40 '   |
| 45 TO 46 | S 33 ° 00 ' 07 " E                                  | 441.04 '   |
| 46 TO 47 | S 07 ° 07 ' 44 " E                                  | 416.95 '   |
| 47 TO 48 | R = 1178.92' L = 30.14 '<br>LC = S 88 ° 23 ' 38 " W | 30.14 ' 407.16 ' 430.01 ' 401.09 ' 485.26 ' 578.31 ' 650.45 ' 43.65 '  |
| 48 TO 49 | N 07 ° 07 ' 44 " W                                  | 407.16 ' 430.01 ' 401.09 ' 485.26 ' 578.31 ' 650.45 ' 43.65 '  |
| 49 TO 50 | N 33 ° 00 ' 07 " W                                  | 430.01 ' 401.09 ' 485.26 ' 578.31 ' 650.45 ' 43.65 '   |
| 50 TO 51 | N 48 ° 43 ' 16 " W                                  | 401.09 ' 485.26 ' 578.31 ' 650.45 ' 43.65 '  |
| 51 TO 52 | N 34 ° 11 ' 25 " W                                  | 485.26 ' 578.31 ' 650.45 ' 43.65 '   |
| 52 TO 53 | N 45 ° 52 ' 59 " W                                  | 578.31 ' 650.45 ' 43.65 '  |
| 53 TO 54 | N 45 ° 15 ' 06 " W                                  | 650.45 ' 43.65 '   |
| 54 TO 41 | N 01 ° 49 ' 50 " W                                  | 43.65 ' 1385.44 ' 723.54 ' 681.98 ' 581.22 ' 484.50 ' 401.40 ' 441.04 ' 416.95 ' 30.14 ' 407.16 ' 430.01 ' 401.09 ' 485.26 ' 578.31 ' 650.45 ' 43.65 ' |

BEARING / DISTANCE PERMANENT UTILITY EASEMENT 2

|          |   |  |
|----------|---|--|
| 18 TO 11 | S 01 ° 35 ' 58 " E                                  | 1327.38 ' 39.61 ' 202.91 ' 208.81 ' 311.32 ' 308.56 ' 304.27 ' 183.66 ' 293.09 ' 219.35 ' 218.21 ' 148.33 ' 30.27 ' 144.29 ' 197.92 ' 211.16 ' 306.48 ' 184.44 ' 304.50 ' 305.46 ' 305.98 ' 207.04 ' 229.99 '          |
| 11 TO 19 | N 87 ° 25 ' 58 " E                                  | 39.61 ' 202.91 ' 208.81 ' 311.32 ' 308.56 ' 304.27 ' 183.66 ' 293.09 ' 219.35 ' 218.21 ' 148.33 ' 30.27 ' 144.29 ' 197.92 ' 211.16 ' 306.48 ' 184.44 ' 304.50 ' 305.46 ' 305.98 ' 207.04 ' 229.99 '                    |
| 19 TO 20 | S 43 ° 19 ' 42 " E                                  | 202.91 ' 208.81 ' 311.32 ' 308.56 ' 304.27 ' 183.66 ' 293.09 ' 219.35 ' 218.21 ' 148.33 ' 30.27 ' 144.29 ' 197.92 ' 211.16 ' 306.48 ' 184.44 ' 304.50 ' 305.46 ' 305.98 ' 207.04 ' 229.99 '                            |
| 20 TO 21 | S 47 ° 59 ' 45 " E                                  | 208.81 ' 311.32 ' 308.56 ' 304.27 ' 183.66 ' 293.09 ' 219.35 ' 218.21 ' 148.33 ' 30.27 ' 144.29 ' 197.92 ' 211.16 ' 306.48 ' 184.44 ' 304.50 ' 305.46 ' 305.98 ' 207.04 ' 229.99 '                                     |
| 21 TO 22 | S 36 ° 35 ' 06 " E                                  | 311.32 ' 308.56 ' 304.27 ' 183.66 ' 293.09 ' 219.35 ' 218.21 ' 148.33 ' 30.27 ' 144.29 ' 197.92 ' 211.16 ' 306.48 ' 184.44 ' 304.50 ' 305.46 ' 305.98 ' 207.04 ' 229.99 '  |
| 22 TO 23 | S 27 ° 37 ' 58 " E                                  | 308.56 ' 304.27 ' 183.66 ' 293.09 ' 219.35 ' 218.21 ' 148.33 ' 30.27 ' 144.29 ' 197.92 ' 211.16 ' 306.48 ' 184.44 ' 304.50 ' 305.46 ' 305.98 ' 207.04 ' 229.99 '   |
| 23 TO 24 | S 24 ° 45 ' 38 " E                                  | 304.27 ' 183.66 ' 293.09 ' 219.35 ' 218.21 ' 148.33 ' 30.27 ' 144.29 ' 197.92 ' 211.16 ' 306.48 ' 184.44 ' 304.50 ' 305.46 ' 305.98 ' 207.04 ' 229.99 '  |
| 24 TO 25 | S 28 ° 53 ' 27 " E                                  | 183.66 ' 293.09 ' 219.35 ' 218.21 ' 148.33 ' 30.27 ' 144.29 ' 197.92 ' 211.16 ' 306.48 ' 184.44 ' 304.50 ' 305.46 ' 305.98 ' 207.04 ' 229.99 '   |
| 25 TO 26 | R = 545.00' L = 296.74 '<br>LC = S 43 ° 54 ' 46 " E | 293.09 ' 219.35 ' 218.21 ' 148.33 ' 30.27 ' 144.29 ' 197.92 ' 211.16 ' 306.48 ' 184.44 ' 304.50 ' 305.46 ' 305.98 ' 207.04 ' 229.99 '  |
| 26 TO 27 | S 48 ° 49 ' 16 " E                                  | 219.35 ' 218.21 ' 148.33 ' 30.27 ' 144.29 ' 197.92 ' 211.16 ' 306.48 ' 184.44 ' 304.50 ' 305.46 ' 305.98 ' 207.04 ' 229.99 '   |
| 27 TO 28 | R = 430.00' L = 220.62 '<br>LC = S 13 ° 59 ' 56 " E | 218.21 ' 148.33 ' 30.27 ' 144.29 ' 197.92 ' 211.16 ' 306.48 ' 184.44 ' 304.50 ' 305.46 ' 305.98 ' 207.04 ' 229.99 '  |
| 28 TO 29 | S 00 ° 45 ' 22 " W                                  | 148.33 ' 30.27 ' 144.29 ' 197.92 ' 211.16 ' 306.48 ' 184.44 ' 304.50 ' 305.46 ' 305.98 ' 207.04 ' 229.99 '   |
| 29 TO 30 | N 81 ° 37 ' 29 " W                                  | 30.27 ' 144.29 ' 197.92 ' 211.16 ' 306.48 ' 184.44 ' 304.50 ' 305.46 ' 305.98 ' 207.04 ' 229.99 '  |
| 30 TO 31 | N 00 ° 45 ' 22 " E                                  | 144.29 ' 197.92 ' 211.16 ' 306.48 ' 184.44 ' 304.50 ' 305.46 ' 305.98 ' 207.04 ' 229.99 '  |
| 31 TO 32 | R = 400.00' L = 200.00 '<br>LC = N 13 ° 37 ' 28 " W | 197.92 ' 211.16 ' 306.48 ' 184.44 ' 304.50 ' 305.46 ' 305.98 ' 207.04 ' 229.99 '   |
| 32 TO 33 | N 48 ° 49 ' 16 " W                                  | 211.16 ' 306.48 ' 184.44 ' 304.50 ' 305.46 ' 305.98 ' 207.04 ' 229.99 '  |
| 33 TO 34 | R = 575.00' L = 310.23 '<br>LC = N 43 ° 46 ' 16 " W | 306.48 ' 184.44 ' 304.50 ' 305.46 ' 305.98 ' 207.04 ' 229.99 '   |
| 34 TO 35 | N 28 ° 53 ' 27 " W                                  | 184.44 ' 304.50 ' 305.46 ' 305.98 ' 207.04 ' 229.99 '  |
| 35 TO 36 | N 24 ° 45 ' 38 " W                                  | 304.50 ' 305.46 ' 305.98 ' 207.04 ' 229.99 '   |
| 36 TO 37 | N 27 ° 37 ' 58 " W                                  | 305.46 ' 305.98 ' 207.04 ' 229.99 '  |
| 37 TO 38 | N 36 ° 35 ' 06 " W                                  | 305.98 ' 207.04 ' 229.99 '   |
| 38 TO 39 | N 47 ° 59 ' 45 " W                                  | 207.04 ' 229.99 '  |
| 39 TO 11 | N 43 ° 19 ' 42 " W                                  | 229.99 ' 1327.38 ' 39.61 ' 202.91 ' 208.81 ' 311.32 ' 308.56 ' 304.27 ' 183.66 ' 293.09 ' 219.35 ' 218.21 ' 148.33 ' 30.27 ' 144.29 ' 197.92 ' 211.16 ' 306.48 ' 184.44 ' 304.50 ' 305.46 ' 305.98 ' 207.04 ' 229.99 ' |

