

Land Deeds, No. 60, Franklin County, Iowa.

State of Iowa, and Iowa )  
 State Highway Commission, ) No. 9810.  
 Defendants. ) STIPULATION.

Whereas, the defendants, in the above cause, caused a condemnation proceeding to be had against the plaintiff for the purpose of condemning certain land for Highway purposes, as described in said proceeding, filed with the Sheriff of Franklin County, Iowa, and

Whereas, a condemnation proceeding was had and an appeal taken by the plaintiff from the award made in said condemnation proceeding to the District Court of Franklin County, Iowa, and

Whereas, a trial was had upon said appeal, and a verdict in the sum of \$3500 returned by the jury and entered by the Court, and

Whereas, the Court granted the defendants thirty days in which to file a Motion for new trial, which time has not yet expired, and

Whereas, the plaintiff and defendants desire to compromise and settle all matters arising out of said condemnation proceedings;

IT IS STIPULATED AND AGREED AS FOLLOWS:

1. The defendants shall pay to the plaintiff the sum of \$3000 with interest thereon at 6% per annum from the 9th day of February, 1934 to the 5th day of June, 1934.
2. The defendants are to pay all costs taxed in said cause.
3. Payment of the \$3000 and interest above referred to is to be made as follows: The plaintiff shall accept the check of the Highway Commission now in the hands of the Sheriff of Franklin County, Iowa in the sum of \$1350.00 as a part payment and the balance of \$1708.00 is to be paid by the Highway Commission on or before the 16th day of June, 1934.
4. The Clerk of the district Court of Franklin County, Iowa shall make such returns as required by the Statute so that the defendants herein will have such right and title to the land condemned as they are entitled to under the condemnation proceeding.
5. When the payment as above provided is fully made, Fred A. Paullus, the plaintiff herein will file his receipt with the Clerk of the District Court of Franklin County, Iowa, for the sum of \$3056 in full settlement of said cause.

Dated this 5th day of June, 1934.

Iowa State Highway Commission  
 By C. E. Feltz its Attorney  
Fred A. Paullus  
 By R. L. Saley his Attorney

Filed Jun 11 1934 P. M.  
 E. I. Webb

In the Matter of the Condemnation of Certain Land by the Iowa State Highway Commission for the Use and Benefit of the State of Iowa in the Improvement of a Primary Road, in Franklin County, Under Project NRS 407. ) APPLICATION TO THE SHERIFF FOR THE ) APPOINTMENT OF A COMMISSION TO ) APPRAISE DAMAGES. ) (As provided in Chaps. 366 and 366, ) Code of Iowa, 1931.)

To: Fred C. Schlegler Sheriff of Franklin County, Iowa.  
 Whereas, the Iowa State Highway Commission in performing the duties imposed, and exercising the jurisdiction conferred upon it by Chapter 241P1 of the Code of Iowa, 1931, did by Resolution adopted on the 5th day of January, A. D. 1934, declare that in its judgment the public interest requires the appropriation of certain land, hereinafter described, for Primary Road right-of-way, and/or the purpose of obtaining gravel or other suitable material for improving Primary Roads, and  
 Whereas, the lands affected and the record owners, lienholders and encumbrancers and other persons interested therein are as follows:  
 The NE $\frac{1}{4}$ SE $\frac{1}{4}$ , SE $\frac{1}{4}$ SW $\frac{1}{4}$ , Section 30, T9N, R21W, Franklin County, NRS 407.  
 Peter Hansen, record owner  
 Adolph Hansen, tenant to March 1, 1934  
 Louis Larsen, tenant after March 1, 1934  
 Upper Iowa Annual Conference of the Methodist Episcopal Church, Frank Cole, President  
 T. J. B. Robinson, Treasurer

Whereas, the land sought to be appropriated is described as follows:  
 Commencing at the Southeast corner of the Southwest quarter of Section 30, Township 09 North, Range 21 West, thence North 292.9 feet to the point of beginning. Thence West 33.0 feet, thence North 89° 18' West 187.0 feet, thence North 2167.7 feet, thence East 60.0 feet, thence South 2352.7 feet to the point of beginning and containing 1.4 acres more or less, exclusive of present established highway.  
 Note: The bearing of the East line of the Southwest quarter of said Section 30 is taken as due North.

