CERTIFICATION

Attached hereto is the supporting documentation for the creation of an agricultural district under Iowa Code Chapter 352 as follows:

1. Resolution as passed by the Board of Supervisors in their official meeting and recorded in Supervisors' Minute Book V and dated May 16, 1994, to set a public hearing on the "Proposal for Creation of an Agricultural Area" by Wilbur Kehrli, James Robert Houlihan, M. Earlene Houlihan and Donald Eibey.
2. Proof of Publication of "Notice of Public Hearing" on the creation of the ag district published May 24, 1994 in The Manchester Press.
3. Official Minutes of the Board of Supervisors, dated May 31, 1994, recording the public hearing on the proposed ag district creation.
4. Resolution as passed by the Board of Supervisors in their official meeting and recorded in the Supervisors' Minute Book V dated June 13, 1994, creating the agricultural district.

I, Sharon McCrabb, County Auditor, do hereby certify that the attached are original instruments or true copies of the above listed instruments.

Dated this 17th day of June, 1994.

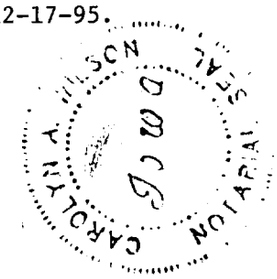
Sharon McCrabb, Delaware County Auditor

STATE OF IOWA)
) SS:
DELAWARE COUNTY)

Subscribed and sworn to me and in my presence by Sharon McCrabb, Delaware County Auditor this 17th day of June, 1994.

Carolyn A. Wilson, Notary Public in and for the State of Iowa.

My commission expires 12-17-95.



FILE No. 45-3814
RECORDING FEE $ 56.00
TRANSFER FEE $

FILED FOR RECORD THE 17 DAY OF June, 19 94 AT 3:00 O'CLOCK P M. BOOK 5 PAGE 14

STATE OF IOWA, DELAWARE COUNTY
Deborah L. Peyton, Recorder
Misc.

RESOLUTION

BE IT RESOLVED by the Delaware County Board of Supervisors, pursuant to the authority given under Iowa Code Chapter 352 and the filing on May 6, 1994 of a "Proposal for Creation of an Agricultural Area" by Wilbur Kehrli, James Robert Houlihan, M. Earlene Houlihan and Donald Eibey, that a public hearing be held on May 31, 1994 at 10:00 A.M. in the Supervisors' Office, Courthouse, Manchester, Iowa, on the creation of a proposed agricultural district described as follows:

The East Half (E 1/2) of the Northeast Quarter (NE 1/4) of Section Thirty Six (36), Township Eighty Nine (89) North, Range Six (6), West of the 5th P.M., in Delaware County, Iowa, except that part thereof lying South of the Illinois Central Railroad right-of-way.

The South One-Half (S 1/2) of the Northwest Quarter (NW 1/4) except railroad right-of-way, and the East One-Half (E 1/2) of the Southwest Quarter (SW 1/4) and the West One-Half (W 1/2) of the Southeast Quarter (SE 1/4) of Section Thirty One (31), Township Eighty Nine (89) North, Range Five (5), West of the Fifth P.M.; except that portion thereof conveyed to the State of Iowa; and further excepting Parcel B of the Plat of Survey of part of the Southeast Quarter (SE 1/4) of the Southwest Quarter (SW 1/4) of Section 31, Township 89 North, Range 5, West of the Fifth P.M., recorded in Book 6 Plats, Page 121 of the records of the Delaware County Recorder; and further excepting that part in the Southeast Quarter (SE 1/4) of the Southwest Quarter (SW 1/4) of Section Thirty One (31) described as commencing at the Southwest corner of the Southeast Quarter (SE 1/4) of the Southwest Quarter (SW 1/4), running thence North 33 feet to the point of beginning, thence North 234.5 feet, thence South 89° 29' East 300.0 feet, thence South 231.8 feet, thence West 300.0 feet to the point of beginning.

The South three-quarters (S 3/4) of the Southeast Quarter (SE 1/4) of Section Thirty Six (36), Township Eighty Nine (89) North, Range Six (6), West of the Fifth P.M.

