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 August 9, 1994, to set a public hearing on the "Petition for Creation of Agricultural Area" by WILLIAM J. DRUMMY, INC. by Thomas A. Drummy and Suzanne M. Drummy, DRUMMY BROS., INC. by Thomas A. Drummy, John G. Drummy, William J. Drummy, Virginia Drummy, Dorrance B. McDonald, Emogene A. McDonald, Roger J. Recker, Linda Kay Recker, James L. Shover, Joyce C. Shover, Thomas P. McDonald, Nancy McDonald, Frances (Shover) Wilson and John T. Wilson.
2. Proof of Publication of "Notice of Public Hearing" on the creation of the ag district published August 16, 1994 in The Manchester Press.
3. Official Minutes of the Board of Supervisors, dated August 29, 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 Supervisors' Minute Book V dated August 29, 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 8th day of September, 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 8th day of September, 1994.

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

My commission expires 12-17-95.

CAROLYN A. WILSON Iowa NOTARIAL

FILE No. 67-743
RECORDING FEE $ 41.00
TRANSFER FEE $

FILED FOR RECORD THE 8 DAY OF Sep 1994 AT 4:10 O'CLOCK P. M. BOOK 5 PAGE 48

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 August 1, 1994 of a "Petition for Creation of Agricultural Area: by WILLIAM J. DRUMMY, INC. by Thomas A. Drummy and Suzanne M. Drummy, DRUMMY BROS., INC. by Thomas A. Drummy, John G. Drummy, William J. Drummy, Virginia Drummy, Dorrance B. McDonald, Emogene A. McDonald, Roger J. Recker, Linda Kay Recker, James L. Shover, Joyce C. Shover, Thomas P. McDonald, Nancy McDonald, Frances (Shover) Wilson and John T. Wilson, that a public hearing be held on August 29th, 1994 at 10:15 A.M. in the Supervisors' Office, Courthouse, Manchester, Iowa, on the creation of a proposed agricultural area described as follows:

The Southwest Quarter (SW 1/4) and the North One-Half (N 1/2) of the Northeast Quarter (NE 1/4) and the Southwest Quarter (SW 1/4) of the Northeast Quarter (NE 1/4) of Section Twenty One (21), Township Eighty Seven (87) North, Range Five (5), West of the Fifth P.M.

The Southwest Quarter (SW 1/4) of the Southeast Quarter (SE 1/4) of Section Sixteen (16), Township Eighty Seven (87) North, Range Five (5), West of the Fifth P.M.

The South One-Half (S 1/2) of Section Fifteen (15), Township Eighty Seven (87) North, Range Five (5), West of the Fifth P.M.

The North One-Half (N 1/2) of the Northwest Quarter (NW 1/4) and the Northeast Quarter (NE 1/4) of Section Twenty Two (22), Township Eighty Seven (87) North, Range Five (5), West of the Fifth P.M.

The South eighty (80) acres of the West one hundred twenty (120) acres of the Northwest Quarter (NW 1/4) of Section Fourteen (14), Township Eighty Seven (87) North, Range Five (5), West of the Fifth P.M.

The West One-Half (W 1/2) of the Northwest Quarter (NW 1/4), the North One-Half (N 1/2) of the North One-Half (N 1/2) of the Southwest Quarter (SW 1/4) and Lots One (1) and Three (3) of the Plat of Shover Locke Addition of the Southwest Quarter (SW 1/4) of Section Twenty Three (23), Township Eighty Seven (87) North, Range Five (5), West of the Fifth P.M. recorded in Book 6 Plats, Page 115, of the records of the Delaware County Recorder.

BE IT FURTHER RESOLVED that the proposed agricultural area meets guidelines for Delaware County and guidelines under Iowa Code Chapter 352.

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

Dated this 9th day of August, 1994.

Delaware County Board of Supervisors

G. Eldon Koeneke

G. Eldon Koeneke, Chairman

ATTEST:

Sharon McCrabb

Sharon McCrabb, Auditor

Motion made by Besler, seconded by Clemen and carried that the following employees be allowed to attend their respective meetings: Jerome Besler & Eldon Koeneke approved to attend retroactively an Operation New View Meeting on August 18, and on this date and August 25th in Dubuque; Jerome E. Besler to attend an ECIA meeting in Dubuque in August and retroactively an ECIA meeting in Dubuque on August 17th; Bob Clemen to attend a Scenic Valley meeting in Dubuque on August 25th.

Motion made by Clemen, seconded by Besler and carried that the Job Service of Iowa "Employer's Notice of Change" form be signed by the Board Chairman showing the employees of the Penn Center, Inc. as no longer county employees.

Motion made by Besler, seconded by Clemen and carried that Katie Doyle's work status in the Recorder's Office be changed from permanent part-time to temporary part time effective this date as she is attending Graduate School in Davenport.