The NW $\frac{1}{4}$ NE $\frac{1}{4}$ , NE $\frac{1}{4}$ NE $\frac{1}{4}$ , SW $\frac{1}{4}$ NE $\frac{1}{4}$ , SE $\frac{1}{4}$ NE $\frac{1}{4}$  Section 30, and the NW $\frac{1}{4}$ NE $\frac{1}{4}$ , SW $\frac{1}{4}$ NE $\frac{1}{4}$ , Section 29, T9N, R21 W., Franklin County, NRS 407.  
 Fred A. Paullus, record owner  
 Emma Paullus, spouse  
 Owner is occupant  
 James B. Clark, mortgagee

Whereas, the land sought to be appropriated is described as follows:  
 Commencing at the NE Cor. of the NE $\frac{1}{4}$  of Sec. 30, T9N, R21W, thence south 419.9 ft. along the west line of said NE $\frac{1}{4}$  to the point of beginning; thence east 33 ft., thence N 43° 05' E 530.4 ft., thence N 89° 55' E 79.6 ft. along a line 33 ft. normally distant from and parallel to the north line of said NE $\frac{1}{4}$ , thence southwesterly 140.6 ft. along a 391.1 ft.

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radius curve concave northwesterly with a central angle of  $20^{\circ} 44'$ , the bearing of the long chord of said curve being  $S 32^{\circ} 47' W$ , thence  $S 39^{\circ} 26' E$  266.8 ft., thence southerly 385.4 ft. along a 666.2 ft. radius curve concave easterly with a central angle of  $33^{\circ} 09'$ , the bearing of the long chord of said curve being  $S 26^{\circ} 30.5' W$ , thence 5194.0 ft. to the south line of said  $NE\frac{1}{4}$ , thence West 60 ft. along the south line of said  $NE\frac{1}{4}$ , thence north 2226.2 ft. along the west line of said  $NE\frac{1}{4}$  to the point of beginning and containing 2.73 acres more or less, exclusive of the present established highway.

Note: The west line of said  $NE\frac{1}{4}$  IS TAKEN AS DUE NORTH.  
and,

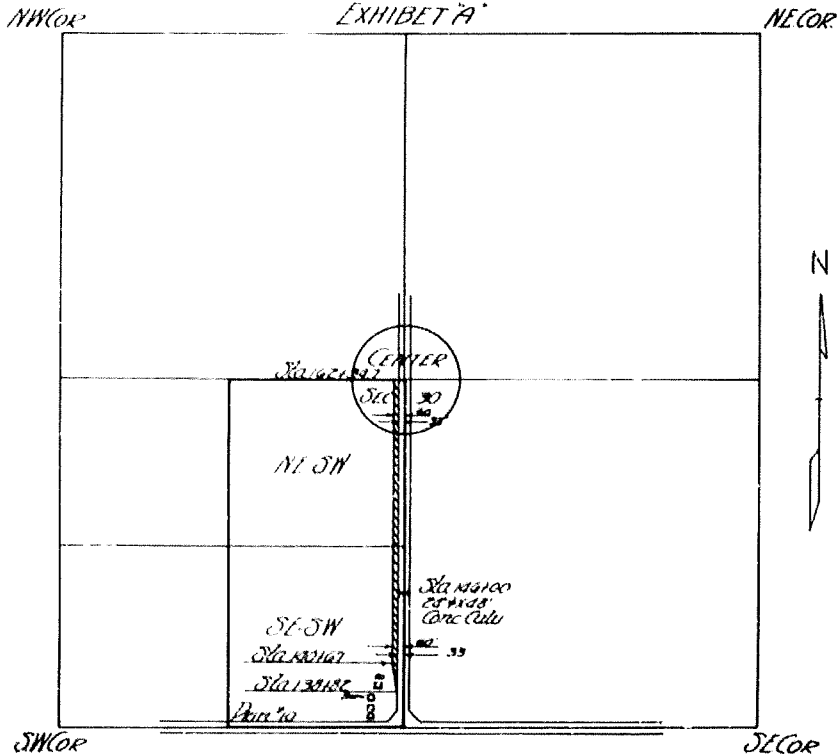
Whereas, the land sought to be appropriated is described as follows:  
As shown, with reference to its location as to lands affected, by the cross-hatched part of the plat hereto attached, marked Exhibit "A" and made a part hereof; and

Whereas, the State of Iowa desires the land herein sought to be condemned for Primary Road right-of-way, and/or for the purpose of obtaining gravel or other suitable material with which to improve Primary Roads of the State of Iowa, and  
Filed Jun 16 1954 4:50 P. M.  
W. T. Webb

PLAT OF LAND  
SOUGHT TO BE APPROPRIATED  
AREA 1.40 ACRES  
OWNER: PETER HANSEN

LOCATION

FROM STA 138182 TO & STA 1621347  
SECTION 30  
TOWNSHIP (CIVIL) MARION  
TOWNSHIP (CONGRESSIONAL) 92N RANGE 21W  
COUNTY FRANKLIN IOWA



FRANKLIN COUNTY PROJECT NO. NR-5-407