FILED
Date 10-18-90
County Assessor

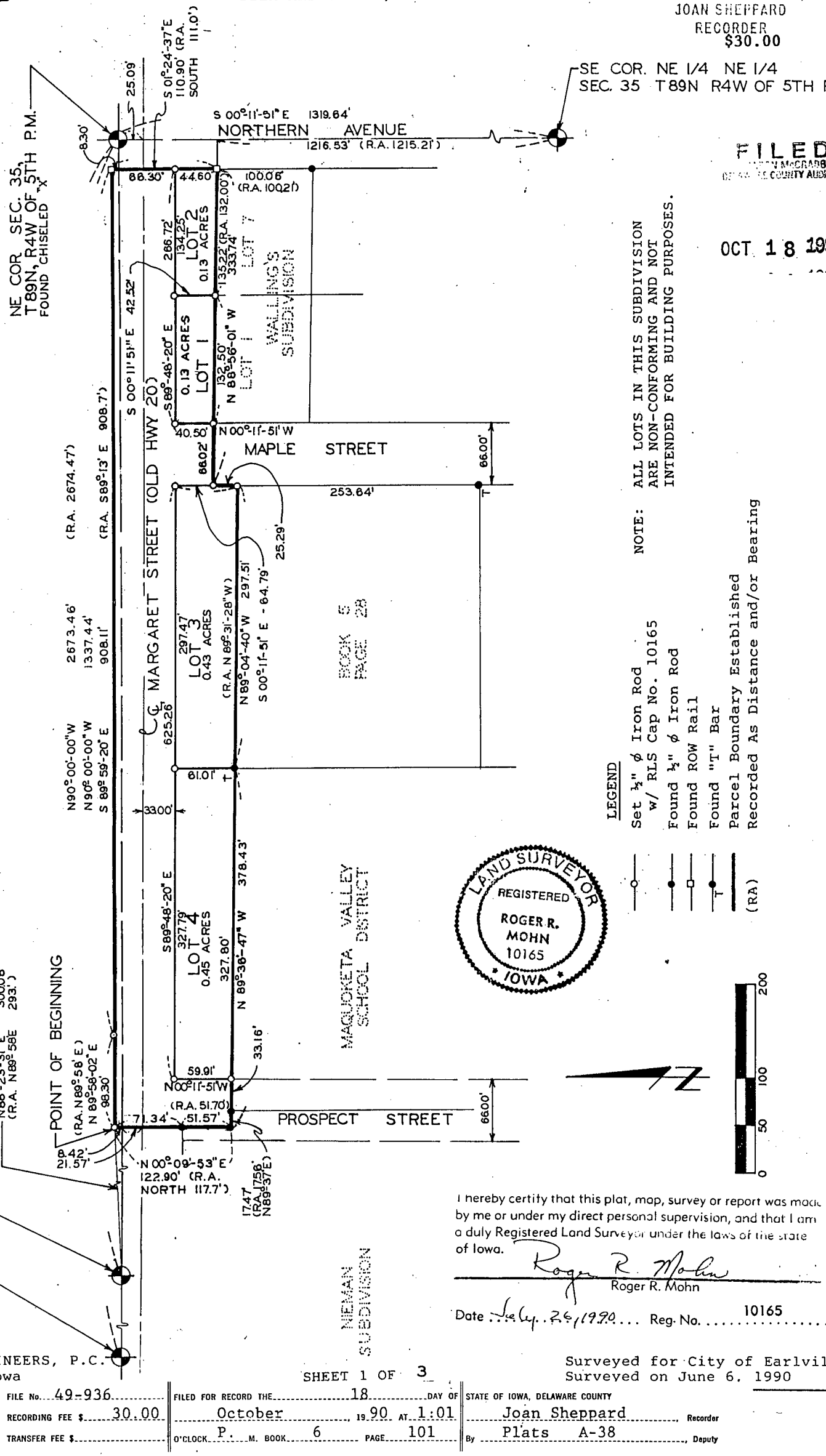
PLAT OF SURVEY:

EARLVILLE ROW SUBDIVISION

A PART OF SECTION TWENTY-SIX (26) AND PART OF SECTION THIRTY-FIVE (35) TOWNSHIP EIGHTY-NINE NORTH (T89N), RANGE FOUR WEST (R4W) OF THE FIFTH PRINCIPAL MERIDIAN, CITY OF EARLVILLE, DELAWARE COUNTY, IOWA.