**PERMANENT UTILITY EASEMENT  
SOUTHWEST ARTERIAL  
CITY OF DUBUQUE, DUBUQUE COUNTY, IOWA**

OWNER: ELIZABETH REUTER

COUNTY PARCEL NOS. 1511100002, 1511100004, 1511200003 & 1511401001  
PROJECT PARCEL NO. 161

DESCRIPTION: PERMANENT UTILITY EASEMENT NO. 1  
PROJECT PARCEL NO. 161  
COUNTY PARCEL NO. 1511100002

A PARCEL OF LAND SITUATED IN PART OF LOT 1 OF THE EAST 39 ACRES OF THE NORTHEAST 1/4 OF THE NORTHWEST 1/4 SECTION 11 TOWNSHIP 38 NORTH, RANGE 2 EAST OF THE 5TH P.M. COUNTY OF DUBUQUE STATE OF IOWA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID SECTION 11, THENCE NORTH 87 (DEGREES) 20' (MINUTES) 18" (SECONDS) EAST (ASSUMED BEARING FOR THE PURPOSE OF THIS DESCRIPTION) ON THE NORTH LINE OF THE NORTHWEST 1/4 OF SAID SECTION 11, A DISTANCE OF 1589.89 FEET TO THE POINT OF BEGINNING OF THE PARCEL OF LAND HEREIN DESCRIBED; THENCE CONTINUING NORTH 87 20' 18" EAST ON THE NORTH LINE OF THE NORTHWEST 1/4 OF SAID SECTION 11, A DISTANCE OF 30.00 FEET, THENCE SOUTH 02°39'42" EAST, 53.97 FEET, THENCE SOUTH 51°03'27" EAST, 204.97 FEET; THENCE SOUTH 37°54'59" EAST, 325.38 FEET; THENCE SOUTH 40°14'43" EAST, 405.30 FEET; THENCE SOUTH 56°09'12" EAST, 208.73 FEET; THENCE SOUTH 43°00'40" EAST, 107.74 FEET; THENCE SOUTH 33°08'03" EAST, 306.58 FEET TO THE EAST LINE OF SAID LOT 1; THENCE SOUTH 01°35'58" EAST ON THE EAST LINE OF SAID LOT 1, A DISTANCE OF 57.36 FEET TO THE SOUTHEAST CORNER OF SAID LOT 1; THENCE NORTH 33°08'03" WEST, 381.85 FEET; THENCE NORTH 43°00'40" WEST, 101.86 FEET; THENCE NORTH 56°39'12" WEST, 207.48 FEET; THENCE NORTH 40°14'43" WEST, 410.23 FEET; THENCE NORTH 37°54'59" WEST, 322.53 FEET; THENCE NORTH 51°03'27" WEST, 215.00 FEET; THENCE NORTH 02°39'42" WEST, 67.45 FEET TO THE POINT OF BEGINNING.