The West fractional one-half of the Southwest Quarter, excepting that part described as commencing at a point 33 feet North of the Southeast corner of the Southwest fractional Quarter of the Southwest Quarter, and running thence North 234.5 feet, thence North 89° 29′ West 109.8 feet, thence South 61.5 feet, thence South 89° 52′ West 269 feet, thence South 2° 02′ West 174 feet, thence East 380.0 feet to point of beginning, Section Thirty One, Township Eighty Nine North, Range Five, West of the Fifth P.M.

BE IT FURTHER RESOLVED that the proposed agricultural area meets guidelines under Iowa Code Chapter 352 as follows:

1. Includes at least 300 acres of farmland;
2. The owners of all the farmland included within the proposed ag area, do state that no land is included within the proposed ag area without the consent of the owner or owners thereof;
3. No part of the proposed agricultural area is located within the corporate limits of any city.
4. Except as provided by law, the use of the farmland in the proposed ag area, if it is created, shall be limited to farm operations only.
5. The territory included within the proposed agricultural area is as compact and nearly adjacent as feasible.

IT IS FURTHER ORDERED that the County Auditor publish Notice of Public Hearing in one official paper of the county.

Dated this 16th day of May, 1994.

Delaware County Board of Supervisors

G. Eldon Koeneke

G. Eldon Koeneke, Chairman

ATTEST:

Sharon McCrabb, Auditor

STATE OF IOWA, Delaware County-ss.

I, Larry K. Woellert, being duly sworn depose and say that I am publisher of The Manchester Press, a newspaper published weekly in Manchester, in said county, and that the Notice of Public Hearing

in case of Delaware County Board of Supervisors

a copy of which is hereto attached, was published in said newspaper for 1 weeks consecutively; the first publication having been made on the 24th day of May A.D. 19 94, and the last on the _____ day of _____ A.D. 19____

Publication fee, $ 7.23

Larry K. Woellert

Subscribed by Larry K. Woellert and by him sworn to before me, a notary public in and of Delaware County, Iowa this 31 day of May A.D. 19 94

Witness my hand and seal the date last above written.

Doris Tucker Notary Public

NOTICE OF PUBLIC HEARING

The Delaware County Board of Supervisors will hold a public hearing on the creation of an agricultural area under Iowa Code Chapter 352. The hearing will be held in the Supervisors' Office, Courthouse, Manchester, Iowa at 10:00 A.M. on May 31, 1994. The proposed agricultural district is located in Section 36 of Coffins Grove Township and in Section 31 of Delaware Township and is owned by Wilbur Kehrli, James Robert Houlihan, M. Earlene Houlihan and Donald Elbey.

After the public hearing, the county Board of Supervisors may either adopt the proposal or a modification of it, unless to do so would be inconsistent with the purposes of the law. Upon adoption of the proposal, the Board is to file a description of the newly created agricultural area with the County Auditor and have the description of the area recorded.

Dated this 18th day of May, 1994.

Sharon McCrabb,
County Auditor

5-24-94 P16

KOCH BROTHERS, DES MOINES 80-641

Motion made by Clemen, seconded by Besler and carried that the following claims be approved:

General Basic Fund

Iowa Board of Pharmacy Examiners	county care license	$50.00

Rural Services Fund

Todd J. Miller (payroll)	weed commissioner wages	$260.00

Motion made by Besler, seconded by Clemen and carried that the preliminary draft of the financial report for the FY ended June 30, 1993 be approved.

Motion made by Clemen, seconded by Besler and carried that the date of June 6, 1994 at 10:00 A.M. in the Supervisors' Office be set to take bids for 100' of bridge replacement under project #L-293 in Section 2 of Bremen Township.

There being no further business, this meeting adjourned. These minutes were read and approved.

G. Eldon Koeneke, Chairman

Sharon McCrabb, County Auditor

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May 31, 1994
Manchester, Iowa

STATE OF IOWA)
) SS:
DELAWARE COUNTY)

The Delaware County Board of Supervisors met in regular session this date with all members present. G. Eldon Koeneke, Chairman, called the meeting to order at 10:00 A.M..

This being the date set for a public hearing on the creation of an agricultural area under Iowa Code Chapter 352, the Chairman asked if any of the thirteen persons in attendance had comments or objections.

The county auditor produced the proof of publication of the Notice of Public Hearing published in The Manchester Press on May 24, 1994. She also stated that "Objections to Proposal for Creation of An Agricultural Area" had been filed by John Q. Swift in this matter.

The proposed ag district is located in Section 36 of Coffins Grove Township and in Section 31 of Delaware Township and is owned by Wilbur Kehrli, James Robert Houlihan, M. Earlene Houlihan and Donald Eibey.