Motion made by Clemen, seconded by Besler and carried that the Application for Approval of Underground Construction on Delaware County Right-of-Way for GTE Midwest, Inc. for a buried cable 5 miles NE from Greeley in Elk Twp. 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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August 29, 1994
Manchester, Iowa

STATE OF IOWA)
) SS:
DELAWARE COUNTY)

The Delaware County Board of Supervisors met in session at 10:00 A.M. for the purpose of a public hearing on a Petition for Creation of An Agricultural Area filed by Virginia Drummy, William J. Drummy, DRUMMY BROS., INC. by Thomas A. Drummy and John G. Drummy, WILLIAM J. DRUMMY, INC. by Thomas A. Drummy, Suzanne M. Drummy and Harold H. Steffen and Carcella E. Steffen, wherein the petitioners proposed creating a legally described agricultural area located in Adams Township.

There were fifteen persons present at the hearing.

Tom Hanson, Attorney, stated that the area consisted of 475 acres located one-half mile south of Ryan and the intention for the land is to continue under normal agricultural practices.

There were no further comments and no objections either oral or written presented.

Eldon Keoneke, Chairman, declared the hearing closed.

The meeting proceeded with regular business.

Motion made by Clemen, seconded by Besler and carried that county employees be allowed to attend their regular meetings as follows: Brian Ridenour approved retroactively to attend a District 6 County Engineer's Meeing on August 26th in Anamosa; Sandy Hoth to attend a Case Management meeting in Des Moines during the month of September (also attending are Catherine Moellers and Cindy Chatfield); Sandy Hoth to attend legislative workgroups in Des Moines and Nevada during the months of August, September and October; Jerome E. Besler to attend an Operation: New View meeting in Dubuque on August 30, 1994.

Motion made by Besler, seconded by Clemen and carried that the Belated Homestead Tax Credit Claims of Everett Kennedy at RR #5, Manchester and Terrence J. McQuillen at RR #1, Manchester be approved for the 1994/95 tax year.

Motion made by Clemen, seconded by Besler and carried that the Application for Approval of Underground Construction on Delaware County Right-of-Way for Maurice Kirkwood for construction of a waterline under the road near his home 1½ miles East from Hopkinton in South Fork Township be approved.

Motion made by Besler, seconded by Clemen and carried that a claim to John Henschen for a Notebook Computer in the amount of $1,000.00 from the General Basic Fund be approved.

Motion made by Clemen, seconded by Besler and carried that the resignation of David D. Bush as seasonal handyman be approved effective August 26, 1994.

Motion made by Besler, seconded by Clemen and carried 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 August 29, 1994, by the Delaware County Board of Supervisors to consider a "Petition for Creation of an agricultural Area" filed under this chapter by Virginia Drummy, William J. Drummy, DRUMMY BROS., INC. by Thomas A. Drummy and and John G. Drummy, WILLIAM J. DRUMMY, INC. by Thomas A. Drummy, Suzanne M. Drummy and Harold H. Steffen and Carcella E. Steffen, 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 Northeast Quarter (NE¼) except Parcel B located in the Southeast Quarter (SE¼) of the Northeast Quarter (NE¼) according to plat recorded in Book 6 Plats, Page 205; all that part of the North One-Half (N½) of the Northwest Quarter (NW¼) lying East of the railroad right-of-way; the Southeast Quarter (SE¼); the East One-Half (E½) of the Southwest Quarter (SW¼); and Parcel A of the Plat and Survey of part of the West One-Half (W½) of the Southwest Quarter (SW¼) according to plat recorded in Book 6 Plats, Page 103, all of the above in Section 24, Township 87 North, Range 6, West of the 5th P.M. in Delaware County, Iowa, except portions conveyed to the State of Iowa by Warranty Deeds recorded in Book 95, L.D., Page 339 and Book 96 L.D., Page 177.

KOCH BROTHERS, DES MOINES 80-841

Dated this 29th day of August, 1994.

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

ATTEST: /S/ Sharon McCrabb, Auditor

At 10:15 A.M. a public hearing was held on a Petition for Creation of An Agricultural Area filed by WILLIAM J. DRUMMY, INC. by Thomas A. Drummy and Suzanne M. Drummy, DRUMMY BROS., INC. by Thomas A. Drummy and Suzanne M. Drummy, DRUMMY BROS., INC. by Thomas A. Drummy, John G. Drummy, William J. Drummy, Virginia Drummy, Dorrance B. McDonald, Emogene A. McDonald, Roger J. Recker, Linda Kay Recker, James L. Shover, Joyce C. Shover, Thomas P. McDonald, Nancy McDonald, Frances (Shover) Wilson and John T. Wilson, wherein the petitioners proposed creating a legally described agricultural area in Hazel Green Township.

Tom Hanson, Attorney, spoke for the group in attendance and advised that the area was approximately 1,140 acres and would continue under normal agricultural practices.

Eldon Koeneke declared this public hearing closed. There were no objections filed.

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

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 August 29, 1994, by the Delaware County Board of Supervisors to consider a "Petition for Creation of an Agricultural Area" filed under this chapter by WILLIAM J. DRUMMY, INC. by Thomas A. Drummy and Suzanne M. Drummy, DRUMMY BROS., INC. by Thomas A. Drummy, John G. Drummy, William J. Drummy, Virginia Drummy, Dorrance B. McDonald, Emogene A. McDonald, Roger J. Recker, Linda Kay Recker, James L. Shover, Joyce C. Shover, Thomas P. McDonald, Nancy McDonald, Frances (Shover) Wilson and John T. Wilson, 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 Southwest Quarter (SW¼) and the North One-Half (N½) of the Northeast Quarter (NE¼) and the Southwest Quarter (SW¼) of the Northeast Quarter (NE¼) of Section Twenty One (21), Township Eighty Seven (87) North, Range Five (5), West of the Fifth P.M.