CONTAINING 50,186 SQUARE FEET OR 1.15 ACRES

DESCRIPTION: PERMANENT UTILITY EASEMENT NO. 2  
PROJECT PARCEL NO. 161  
COUNTY PARCEL NOS. 1511200003 AND 1511401001

A PARCEL OF LAND SITUATED IN PART OF THE SOUTHWEST 1/4 OF THE NORTHEAST 1/4, AND PART OF LOT 1 OF 1 OF 1 OF 1 OF THE NORTHWEST 1/4 OF THE SOUTHWEST 1/4, ALL IN SECTION 11, TOWNSHIP 38 NORTH, RANGE 2 EAST OF THE 5TH P.M. COUNTY OF DUBUQUE STATE OF IOWA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTH 1/4 CORNER OF SAID SECTION 11, THENCE SOUTH 01° (DEGREES) 35' (MINUTES) 58" (SECONDS) EAST (ASSUMED BEARING FOR THE PURPOSE OF THIS DESCRIPTION) ON THE EAST LINE OF THE NORTHWEST 1/4 OF SAID SECTION 11, A DISTANCE OF 1327.38 FEET TO THE NORTHWEST CORNER OF THE SOUTHWEST 1/4 OF THE NORTHEAST 1/4 OF SAID SECTION 11, BEING THE POINT OF BEGINNING OF THE PARCEL OF LAND HEREIN DESCRIBED; THENCE NORTH 87°25'58" EAST ON THE NORTH LINE OF THE SOUTHWEST 1/4 OF THE NORTHEAST 1/4 OF SAID SECTION 11, A DISTANCE OF 39.81 FEET; THENCE SOUTH 43°19'42" EAST, 202.91 FEET; THENCE SOUTH 47°59'45" EAST, 208.81 FEET; THENCE SOUTH 36°25'06" EAST, 311.32 FEET; THENCE SOUTH 27°03'58" EAST, 308.58 FEET; THENCE SOUTH 24°45'38" EAST, 304.27 FEET; THENCE SOUTH 28°53'27" EAST, 194.76 FEET; THENCE SOUTHEASTERLY ON A 545.00-FOOT RADIUS CURVE CONCAVE NORTHEASTERLY AND HAVING A 293.09-FOOT LONG CHORD BEARING SOUTH 43°54'46" EAST, 296.74 FEET (ARC LENGTH); THENCE SOUTH 48°49'18" EAST, 219.33 FEET; THENCE SOUTHERLY ON A 430.00-FOOT RADIUS CURVE CONCAVE WESTERLY AND HAVING A 218.21-FOOT LONG CHORD BEARING SOUTH 13°59'56" EAST, 220.82 FEET (ARC LENGTH); THENCE SOUTH 00°45'22" WEST, 148.33 FEET TO THE PRESENT NORTHERLY RIGHT-OF-WAY LINE OF MILITARY ROAD; THENCE NORTH 81°37'29" WEST ON THE PRESENT NORTHERLY RIGHT-OF-WAY LINE OF MILITARY ROAD, 30.27 FEET; THENCE NORTH 00°45'22" EAST, 144.29 FEET; THENCE NORTHERLY ON A 400.00-FOOT RADIUS CURVE CONCAVE WESTERLY AND HAVING A 197.92-FOOT LONG CHORD BEARING NORTH 13°57'28" WEST, 200.80 FEET (ARC LENGTH); THENCE NORTH 48°49'18" WEST, 211.15 FEET; THENCE NORTHWESTERLY ON A 575.00-FOOT RADIUS CURVE CONCAVE NORTHEASTERLY AND HAVING A 306.48-FOOT LONG CHORD BEARING NORTH 44°20'50" WEST, 310.29 FEET (ARC LENGTH); THENCE NORTH 28°53'27" WEST, 184.44 FEET; THENCE NORTH 24°45'38" WEST, 304.80 FEET; THENCE NORTH 27°37'58" WEST, 305.46 FEET; THENCE NORTH 36°35'06" WEST, 306.98 FEET; THENCE NORTH 47°59'45" WEST, 257.04 FEET; THENCE NORTH 43°19'42" WEST, 229.99 FEET TO THE POINT OF BEGINNING.

CONTAINING 72,116 SQUARE FEET OR 1.66 ACRES.