John Swift stated that the proposed area abuts the city limits of Manchester and he felt these areas should be away from the cities and towns. The Supervisors should consider now whether this is for the good of the people.

Dave Heiar asked what impact the ag area would have on annexation to the City of Manchester.

The Supervisors responded that at this time they do not know the impact of the ag areas relative to annexation to a city.

Dave Heiar stated that the City of Manchester was not opposed to ag areas, however, he felt that these were isolated areas and that an organized plan that could be worked out with the county and city would be more beneficial.

Tom Hanson stated that the 1st objection in the written objection of John Swift showing the area abuts on several residences occupied by persons not engaged in farming was not a valid one since none of the owners were objecting at this hearing. He also felt that the ag area was not being established in the city limits and it was not illegal to proceed outside the city limits. Chapter 352.10 of the Iowa Code sets a limitation of special assessments as shown in the objection filed, but it is not likely the county would assess any special assessments. He stated that his clients who filed for the creation of the ag area have no intention of pursuing large confinement hog operations and were only wishing to protect themselves from nuisance lawsuits under normal farming practices. His clients own the land and do not want the land converted to residential areas and felt that objections are based on speculation of future use of the land.

Lou Walker, County Attorney, advised the supervisors that they can approve or deny the ag area creation based on a recent Attorney General's opinion.

Discussion was held on the creation in various counties of Iowa of large hog operations.

Tom Hanson stated that the law allowing the creation of the ag areas was passed in 1982 because law suits were filed against farmers by persons building homes in the country. This becomes costly to the farmer.

G. Eldon Koeneke declared the hearing closed.

Motion made by Clemen, seconded by Besler and carried that the Republican Central Committee be allowed to use the jail basement the evening of June 2, 1994.

Motion made by Besler, seconded by Clemen and carried that the Cigarette Permit Application for Forest Villa Resort be approved for the period May 23, 1994 through June 30, 1994.

Motion made by Clemen, seconded by Besler and carried that the final drawdown #15 under contract number 91-CD-125 for the recycling center grant in the amount of $541.75 and a letter to the Iowa Department of Economic Development stating G. Eldon Koeneke is the Board Chairman be approved for signature by G. Eldon Koeneke, Board Chairman. The final draw of $541.75 is for final audit expense.

Motion made by Besler, seconded by Clemen and carried that the final draft of the '93 fiscal year financial report as submitted by Hunt, Kain & Associates, P.C. be approved.

Motion made by Clemen, seconded by Besler and carried that the Chairman be authorized to sign the agreement with Abbe Center, relative to privatization of the county care facility after certain parts of the agreement are clarified. The Auditor is also ordered to issue termination letters to the care facility employees after the agreement is signed.

Motion made by Besler, seconded by Clemen and carried that the following employees be allowed to attend their respective meetings: Jerome E. Besler approved retroactively to attend a group home informational meeting in Farley on May 26, 1994; Brian Ridenour and Bob Clemen to attend an Istea meeting in Dubuque during the month of June.

Motion made by Besler, seconded by Clemen and carried that the following claims be approved:

	GENERAL BASIC FUND	
City of Iowa City	water deposit for ind. living client	$100.00
Avana Wickett	rent for ind. living client	1,130.00
Alnetta Perry	advanced witness fees	170.20

Motion made by Clemen, seconded by Besler and carried that David D. Bush be hired as temporary part-time handyman effective 5-31-94 at $4.65 per hour for the secondary road department.

Motion made by Besler, seconded by Clemen and carried that Dorothy Hoffmann and Clarence Hermsen be approved as poll workers for the Auditor's Office to work in the June 7, 1994 Primary Election.

There being no further business, this meeting adjourned. These minutes were read and approved.

G. Eldon Koeneke, Chairman

Sharon McCrabb, Auditor

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June 6, 1994
Manchester, Iowa

STATE OF IOWA)
) SS:
DELAWARE COUNTY)

The Delaware County Board of Supervisors met in regular session this date at 10:00 A.M. in the Courthouse, Manchester, Iowa. G. Eldon Koeneke, Chairman, called the meeting to order with all members present.

