

NOTICE

Primary Road No. U.S. 34, west of

Glenwood

located in Mills County, Iowa

Project No. FN-34-1(16)--21-65

Group "F"

TO:

Glen M. McGee, Glenwood, Iowa

Mills County Soil Conservation District, c/o ~~Garroll Blackburn~~ ^{ALBERT WASHBURN}, Chairman, Malvern, Iowa
Mills County, Iowa, c/o County Auditor, Glenwood, Iowa

and to all other persons, companies or corporations having any interest in or owning
any of the following described real estate:

SW $\frac{1}{4}$ SW $\frac{1}{4}$ and part of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 10, parts of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ and SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 9,
both in T72N, R43W of the 5th P.M., Mills County, Iowa, including part of Lots 1
and 9, Official Plat of said Sec. 9.

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 lands affected on the plat Exhibit "A" attached hereto and to the Application
filed with the Chief Judge of the Judicial District containing Mills County, Iowa, and
in the Office of the Sheriff of Mills County, Iowa, to which you are referred:

The title in fee simple, subject to the easement rights of the Mills County Soil Con-
servation District, as recorded in Book 50, page 513, in the Office of the Recorder of
Mills County, Iowa, sought to be appropriated is in land described as follows:

A parcel of land located in the SE $\frac{1}{4}$ of Sec. 9 and the SW $\frac{1}{4}$ of Sec. 10, both in T72N,
R43W of the 5th P.M., Mills County, Iowa, as shown on Official plans for Project FN-
34-1(16)--21-65

The centerline, designated by station points 100 feet apart, numbered consecutively
from west to east, is described as follows: Beginning at Sta. 564+30.2, a point
918.7 ft. North of the SE Corner of said Sec. 9, on the east line of the SE $\frac{1}{4}$ thereof,
thence S84°05'W 1130.2 ft. to Sta. 553+00. Also, beginning at said Sta. 564+30.2,
thence N84°05'E 282.7 ft. to Sta. 567+12.9, thence easterly 1087.1 ft. along a 5729.6
ft. radius curve, concave southerly and tangent to the preceding course, to Sta. 578+00.

Said parcel is described as follows:

Bounded on the west by the west line of a tract in Lot 9 of said Sec. 9
conveyed to Glen M. McGee by Warranty Deed recorded in Book 72, page 278, in the Office
of the Recorder of Mills County, Iowa; on the east by the east line of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of
said Sec. 10; on the south by the south lines of said SW $\frac{1}{4}$ SW $\frac{1}{4}$ and the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of said
Sec. 9; on the north by a line beginning at the NE Corner of Subdivision 1 of Lot 9,
Official Plat of said Sec. 9, thence easterly along the south line of Subdivision 2
of said Lot 9 and the northwesterly line of a tract conveyed to Glen M. McGee by
Warranty Deed recorded in Book 72, page 395, in the Office of the Recorder of Mills
County, Iowa to a point normally distant northerly from Sta. 563+50, thence to a point
190 ft. normally distant northerly from Sta. 565+00, thence to a point 425 ft. radially
distant northerly from Sta. 569+00, thence to the NE Corner of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of said Sec.
10.

Said parcel contains 61.6 acres, more or less, exclusive of the present established
road.

In connection with this condemnation proceeding it is specifically provided that no
rights of direct access to and from Relocated Primary Road No. U.S. 34 are to inure
to that portion of condemnees' remaining property abutting thereon, excepting and

reserving to the Mills County Soil Conservation District only, the right of access at Sta. 564+65, south side.

In connection with this condemnation proceeding, it is specifically provided that any drainage tile lines, 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 condemnor outside of said land being acquired under this proceeding, 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 temporary easement rights, if any so acquired, shall terminate immediately upon completion of said restoration and in no event later than December 31, 1975.

In connection with this condemnation proceeding it is specifically provided that any and all improvements, including fences, located on the land sought in fee simple title are condemned in their entirety subject to the easement rights of the Mills County Soil Conservation District as previously specified.

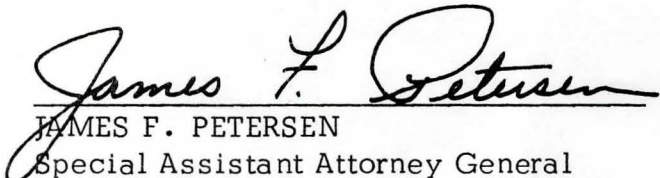
That such condemnation is sought for primary road right of way and/or highway drainage and/or for the purpose of obtaining suitable material with which to improve or maintain and/or to maintain primary roads of the state of Iowa in the manner prescribed in Chapters 306, 306A, 306B, 313, 471 and 472 of the Code of Iowa and any 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 as by law provided.

You are further notified that said commission will on the 27th day of May, 19 71, at 10:20 o'clock, a.m. (cdt) view the real estate described above and proceed to appraise said damages at which time you may appear before said commission if you care so to do.

IOWA STATE HIGHWAY COMMISSION

BY RICHARD C. TURNER
Attorney General of Iowa

BY 
JAMES F. PETERSEN
Special Assistant Attorney General
and Counsel to Iowa State Highway
Commission

ACCEPTANCE OF SERVICE

Service of the above and foregoing notice is hereby accepted and receipt of a copy thereof acknowledged, and I hereby waive time of service and/or any publications of such notice in a newspaper.

Dated at _____ this _____ day of _____,
19____.

State of Iowa, County, ss:

Received the within notice the _____ day of _____, 19____, and I hereby certify that I have served to each of said persons named below, by delivering a true copy of the same to each of said persons at the time and place set opposite their respective names:

Name	Month	Day	Year	Township, City or Town	County	State

Fees:

Service \$ _____
Mileage \$ _____
Total \$ _____

Sheriff, _____ County, Iowa

By, _____ Deputy



RIGHT OF WAY PLAT
EXHIBIT "A"

COUNTY MILLS STATE CONTROL NO. 02-00
PROJECT NO. FN-34-(C16)--21-65 PARCEL NO. 19
SECTION 9 → 10 TOWNSHIP 72N RANGE 43W
PERMANENT 61.6 ACRES TEMPORARY _____ ACRES
R/W LIMITS: STA. 554+95± TO STA. 577+38±
A/C LIMITS: STA. 554+95± TO STA. 577+38±
OWNER: GLEN M. McGEE