DESCRIPTION: PERMANENT UTILITY EASEMENT NO. 3  
PROJECT PARCEL NO. 161  
COUNTY PARCEL NOS. 1511100002, 1511100004, 1511200003 AND 1511401001

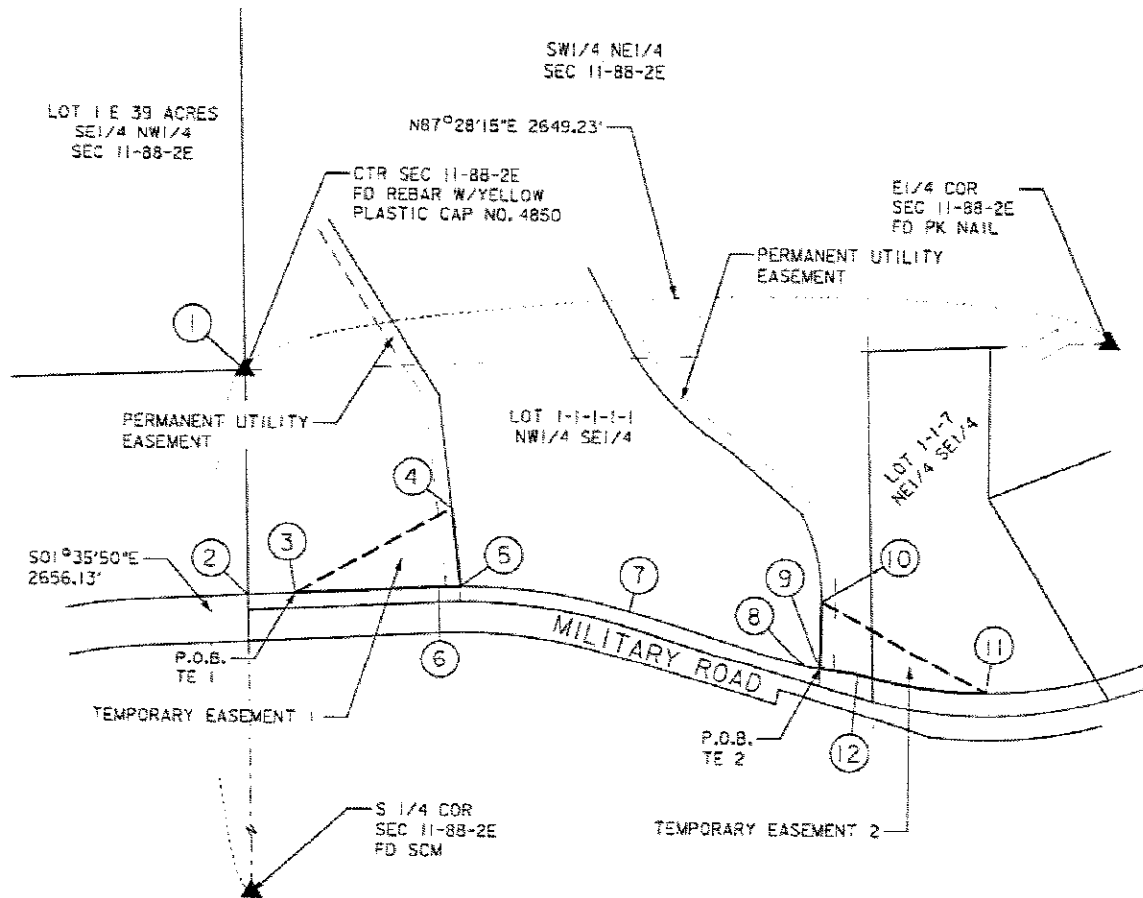
A PARCEL OF LAND SITUATED IN PART OF LOT 1 OF THE EAST 39 ACRES OF THE NORTHEAST 1/4 OF THE NORTHWEST 1/4, PART OF LOT 1 OF THE EAST 39 ACRES OF THE SOUTHWEST 1/4 OF THE NORTHWEST 1/4, PART OF THE SOUTHWEST 1/4 OF THE NORTHEAST 1/4, AND PART OF LOT 1 OF 1 OF 1 OF 1 OF 1 OF THE NORTHWEST 1/4 OF THE SOUTHWEST 1/4, ALL IN SECTION 11, TOWNSHIP 38 NORTH, RANGE 2 EAST OF THE 5TH P.M. COUNTY OF DUBUQUE, STATE OF IOWA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID SECTION 11; THENCE NORTH 87 (DEGREES) 20 (MINUTES) 18" (SECONDS) EAST (ASSUMED BEARING FOR THE PURPOSE OF THIS DESCRIPTION) ON THE NORTH LINE OF THE NORTHWEST 1/4 OF SAID SECTION 11, A DISTANCE OF 1,385.44 FEET TO THE NORTHWEST CORNER OF LOT 1 OF THE EAST 39 ACRES OF THE NORTHEAST 1/4 OF THE NORTHWEST 1/4 OF SAID SECTION 11; THENCE SOUTH 01°49'50" EAST ON THE WEST LINE OF SAID LOT 1 OF THE EAST 39 ACRES OF THE NORTHEAST 1/4 OF THE NORTHWEST 1/4 OF SAID SECTION 11, A DISTANCE OF 723.94 FEET TO THE POINT OF BEGINNING OF THE PARCEL OF LAND HEREIN DESCRIBED; THENCE SOUTH 45°15'06" EAST, 681.98 FEET; THENCE SOUTH 45°52'59" EAST, 581.22 FEET; THENCE SOUTH 34°11'25" EAST, 484.30 FEET; THENCE SOUTH 48°43'16" EAST, 401.40 FEET; THENCE SOUTH 33°00'07" EAST, 441.04 FEET; THENCE SOUTH 07°07'44" EAST, 416.95 FEET TO THE PRESENT NORTHERLY RIGHT-OF-WAY LINE OF MILITARY ROAD; THENCE SOUTHWESTERLY ON THE NORTHERLY RIGHT-OF-WAY LINE OF MILITARY ROAD BEING A 1178.92-FOOT RADIUS CURVE CONCAVE SOUTHERLY AND HAVING A 30.14-FOOT LONG CHORD BEARING SOUTH 88°23'33" WEST, 30.14 FEET (ARC LENGTH); THENCE NORTH 07°07'44" WEST, 407.19 FEET; THENCE NORTH 33°00'07" WEST, 430.01 FEET; THENCE NORTH 48°43'16" WEST, 401.08 FEET; THENCE NORTH 34°11'25" WEST, 485.26 FEET; THENCE NORTH 45°52'59" WEST, 578.31 FEET; THENCE NORTH 45°15'06" WEST, 659.46 FEET TO THE WEST LINE OF SAID LOT 1 OF THE EAST 39 ACRES OF THE NORTHEAST 1/4 OF THE NORTHWEST 1/4 OF SAID SECTION 11; THENCE NORTH 01°49'50" WEST ON THE WEST LINE OF SAID LOT 1 OF THE EAST 39 ACRES OF THE NORTHEAST 1/4 OF THE NORTHWEST 1/4 OF SAID SECTION 11, A DISTANCE OF 43.65 FEET TO THE POINT OF BEGINNING.