This being the date to receive sealed bids for bridge replacement project #L-293 in Section 2-T89N-R3W on county road C-64 approximately 2¼ miles East of Petersburg, Brian Ridenour, County Engineer, opened and read the following bids:

Guetzko Construction, Manchester	$156,926.55
Taylor Construction, New Vienna	172,653.50

Motion made by Clemen, seconded by Besler and carried that the following outstanding warrants be cancelled and new warrants issued upon request:

Warrant #512 to David Tibbott issued 7-17-93, re mini-self funding from the General Basic Fund - $41.40

Warrant #41353 to Bertus Helmrichs issued 1-11-93, re well closure amount from General Basic - $130.80

Warrant #3222 to Esther Kracke issued 11-12-93, re election official from General Basic Fund - $48.00

Motion made by Besler, seconded by Clemen and carried that a letter of support for Operation: New View be issued supporting their request for funding for the Iowa Conservation Corps In-School Youth Employment Program.

Motion made by Clemen, seconded by Besler and carried that the District Court Monthly Report & Remittance of R.W. Nieman, Clerk of District Court for the month of May, 1994 in the amount of $188.30 be approved.

Motion made by Besler, seconded by Clemen and carried that Jerome Besler and Eldon Koeneke be approved to attend (retroactively) a meeting on environmental issues in Washinton on June 2nd; Bob Clemen be approved to attend a supported employment meeting in Elkader during the month of June; the Board of Supervisors, Auditor and two deputy auditors to attend the ISAC district meeting in Cedar Rapids during the month of June and that Sharon McCrabb be allowed to attend an ISACA meeting in Storm Lake during the month of July.

Brian Ridenour, County Engineer, advised the Supervisors that after checking the bid figures submitted, both were changed as follows:

Guetzko Construction, Manchester	$156,376.55
Taylor Construction, New Vienna	172,652.25

Motion made by Clemen, seconded by Besler and carried that project #L-293 be let to Guetzko Construction for the low bid of $156,376.55.

Motion made by Besler, seconded by Clemen and carried that a public hearing on that part of the Flannagan Rock Road located in Section 9 & 10 of Union Township, T87N, R4W, generally commencing at the NW Corner of the SE¼ of the SE¼ of Section 9, thence traveling easterly 1.1 mile to the North-South road in Section 10, T87N, R4W be set for 11:00 A.M. on June 27, 1994.

Motion made by Clemen, seconded by Besler and carried that Scott L. Amling be approved as temporary part-time handyman effective 6-6-94 at $4.65 per hour and Jerome Maiers be approved as temporary part-time truck driver at $5.00 per hour effective 6-6-94, both for the Secondary Road Department.

Motion made by Besler, seconded by Clemen and carried that the following claims be approved:

	GENERAL BASIC FUND	
Iowa Department of Inspections & Appeals	registration	$20.00
GTE Midwest	phone billing	115.62

Motion made by Clemen, seconded by Besler and carried that the following transfers be approved: $53,407.11 from Rural Services Fund to the Secondary Road Fund and $4,715.00 from the General Basic Fund to the Secondary Road Fund.

Motion made by Besler, seconded by Clemen and carried that the Republican Central Committee be allowed to use the jail basement the evening of July 5, 1994.

Motion made by Clemen, seconded by Besler and carried that the quarterly report for the period ending June 30, 1994 for the Veteran Affairs Commission in the amount of $2,196.79 be approved.

Motion made by Besler, seconded by Clemen and carried that the extension agreement for the Intergovernmental (28E) Agreement Concerning Delegation of Private Water Well Construction Regulation be approved to extend the expiration date to September 14, 1998 with the Department of Natural Resources.

RESOLUTION

BE IT RESOLVED by the Delaware County Baord of Supervisors, pursuant to the 1993 Iowa Code Chapter 352, that a public hearing was held on May 31, 1994, by the Delaware County Board of Supervisors to consider a "Proposal for Creation of an Agricultural Area" filed under this chapter by Wilbur Kehrli, James Robert Houlihan, M. Earlene Houlihan and Donald Eibey, wherein the petitioners proposed creating a legally described agricultural area.

BE IT HEREBY RESOLVED that the agricultural area be established as legally described and as follows:

The East Half (E 1/2) of the Northeast Quarter (NE 1/4) of Section Thirty Six (36), Township Eighty Nine (89) North, Range Six (6), West of the 5th P.M., in Delaware County, Iowa, except that part thereof lying South of the Illinois Central Railroad right-of-way.