DELAWARE COUNTY IOWA
FILED
'90 OCT 18 PM 1 01
Hanging File A-38
BOOK 6 PAGE 101
JOAN SHEPPARD
RECORDER
$30.00

FILED
JOAN McCRARB
DELAWARE COUNTY AUDITOR
OCT 18 1990



NOTE: ALL LOTS IN THIS SUBDIVISION ARE NON-CONFORMING AND NOT INTENDED FOR BUILDING PURPOSES.

I hereby certify that this plat, map, survey or report was made by me or under my direct personal supervision, and that I am a duly Registered Land Surveyor under the laws of the state of Iowa.

Roger R. Mohn
Roger R. Mohn

Date Sept. 26, 1990 Reg. No. 10165

TRI-STATE ENGINEERS, P.C.
Manchester, Iowa

SHEET 1 OF 3

Surveyed for City of Earlville
Surveyed on June 6, 1990

FILE No. 49-936	FILED FOR RECORD THE 18 DAY OF	STATE OF IOWA, DELAWARE COUNTY
RECORDING FEE $ 30.00	October, 1990 AT 1:01	Joan Sheppard, Recorder
TRANSFER FEE $	O'CLOCK P. M. BOOK 6 PAGE 101	By Plats A-38, Deputy

LEGAL DESCRIPTION:

THE EARLVILLE ROW SUBDIVISION of Part of Section Twenty-Six (26) and Part of Section Thirty-Five (35), Township Eighty-Nine North (T89N), Range Four West (R4W) of the Fifth Principal Meridian, City of Earlville, Delaware County, Iowa, consisting of four (4) lots containing a total of 2.77 acres, more or less, with 1.63 acres of dedicated street right of way, subject to easements of record and more particularly described by metes and bounds as follows:

COMMENCING at the Northeast Corner of Section Thirty-Five (35), Township Eighty-Nine North (T89N), Range Four West (R4W) of the Fifth Principal Meridian, City of Earlville, Delaware County, Iowa; thence N 90°-00'-00" W 1337.44 feet along the Northerly line of said Section Thirty-five (35) to the Northwest (NW) Corner of the Northeast Quarter (NE 1/4) of the Northeast Quarter (NE 1/4) of said Section Thirty-Five, thence N 88°-23'-31" E 300.08 feet to the POINT OF BEGINNING; thence N 89°-58'-02" E 98.30 feet along the Northerly right-of-way line of Margaret Street (Old Highway 20), thence S 89°-59'-20" E 908.11 feet along the Northerly right-of-way line of Margaret Street (Old Highway 20), thence S 01°-24'-37" E 110.90 feet along the Westerly right of way line of Northern Avenue, thence N 88°-56'-01" W 333.74 feet along the Northerly line of Walling's Subdivision as recorded in Book 5 Page 98 in the Delaware County Recorders office and the Northerly line of Maples Street as recorded in Book U, Page 256 and Book 110, Page 313 in the Delaware County Recorders Office, thence S 00°-11'51" E 25.29 feet along the Westerly line of Maple Street, thence N 89°-04'-40" W 297.51 feet along the Northerly line of a parcel as recorded in Plat Book 5 Page 28 in the Delaware County Recorders Office, thence N 89°-36'-47" W 378.43 feet along the Northerly line of the Maquoketa Valley School District property, thence N 00°-09'-53" E 122.90 feet along the Easterly line of the Nieman Subdivision as recorded in Plat Book 5 Page 62 in the Delaware County Recorders Office to the POINT OF BEGINNING.