CONTAINING 85,389 SQUARE FEET OR 2.05 ACRES.

PREPARED BY: MICHAEL R. FOGLE, AECOM, 581 SYCAMORE STREET, SUITE 222, WATERLOO, IOWA, 50703. 319-232-8531

TEMPORARY EASEMENT  
SOUTHWEST ARTERIAL  
CITY OF DUBUQUE, DUBUQUE COUNTY, IOWA  
OWNER: ELIZABETH REUTER  
COUNTY PARCEL NOS. 1511401001 AND 1511426001  
PROJECT PARCEL NO. 161



DATE SIGNED: 1/30/2016

|  |  |
|--|--|
|  | I hereby certify that this Land Surveying document was prepared by me or under my direct personal supervision and that I am a duly Licensed Land Surveyor under the laws of the State of Iowa.<br><i>Michael R. Fogle</i> 1-30-2016<br>MICHAEL R. FOGLE Date |
|  | License number: 8509<br>My license renewal date is December 31, 2016<br>Pages or sheets covered by this seal:<br>SHEETS 1 AND 2 OF 2   |





**TEMPORARY EASEMENT  
SOUTHWEST ARTERIAL  
CITY OF DUBUQUE, DUBUQUE COUNTY, IOWA  
OWNER: ELIZABETH REUTER  
COUNTY PARCEL NOS. 1511401001 AND 1511426001  
PROJECT PARCEL NO. 161**

BEARING / DISTANCE TEMPORARY EASEMENT 1

|        |   |          |
|--------|---|----------|
| 1 TO 2 | S 01 ° 35 ' 50 " E  | 485.42 ' |
| 2 TO 3 | N 86 ° 52 ' 44 " E  | 99.76 '  |
| 3 TO 4 | N 60 ° 19 ' 48 " E  | 379.84 ' |
| 4 TO 5 | S 07 ° 07 ' 44 " E  | 171.10 ' |
| 5 TO 6 | R = 1178.92'                      L = 46.25 '<br>LC = S 88 ° 00 ' 09 " W              46.24 ' |          |
| 6 TO 3 | S 86 ° 52 ' 44 " W  | 305.51 ' |

BEARING / DISTANCE TEMPORARY EASEMENT 2

|          |   |          |
|----------|---|----------|
| 1 TO 2   | S 01 ° 35 ' 50 " E  | 485.42 ' |
| 2 TO 6   | N 86 ° 52 ' 44 " E  | 405.27 ' |
| 6 TO 7   | R = 1178.92'                      L = 411.57 '<br>LC = S 83 ° 07 ' 13 " E              409.48 ' |          |
| 7 TO 8   | S 73 ° 07 ' 16 " E  | 390.20 ' |
| 8 TO 9   | S 81 ° 37 ' 29 " E  | 33.21 '  |
| 9 TO 10  | N 00 ° 45 ' 22 " E  | 144.29 ' |
| 10 TO 11 | S 60 ° 52 ' 05 " E  | 401.04 ' |
| 11 TO 12 | R = 905.00'                      L = 275.23 '<br>LC = N 81 ° 48 ' 37 " W              274.17 '  |          |
| 12 TO 9  | N 81 ° 37 ' 29 " W  | 81.71 '  |

DESCRIPTION:                      TEMPORARY EASEMENT 1  
PROJECT PARCEL NO. 161  
COUNTY PARCEL NO. 1511401001

A PARCEL OF LAND SITUATED IN PART OF LOT 1 OF 1 OF 1 OF 1 OF 1 OF THE NORTHWEST 1/4 OF THE SOUTHEAST 1/4 SECTION 11, TOWNSHIP 88 NORTH, RANGE 2 EAST OF THE 5TH P.M., COUNTY OF DUBUQUE, STATE OF IOWA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF LOT 1 OF 1 OF 1 OF 1 OF 1 OF THE NORTHWEST 1/4 OF THE SOUTHEAST 1/4 OF SAID SECTION 11 ALSO BEING THE CENTER OF SAID SECTION 11; THENCE SOUTH 01° (DEGREES) 35' (MINUTES) 50" (SECONDS) EAST (ASSUMED BEARING FOR THE PURPOSE OF THIS DESCRIPTION) ON THE WEST LINE OF LOT 1 OF 1 OF 1 OF 1 OF 1 OF THE NORTHWEST 1/4 OF THE SOUTHEAST 1/4 OF SAID SECTION 11, A DISTANCE OF 485.42 FEET TO THE PRESENT NORTHERLY RIGHT-OF-WAY LINE OF MILITARY ROAD; THENCE NORTH 86°52'44" EAST ON THE PRESENT NORTHERLY RIGHT-OF-WAY LINE OF MILITARY ROAD, 99.76 FEET TO THE POINT OF BEGINNING OF THE PARCEL OF LAND HEREIN DESCRIBED; THENCE NORTH 60°19'48" EAST, 379.84 FEET; THENCE SOUTH 07°07'44" EAST, 171.10 FEET TO THE PRESENT NORTHERLY RIGHT-OF-WAY LINE OF MILITARY ROAD; THENCE WESTERLY ON THE PRESENT NORTHERLY RIGHT-OF-WAY LINE OF MILITARY ROAD BEING A 1178.92-FOOT RADIUS CURVE CONCAVE SOUTHERLY AND HAVING A 46.24-FOOT LONG CHORD BEARING SOUTH 88°00'09" WEST, 46.25 FEET (ARC LENGTH); THENCE SOUTH 86°52'44" WEST ON THE PRESENT NORTHERLY RIGHT-OF-WAY LINE OF MILITARY ROAD, 305.51 FEET TO THE POINT OF BEGINNING.