The South One-Half (S 1/2) of the Northwest Quarter (NW 1/4) except railroad right-of-way, and the East One-Half (E 1/2) of the Southwest Quarter (SW 1/4) and the West One-Half (W 1/2) of the Southeast Quarter (SE 1/4) of Section Thirty One (31), Township Eighty Nine (89) North, Range Five (5), West of the Fifth P.M.; except that portion thereof conveyed to the State of Iowa; and further excepting Parcel B of the Plat of Survey of part of the Southeast Quarter (SE 1/4) of the Southwest Quarter (SW 1/4) of Section 31, Township 89 North, Range 5, West of the Fifth P.M., recorded in Book 6 Plats, Page 121 of the records of the Delaware County Recorder; and further excepting that part in the Southeast Quarter (SE 1/4) of the Southwest Quarter (SW 1/4) of Section Thirty One (31) described as commencing at the Southwest corner of the Southeast Quarter (SE 1/4) of the Southwest Quarter (SW 1/4), running thence North 33 feet to the point of beginning, thence North 234.5 feet, thence South 89° 29' East 300.0 feet, thence South 231.8 feet, thence West 300.0 feet to the point of beginning.

The South three-quarters (S 3/4) of the Southeast Quarter (SE 1/4) of Section Thirty Six (36), Township Eighty Nine (89) North, Range Six (6), West of the Fifth P.M.

The West fractional one-half of the Southwest Quarter, excepting that part described as commencing at a point 33 feet North of the Southeast corner of the Southwest fractional Quarter of the Southwest Quarter, and running thence North 234.5 feet, thence North 89° 29' West 109.8 feet, thence South 61.5 feet, thence South 89° 52' West 269 feet, thence South 2° 02' West 174 feet, thence East 380.0 feet to point of beginning, Section Thirty One, Township Eighty Nine North, Range Five, West of the Fifth P.M.

Dated this 13 day of June, 1994.

Delaware County Board of Supervisors

G. Eldon Koeneke

G. Eldon Koeneke, Chairman

ATTEST:

Sharon McCrabb

Sharon McCrabb, Auditor

ROCH BROTHERS, DES MOINES 50-841

Motion made by Clemen, seconded by Besler and carried that the Board of Supervisors meeting will be held at 11:00 A.M. on June 13th and June 20th due to the primary election canvass and county tax sale.

Motion made by Besler, seconded by Clemen and carried that the Application for Approval of Underground Construction on Delaware County Right-of-Way for GTE Midwest, Inc. requesting that a cable be buried west of Hopkinton in Section 24 of T87N, R4W, be approved.

There being no further business, this meeting adjourned. These minutes were read and approved.

G. Eldon Koeneke, Chairman — Sharon McCrabb, Auditor

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June 13, 1994
Manchester, Iowa

STATE OF IOWA)
) SS:
DELAWARE COUNTY)

This being the date set by law for the County Supervisors to canvass the votes cast at the primary election held in Delaware County on June 7, 1994, the Board met in their office at 9:00 A.M. with all members present and proceeded to open and canvass the returns from the several voting precincts of Delaware County, Iowa, with the following results:

For Supervisor - District #3 - Fredrick J. Vorwald, Republican
Jerome E. Besler, Democrat

For County Treasurer - Carolyn A. Wilson, Republican

For County Recorder - Deborah L. Peyton, Republican

For County Attorney - no nomination

For Township Offices

Adams Twp. - David J. Loecke, Democrat, for Township Clerk, Leslie Lyness, Democrat for Township Trustee

Bremen Twp. - No nomination for Township Clerk, David O. Funke, Democrat for Township Trustee and Robert Bonert, Republican, for Township Trustee (to fill a vacancy).

Coffins Grove Twp. - Forrest L. Scanlan, Republican, for Township Clerk and Gerald D. Lee, Democrat, for Township Trustee.

Colony Twp. - Arnold H. Lueken, Republican, for Township Clerk and Floyd Goedken, Democrat, for Township Trustee.

Delaware Twp. - Ken Pasker, Sr., Republican, for Township Clerk and Bill Oberbroeckling, Democrat, for Township Trustee.

Hazel Green Twp. - Howard J. Kirkwood, Republican, for Township Clerk and James L. Shover, Republican, for Township Trustee.

Honey Creek Twp. - Brock Hermann, Republican, for Township Clerk and Robert Fishel, Democrat, for Township Trustee and Bruce Daker, Republican, for Township Trustee (to fill a vacancy).