The Northerly line of the Northeast Quarter (NE 1/4) of Section Thirty-Five (35) of Township Eighty-nine North (T89N), Range Four West (R4W) of the Fifth Principal Meridian is assumed to bear N 90°-00'-00" W.

The above legal description of property surveyed and attached Plat represents a Subdivision of Part of Section Twenty-Six (26) and Section Thirty-Five (35), Township Eighty-Nine North (T89N), Range Four West (R4W) of the Fifth Principal Meridian, City of Earlville, Delaware County, Iowa; said Part of Section Twenty-Six (26) and Section Thirty-Five (35) was acquired by the City of Earlville by Quit Claim Deed, Book 116 Page 43 in the Delaware County Recorders Office from the Iowa Department of Transportation who acquired the property by Warranty Deed, Book 62, Page 201 in the Delaware County Recorders Office.

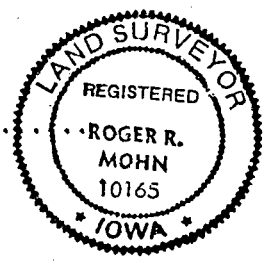
SURVEYOR'S CERTIFICATE:

I hereby certify that this plat, map, survey or report was made by me or under my direct personal supervision and that I am a duly Registered Land Surveyor under the laws of the state of Iowa.

Roger R. Mohn

Roger R. Mohn

Date July 26, 1990 ..... Reg. No.....10165.....



RESOLUTION APPROVING FINAL PLAT

WHEREAS, the Earlville ROW Subdivision, City of Earlville, Delaware County, Iowa, affecting premises more specifically described in the surveyor's certificate of Roger R. Mohn, dated July 26, 1990, has been filed with the City Clerk of the City of Earlville, Delaware County, Iowa, and has been acknowledged and approved by the Planning and Zoning Commission of the City of Earlville, Delaware County, Iowa, who have recommended acceptance of the same to the City Council, and after consideration of the said plat, it has been found to be correct and in accordance with the laws of the State of Iowa, and the ordinances of the City of Earlville, Delaware County, Iowa, with relation to plats and additions to cities;

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Earlville, Delaware County, Iowa, that said Earlville ROW Subdivision, City of Earlville, Delaware County, Iowa, be and the same is hereby acknowledged, approved and accepted on the part of the City of Earlville, Delaware County, Iowa.

The Mayor and City Clerk are hereby direct to certify this approval and affix the same to said plat as by law provided.

Passed this 22 day of August, A.D., 1990.

Robert Peters, Mayor

ATTEST:

Nancy Herman, City Clerk

CITY OF EARLVILLE

STATE OF IOWA)
) ss:
COUNTY OF DELAWARE)

We, Robert Peters and Nancy Herman, Mayor and City Clerk of the City of Earlville, Delaware County, Iowa, first being duly sworn, on oath certify that the above and foregoing resolution passed by the City Council of the City of Earlville, Delaware County, Iowa, on the 22 day of August, A.D., 1990.

Robert Peters, Mayor

Nancy Herman, City Clerk

Subscribed and sworn to before me this 23rd day of August, 1990.

JULIE A. DIESCH
MY COMMISSION EXPIRES
2-16-92

Julie A Diesch, Notary Public in and for the State of Iowa.

ATTORNEY'S OPINION

I, Chad C. Leitch of O'Connor & Thomas P.C. a practicing attorney at law in City of Dubuque, Dubuque County, Iowa, have examined the accompanying abstracts of title to the land included within the Earlville ROW Subdivision, City of Earlville, Delaware County, Iowa, on premises more specifically described in the surveyor's certificate of Roger R. Mohn, dated July 26, 19 90, the City of Earlville, Iowa being the proprietors, and there are no other holders of the mortgages, liens or other encumbrances of the land being platted.

Said accompanying abstracts has been prepared in its entirety by the Delaware County Abstract Company, Inc., and was last certified to by said company on the 21st day of September, A.D., 19 90, at the hour of 8:00 A.M. My examination of said abstracts shows good and merchantable title on the date and hour of certification to be in the City of Earlville, Iowa, in fee simple, free and clear of all liens and encumbances.