CONTAINING 29,866 SQUARE FEET OR 0.69 ACRE OF WHICH 4,901 SQUARE FEET OR 0.11 ACRE IS PERMANENT UTILITY EASEMENT.

DESCRIPTION:                      TEMPORARY EASEMENT 2  
PROJECT PARCEL NO. 161  
COUNTY PARCEL NO. 1511426001

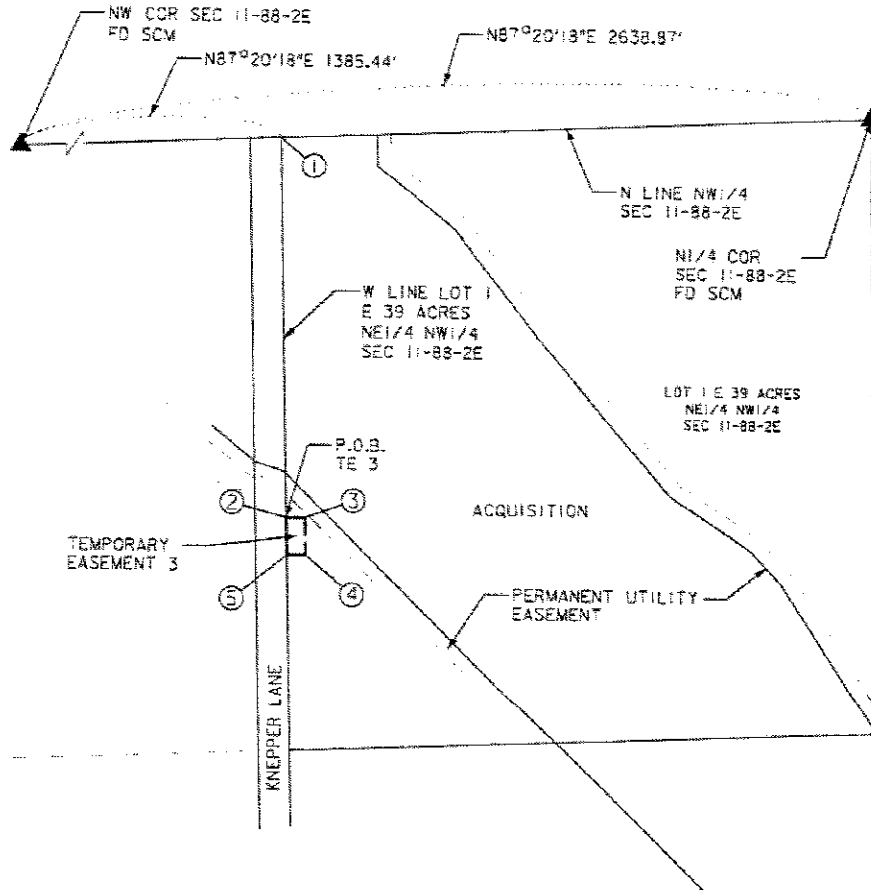
A PARCEL OF LAND SITUATED IN PART OF LOT 1 OF 1 OF 7 OF THE NORTHEAST 1/4 OF THE SOUTHEAST 1/4, SECTION 11, TOWNSHIP 88 NORTH, RANGE 2 EAST OF THE 5TH P.M., COUNTY OF DUBUQUE, STATE OF IOWA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF LOT 1 OF 1 OF 1 OF 1 OF 1 OF THE NORTHWEST 1/4 OF THE SOUTHEAST 1/4 OF SAID SECTION 11 ALSO BEING THE CENTER OF SAID SECTION 11; THENCE SOUTH 01° (DEGREES) 35' (MINUTES) 50" (SECONDS) EAST (ASSUMED BEARING FOR THE PURPOSE OF THIS DESCRIPTION) ON THE WEST LINE OF LOT 1 OF 1 OF 1 OF 1 OF 1 OF THE NORTHWEST 1/4 OF THE SOUTHEAST 1/4 OF SAID SECTION 11, A DISTANCE OF 485.42 FEET TO THE PRESENT NORTHERLY RIGHT-OF-WAY LINE OF MILITARY ROAD; THENCE NORTH 86°52'44" EAST ON THE PRESENT NORTHERLY RIGHT-OF-WAY LINE OF MILITARY ROAD, 405.27 FEET; THENCE EASTERLY ON THE PRESENT NORTHERLY RIGHT-OF-WAY LINE OF MILITARY ROAD BEING A 1178.92-FOOT RADIUS CURVE CONCAVE SOUTHERLY AND HAVING A 409.48-FOOT LONG CHORD BEARING SOUTH 83°07'13" EAST, 409.48 FEET (ARC LENGTH); THENCE SOUTH 73°07'16" EAST ON THE PRESENT NORTHERLY RIGHT-OF-WAY LINE OF MILITARY ROAD, 390.20 FEET; THENCE SOUTH 81°37'29" EAST ON THE PRESENT NORTHERLY RIGHT-OF-WAY LINE OF MILITARY ROAD, 33.21 FEET TO THE POINT OF BEGINNING OF THE PARCEL OF LAND HEREIN DESCRIBED; THENCE NORTH 00°45'22" EAST, 144.29 FEET; THENCE SOUTH 60°52'05" EAST, 401.04 FEET TO THE PRESENT NORTHERLY RIGHT-OF-WAY LINE OF MILITARY ROAD; THENCE WESTERLY ON THE PRESENT NORTHERLY RIGHT-OF-WAY LINE OF MILITARY ROAD BEING A 905.00-FOOT RADIUS CURVE CONCAVE NORTHERLY AND HAVING A 274.17-FOOT LONG CHORD BEARING NORTH 81°48'37" WEST, 275.23 FEET (ARC LENGTH); THENCE NORTH 81°37'29" WEST ON THE PRESENT NORTHERLY RIGHT-OF-WAY LINE OF MILITARY ROAD, 81.71 FEET TO THE POINT OF BEGINNING.