North Fork Twp. - Jerome Feldman, Republican, for Township Clerk and J. Gerald Knipper, Democrat, for Township Trustee.

Prairie Twp. - No nomination for Township Clerk, Duane L. Schiess, Republican, for Township Trustee.

South Fork Twp. - Larry J. Lamont, Republican, for Township Clerk and James F. Guthrie, Democrat, for Township Trustee.

Each of the foregoing are hereby declared nominated in the respective office as designated and the Delaware County Commissioner of Elections, Sharon McCrabb, is hereby authorized to print each of the above names on the General Election ballot, without further consideration.

There being no further business, this meeting adjourned. The minutes of this canvass were read and approved.

G. Eldon Koeneke, Chairman — Sharon McCrabb, Auditor

****

June 13, 1994
Manchester, Iowa

STATE OF IOWA)
) SS:
DELAWARE COUNTY)

The Delaware County Board of Supervisors met in regular session this date at 11:00 A.M. with all members present. G. Eldon Koeneke, Chairman, called the meeting to order.

Motion made by Clemen, seconded by Besler and carried that the following Resolution be approved:

RESOLUTION
APPROVING APPLICATION FOR FUNDING TRAFFIC SAFETY IMPROVEMENTS

WHEREAS, Federal Funds are available thru U-Step Grants for traffic safety improvements,

AND WHEREAS, the intersection of Highway 13 (West Main) and South 12th Street in the City of Manchester has a need for turning lanes, based on a study by the Iowa Department of Transportation Bureau of Transportation,

BE IT HEREBY RESOLVED by the Board of Supervisors of Delaware County, Iowa, that the County request U-Step Funds to install left turning lanes at the intersection of Highway #13 (West Main Street) and South 12th Street in the City of Manchester, Iowa.

PASSED AND APPROVED this 13th day of June, 1994

Motion made by Besler, seconded by Clemen and carried that the following Resolution be approved:

RESOLUTION
APPROVING APPLICATION FOR FUNDING TRAFFIC SAFETY IMPROVEMENTS

WHEREAS, THE State of Iowa has approved funding for a traffic safety program,

AND WHEREAS, the Iowa Department of Transportation has adopted Administrative Rules 761: Chapter 164 for this traffic safety improvement program,

AND WHEREAS, THE INTERSECTION of Highway 13 (West Main) and South 12th Street in the City of Manchester has a need for turning lanes, based on a study by the Iowa Department of Transportation Bureau of Transportation,

BE IT HEREBY RESOLVED by the Board of Supervisors of the County of Delaware, Iowa, that the County request Traffic Safety Funds to install left turning lanes at the intersection of Highway #13 (West Main Street) and South 12th Street in the City of Manchester, Iowa.

PASSED AND APPROVED this 13th day of June, 1994.

Delaware County Board of Supervisors
/S/ G. Eldon Koeneke, Chairman
/S/ Jerome E. Besler
/S/ Bob Clemen

ATTEST: /S/ Sharon McCrabb, County Auditor

Motion made by Clemen, seconded by Besler and carried that Colleen J. Schulte be approved in housekeeping at the county care facility effective 6-13-94 at $4.65 per hour.

Motion made by Besler, seconded by Clemen and carried that Jerome Besler and Sandy Hoth be allowed to attend a Planning Council Meeting in Strawberry Point in June; Bob Clemen and Jerome Besler be allowed to attend an ECIA meeting in Dubuque in June; the Board of Supervisors and Sandy Hoth be allowed to attend an RTA meeting in Dubuque in June and Eldon Koeneke and Jerome Besler be allowed to attend an Operation: New View meeting in Peosta in June.

Motion made by Clemen, seconded by Besler and carried that the 28E Proposed Amendment to the joint agreement of the Delaware County Economic Development Commission entered into April 1, 1986 be approved effective July 15, 1994 as follows:

28E PROPOSED AMENDMENT

ARTICLE VIII - COMPOSITION

Section 1. Composition. The Governing Commission shall consist of the following:

A. A representative appointed by the Delaware County Board of Supervisors

B. A representative appointed by the Manchester City Council.

C. A representative appointed by the Board of Directors of the Manchester Area Chamber of Commerce.

D. A representative appointed by the Board of Directors of Manchester Enterprises.

E. A representative appointed by the Mayor of all cities within Delaware County.

F. A representative appointed by the Delaware County Bankers Association.

G. An industrial representative appointed by the governing commission for a term of 2 years.

ARTICLE X - TERMINATION AND DISSOLUTION

Section 2. Distribution of Assets. Upon dissolution of the Commission, all documents, shall become the property of the appropriate government unit. Office equipment and office supplies shall become the property of the Manchester Area Chamber of Commerce. All other assets shall be sold and the proceeds prorated to the Governmental Units, and Private Agencies as designated in Article VIII - Composition A - E, in the same percentage that each respective party contributed to the operating budget in the year of the dissolution.