Dated at Dubuque, Iowa, in said county, this 3rd day of Octoba, A.D., 19 90.

Chad C. Leitch Attorney

TREASURER'S CERTIFICATE

I, Helen McWilliams, Treasurer of Delaware County, Iowa, hereby certify that there are no taxes due nor tax liens against the land included within the Earlville ROW Subdivision, City of Earlville, Iowa,
Delaware County, Iowa, on premises more specifically described in the surveyor's certificate of Roger R. Mohn, dated July 26, 19 90, as shown by the records of this office.

Witness my hand and seal of this office at Manchester, Iowa, in said county, this 18 day of October, 19 90.

SEAL

Carolyn A. Wilson

Helen McWilliams, Treasurer of Delaware County, Iowa.
(Carolyn A. Wilson, Deputy)

OWNER'S ACKNOWLEDGEMENT:

I (We) Robert Peters, Nancy Herman of Delaware County, State of Iowa, do hereby certify that the above survey, as shown by the attached Plat, is made with my (our) free consent, and in accordance with my (our) desire.

CITY OF EARLVILLE

Robert Peters, Mayor

Nancy Herman

Nancy Herman, City Clerk

STATE OF IOWA Delaware County, ss.

On this 23rd day of August, 1990, before me, Julie A Diesch, a Notary Public in and for the State of Iowa, personally appeared Robert Peters and Nancy Herman, to me presonally known, and, who, being by me duly sworn, did say that they are the Mayor and City Clerk, respectively, of the City of Earlville, Iowa; that the seal affixed to the foregoing instrument is the corporate seal of the corporation, and that the instrument was signed and sealed on behalf of the corporation, by authority of its City Council, as contained in Ordinance No. 84 passed by the City Council, under Roll Call No. 1 of the City Council on the 22 day of August, 1990, and that Robert Peters and Nancy Herman acknowledged the execution of the instrument to be their voluntary act and deed of the corporation, by it executed.
Witness my hand and seal.

Julie A Diesch

Notary Public in and for said County

JULIE A. DIESCH
MY COMMISSION EXPIRES
2-16-92

RESOLUTION APPROVING FINAL PLAT

WHEREAS, the Earlville ROW Subdivision, City of Earlville, Delaware County, Iowa, has been filed with the Planning and Zoning Commission of Earlville, Iowa, and after full consideration thereof the same is found to be correct, and in accordance with the ordinances of the City of Earlville, Iowa, and the laws of the State of Iowa relating to plats and additions to cities;

NOW THEREFORE, BE IT RESOLVED, by the City Planning and Zoning Commission of the City of Earlville, Iowa, that said Earlville ROW Subdivision, City of Earlville, Delaware County, Iowa, be, and the same is hereby acknowledged and approved on the part of the City Planning and Zoning Commission and the commission hereby recommends to the City Council the acceptance of the same, and the Chairman and the Secretary are hereby authorized and directed to certify this resolution of approval and affix the same to said plat as provided by law.

Adopted and passed this 22 day of August, 1990.

PLANNING AND ZONING COMMISSION
EARLVILLE, DELAWARE COUNTY, IOWA

By Henry C. Rath
Henry C. Rath Chairman

By Nancy Herman
Nancy Herman Secretary

STATE OF IOWA)
) ss.
COUNTY OF DELAWARE)

We, Henry C. Rath, Chairman, and Nancy Herman, Secretary, of the Planning and Zoning Commission of the City of Earlville, Delaware County, Iowa, first being duly sworn, hereby certify on oath that the above and foregoing resolution is a true and correct copy of the resolution passed by the City Planning and Zoning Commission of the City of Earlville, Delaware County, Iowa, on the 22 day of August, A.D., 1990.

Henry C. Rath
Chairman
Henry C. Rath

Nancy Herman
Secretary
Nancy Herman

Subscribed and sworn to before me this 23rd day of August, 1990.

JULIE A. DIESCH
MY COMMISSION EXPIRES
2-16-92

Julie A. Diesch, Notary Public in and for the State of Iowa.