CONTAINING 27,404 SQUARE FEET OR 0.63 ACRE OF WHICH 4,146 SQUARE FEET OR 0.10 ACRE IS PERMANENT UTILITY EASEMENT.

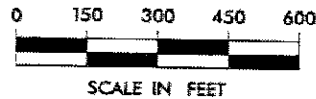
PREPARED BY: MICHAEL R. FAGLE, AECOM, 501 SYCAMORE STREET, SUITE 222, WATERLOO, IOWA, 50723, 319-232-6531

TEMPORARY EASEMENT  
SOUTHWEST ARTERIAL  
CITY OF DUBUQUE, DUBUQUE COUNTY, IOWA  
OWNER: ELIZABETH REUTER  
COUNTY PARCEL NOS. 1511100002  
PROJECT PARCEL NO. 161



DATE SIGNED: 2/10/2016

|  |  |
|--|--|
|  | I hereby certify that this Land Surveying document was prepared by me or under my direct personal supervision and that I am a duly Licensed Land Surveyor under the laws of the State of Iowa. |
|  | <i>Michael R. Fagle</i> 2-10-2016<br>MICHAEL R. FAGLE Date   |
|  | License number: 8505   |
|  | My license renewal date is December 31, 2019   |
|  | Pages or sheets covered by this seal:<br>SHEETS 1 AND 2 OF 2   |



SCALE IN FEET

**TEMPORARY EASEMENT  
 SOUTHWEST ARTERIAL  
 CITY OF DUBUQUE, DUBUQUE COUNTY, IOWA**  
 OWNER: ELIZABETH REUTER  
 COUNTY PARCEL NOS. 1511100002  
 PROJECT PARCEL NO. 161

BEARING / DISTANCE TEMPORARY EASEMENT 3

|        |                    |          |
|--------|--------------------|----------|
| 1 TO 2 | S 01 ° 49 ' 50 " E | 819.39 ' |
| 2 TO 3 | N 88 ° 34 ' 55 " E | 40.05 '  |
| 3 TO 4 | S 01 ° 25 ' 34 " E | 80.00 '  |
| 4 TO 5 | S 88 ° 34 ' 55 " W | 39.48 '  |
| 5 TO 2 | N 01 ° 49 ' 50 " W | 80.00 '  |

DESCRIPTION: TEMPORARY EASEMENT NO. 3  
 PROJECT PARCEL NO. 161  
 COUNTY PARCEL NOS. 1511100002

A PARCEL OF LAND SITUATED IN PART OF LOT 1 OF THE EAST 39 ACRES OF THE NORTHEAST 1/4 OF THE  
 NORTHWEST 1/4, SECTION 11, TOWNSHIP 88 NORTH, RANGE 2 EAST OF THE 5TH P.M., COUNTY OF DUBUQUE,  
 STATE OF IOWA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID SECTION 11; THENCE NORTH 87° (DEGREES) 20' (MINUTES)  
 18" (SECONDS) EAST (ASSUMED BEARING FOR THE PURPOSE OF THIS DESCRIPTION) ON THE NORTH LINE OF  
 THE NORTHWEST 1/4 OF SAID SECTION 11, A DISTANCE OF 1,385.44 FEET TO THE NORTHWEST CORNER OF LOT  
 1 OF THE EAST 39 ACRES OF THE NORTHEAST 1/4 OF THE NORTHWEST 1/4 OF SAID SECTION 11; THENCE SOUTH  
 01°49'50" EAST ON THE WEST LINE OF SAID LOT 1 OF THE EAST 39 ACRES OF THE NORTHEAST 1/4 OF THE  
 NORTHWEST 1/4 OF SAID SECTION 11, A DISTANCE OF 819.39 FEET TO THE POINT OF BEGINNING OF THE PARCEL  
 OF LAND HEREIN DESCRIBED; THENCE NORTH 88°34'55" EAST, 40.05 FEET; THENCE SOUTH 01°25'34" EAST, 80.00  
 FEET; THENCE SOUTH 88°34'55" WEST, 39.48 FEET TO THE WEST LINE OF SAID LOT 1 OF THE EAST 39 ACRES OF  
 THE NORTHEAST 1/4 OF THE NORTHWEST 1/4 OF SAID SECTION 11; THENCE NORTH 01°49'50" WEST ON THE  
 WEST LINE OF SAID LOT 1 OF THE EAST 39 ACRES OF THE NORTHEAST 1/4 OF THE NORTHWEST 1/4 OF SAID  
 SECTION 11, A DISTANCE OF 80.00 FEET TO THE POINT OF BEGINNING

CONTAINING 3,181 SQUARE FEET OR 0.07 ACRE.