Motion made by Besler, seconded by Clemen that the following Resolution be approved:

RESOLUTION

BE IT RESOLVED by the Delaware County Board of Supervisors, pursuant to the 1993 Iowa Code Chapter 352, that a public hearing was held on May 31, 1994, by the Delaware County Board of Supervisors to consider a "Proposal for Creation of an Agricultural Area" filed under this chapter by Wilbur Kehrli, James Robert Houlihan, M. Earlene Houlihan and Donald Eibey, wherein the petitioners proposed creating a legally described agricultural area.

BE IT HEREBY RESOLVED that the agricultural area be established as legally described and as follows:

The East Half (E½) of the Northeast Quarter (NE¼) of Section Thirty Six (36), Township Eighty Nine (89) North, Range Six (6), West of the 5th P.M., in Delaware County, Iowa, except that part thereof lying South of the Illinois Central Railroad right-of-way.

The South One-Half (S½) of the Northwest Quarter (NW¼) except railroad right-of-way, and the East One-Half (E½) of the Southwest Quarter (SW¼) and the West One-Half (W½) of the Southeast Quarter (SE¼) of Section Thirty One (31), Township Eighty Nine (89) North, Range Five (5), West of the Fifth P.M.; except that portion thereof conveyed to the State of Iowa; and further excepting Parcel B of the Plat of Survey of part of the Southeast Quarter (SE¼) of the Southwest Quarter (SW¼) of Section 31, Township 89 North, Range 5, West of the Fifth P.M., recorded in Book 6 Plats, Page 121 of the records of the Delaware County Recorder; and further excepting that part in the Southeast Quarter (SE¼) of the Southwest Quarter (SW¼) of Section Thirty One (31) described as commencing at the Southwest corner of the Southeast Quarter (SE¼) of the Southwest Quarter (SW¼), running thence North 33 feet to the point of beginning, thence North 234.5 feet, thence South 89° 29' East 300.0 feet, thence South 231.8 feet, thence West 300.0 feet to the point of beginning.

The South three-quarters (S 3/4) of the Southeast Quarter (SE¼) of Section Thirty Six (36), Township Eighty Nine (89) North, Range Six (6), West of the Fifth P.M.

Supervisor's Minutes,

KOCH BROTHERS, DES MOINES 80-841

The West fractional one-half of the Southwest Quarter, excepting that part described as commencing at a point 33 feet North of the Southeast corner of the Southwest fractional Quarter of the Southwest Quarter, and running thence Nroth 234.5 feet, thence North 89° 29' West 109.8 feet, thence South 61.5 feet, thence South 89° 52' West 269 feet, thence South 2° 02' West 174 feet, thence East 380.0 feet to the point of beginning, Section Thirty One, Township Eighty Nine North, Range Five, West of the Fifth P.M.

Dated this 13th day of June, 1994.

Delaware County Board of Supervisors
/S/ G. Eldon Koeneke, Chairman

ATTEST: /S/ Sharon McCrabb

Bob Clemen opened discussion on the creation of the ag area by commenting that our community needs the ag areas and that we also need to consider the city growth potential. Industrial and commercial growth can support agriculture if done correctly.

Jerome Besler felt that if the paperwork for the creation of this ag area was up to par, then it should be approved. He thought there was no problem with the area abutting the city limits.

Eldon Koeneke discussed various aspects of the creation of the ag district and felt a meeting that he and Jerome Besler had attended in Washington, Iowa was most informative in this matter.

A vote was held: AYES: all; NAYS: none.

Motion made by Clemen, seconded by Besler and carried that the Supervisors' meeting on June 20, 1994 be set at 10:00 A.M..

The following claims were approved for payment as shown on pages 285a through 285e.

There being no further business, this meeting adjourned. These minutes were read and approved.

G. Eldon Koeneke, Chairman

Sharon McCrabb, County Auditor