IN THE SHERIFF'S OFFICE IN DUBUQUE COUNTY, IOWA

IN THE MATTER OF THE CONDEMNATION

OF

CERTAIN RIGHTS IN LAND  
BY THE CITY OF DUBUQUE, IOWA  
FOR THE  
SOUTHWEST ARTERIAL PROJECT

No. 226

by

THE CITY OF DUBUQUE, IOWA,  
Applicant

CERTIFICATE


In accord with Iowa Code Section 6B.37, I certify under penalty of perjury and pursuant to the laws of the State of Iowa that the attached Application for Condemnation has been approved by the Chief Judge of the First Judicial District, that the attached documents are true and correct copies of the original files in these proceedings, and that the statements accompanying these documents are true.

CITY OF DUBUQUE, IOWA

By: 

Barry A. Lindahl, Esq.  
City Attorney

Filed in my office at Dubuque, Iowa 2nd day of JUNE, 2016.

  
Sheriff of Dubuque County, Iowa

#1278



PAUL D. PATE  
Secretary of State  
State of Iowa

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

Box 1

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

Box 2

### Part I: CONDEMNATION APPLICATION

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

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

\_\_\_\_\_  
County Recorder for

\_\_\_\_\_  
County

### Part II: SHERIFF'S STATEMENT

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

1. The name of the acquiring agency is City of Des Moines
2. The corresponding Condemnation Application to this Sheriff's Statement was filed of record at Document # 2016-7707, Book \_\_\_\_\_, Page \_\_\_\_\_ and a copy was sent to the Secretary of State.
3. The attached Sheriff's Statement was filed of record at Document # 2016-13927, Book \_\_\_\_\_, Page \_\_\_\_\_; on October month, 14 day, 2016 year.

John L. Murphy DG  
County Recorder for

Des Moines County

#### PLEASE SUBMIT TO:

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

SEE INSTRUCTIONS ON BACK

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

**Statement of Sheriff**

**#226**

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

By

The City of Dubuque

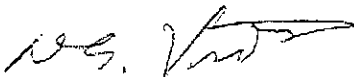
I Sheriff Don A. Vrotsos, return to the recorder of Dubuque County, Iowa, a complete and full transcript of the above condemnation. I received the condemnation paper on June 21, 2016 and I served the Condemnees, Elizabeth Reuter on June 23, 2016 and Ron Reuter on June 23, 2016. The Summons to Commissioners was published in the Telegraph Herald on July 14, 2016.

The condemnation was held on August 3rd, 2016 at 9:30 am at the Dubuque Law Enforcement Center, 770 Iowa Street, Dubuque Iowa. The instructions were read to the Commissioners and the Oath to the Commissioners was read to them and each one signed off on the Oath.

The Commissioners were then driven to the property and viewed the parcel of land. They were returned to the Dubuque Law enforcement Center and the City of Dubuque presented their case. The Condemnees were then given their opportunity to present their case. The commissioners then met in closed session to make an award. The Commissioners notified the Sheriff's Office that a decision had been made. The Condemnation was opened back up to the public and the commissioners made an award of \$1,162,830.00 with an additional \$6,000.00 awarded for attorney fees.

The notice of appeal was mailed out to the Condemnees on August 3, 2016. The award check of \$1,168,830.00 was picked up and signed by attorney Roger Kurt on August 18, 2016. No appeal was filed with the Clerk of Court.

Dated; September 14, 2016



By Don A. Vrotsos  
Sheriff, Dubuque County



**PAUL D. PATE**  
 Secretary of State  
 State of Iowa

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

Box 1

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

Box 2

### Part I: CONDEMNATION APPLICATION

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

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

\_\_\_\_\_  
 County Recorder for

\_\_\_\_\_  
 County

### Part II: SHERIFF'S STATEMENT

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

1. The name of the acquiring agency is City of Des Moines
2. The corresponding Condemnation Application to this Sheriff's Statement was filed of record at Document # 2016-7706, Book \_\_\_\_\_, Page \_\_\_\_\_ and a copy was sent to the Secretary of State.
3. The attached Sheriff's Statement was filed of record at Document # 2016-13928, Book \_\_\_\_\_, Page \_\_\_\_\_; on October month, 14 day, 2016 year.

John L. Murphy DG  
 County Recorder for

Des Moines County

**PLEASE SUBMIT TO:**

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

SEE INSTRUCTIONS ON BACK

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

**Statement of Sheriff**

**#225**

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

By

The City of Dubuque

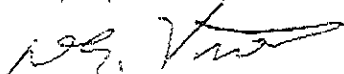
I Sheriff Don A. Vrotsos, return to the recorder of Dubuque County, Iowa, a complete and full transcript of the above condemnation. I received the condemnation paper on June 22, 2016 and I served the Condemnees, William Kress on June 23, 2016 and Nick Coates on June 23, 2016. The Summons to Commissioners was published in the Telegraph Herald on July 14, 2016.

The condemnation was held on August 2nd, 2016 at 9:30 am at the Dubuque Law Enforcement Center, 770 Iowa Street, Dubuque Iowa. The instructions were read to the Commissioners and the Oath to the Commissioners was read to them and each one signed off on the Oath.

The Commissioners were then driven to the property and viewed the parcel of land. They were returned to the Dubuque Law enforcement Center and the City of Dubuque presented their case. The Condemnees were then given their opportunity to present their case. The commissioners then met in closed session to make an award. The Commissioners notified the Sheriff's Office that a decision had been made. The Condemnation was opened back up to the public and the commissioners made an award of \$219,838.00.

The notice of appeal was mailed out to the Condemnees on August 2, 2016. The award check of \$219,838.00 was picked up and signed by William Kress on August 15, 2016. No appeal was filed with the Clerk of Court.

Dated; September 5, 2016



By Don A. Vrotsos  
Sheriff, Dubuque County