The Southwest Quarter (SW¼) of the Southeast Quarter (SE¼) of Section Sixteen (16), Township Eighty Seven (87) North, Range Five (5), West of the Fifth P.M.

The South One-Half (S½) of Section Fifteen (15), Township Eighty Seven (87) North, Range Five (5), West of the Fifth P.M.

The North One-Half (N½) of the Northwest Quarter (NW¼) and the Northeast Quarter (NE¼) of Section Twenty Two (22), Township Eighty Seven (87) North, Range Five (5), West of the Fifth P.M.

The South eighty (80) acres of the west one hundred twenty (120) acres of the Northwest Quarter (NW¼) of Section Fourteen (14), Township Eighty Seven (87) North, Range Five (5), West of the Fifth P.M.

The West One-Half (W½) of the Northwest Quarter (NW¼), the North One-Half (N½) of the North One-Half (N½) of the Southwest Quarter (SW¼) and Lots One (1) and Three (3) of the Plat of Shover Locke Addition of the Southwest Quarter (SW¼) of Section Twenty Three (23), Township Eighty Seven (87) North, Range Five (5), West of the Fifth P.M. recorded in Book 6 Plats, Page 115, of the records of the Delaware County Recorder.

Dated this 29th day of August, 1994.

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

ATTEST: /S/ Sharon McCrabb, Auditor

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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September 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. with all members present. Eldon Koeneke, Chairman, called the meeting to order.

Motion made by Clemen, seconded by Besler and carried that a check in the amount of $670.00 from John Nachtman for the balance of the 1994 land rent payment for farm ground at Indian Hills Wildlife area be deposited as follows: $335.00 into the General Fund and $335.00 into the Conservation Land Acquisition and Development Fund.

Motion made by Besler, seconded by Clemen and carried that the following transfers be approved: $51,937.07 from the Rural Services Fund to the Secondary Road Fund; $1,855.65 from the General Basic Fund to the Secondary Road Fund.

Motion made by Clemen, seconded by Besler and carried that the Belated Homestead Tax Credit Claims of Jamie L. Amling of Colesburg and Dianne E. Johnston of Delhi be approved for the tax year 1994/95.

Motion made by Besler, seconded by Clemen and carried that the District Court Monthly Report and Remittance of Debra Meyers, Clerk of District Court in the amount of $391.20 for the month of August, 1994 be approved.

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 Co 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 16th day of August A.D. 19 94, and the last on the _____ day of _____ A.D. 19____

Publication fee, $ 9.25

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 30th day of August A.D. 1994

Witness my hand and seal the date last above written.

_____ 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 10:15 A.M. on Aug. 29, 1994. The proposed agricultural area is located in Sections 14, 15, 16, 21, 22 and 23 in Hazel Green Township and is owned by WILLIAM J. DRUMMY, INC. by Thomas A. Drummy and Suzanne M. Drummy, DRUMMY BROS., INC. by Thomas A. Drummy, John G. Drummy, William J. Drummy, Virginia Drummy, Dorrance B. McDonald, Emogene A. McDonald, Roger J. Recker, Linda Kay Recker, James L. Shover, Joyce C. Shover, Thomas P. McDonald, Nancy McDonald, Frances (Shover) Wilson and John T. Wilson.

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 9th day of August, 1994.

Sharon McCrabb,
County Auditor

8-16-94

P28

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 August 29, 1994, by the Delaware County Board of Supervisors to consider a "Petition for Creation of an Agricultural Area" filed under this chapter by WILLIAM J. DRUMMY, INC. by Thomas A. Drummy and Suzanne M. Drummy, DRUMMY BROS., INC. by Thomas A. Drummy, John G. Drummy, William J. Drummy, Virginia Drummy, Dorrance B. McDonald, Emogene A. McDonald, Roger J. Recker, Linda Kay Recker, James L. Shover, Joyce C. Shover, Thomas P. McDonald, Nancy McDonald, Frances (Shover) Wilson and John T. Wilson, 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 Southwest Quarter (SW 1/4) and the North One-Half (N 1/2) of the Northeast Quarter (NE 1/4) and the Southwest Quarter (SW 1/4) of the Northeast Quarter (NE 1/4) of Section Twenty One (21), Township Eighty Seven (87) North, Range Five (5), West of the Fifth P.M.

The Southwest Quarter (SW 1/4) of the Southeast Quarter (SE 1/4) of Section Sixteen (16), Township Eighty Seven (87) North, Range Five (5), West of the Fifth P.M.

The South One-Half (S 1/2) of Section Fifteen (15), Township Eighty Seven (87) North, Range Five (5), West of the Fifth P.M.

The North One-Half (N 1/2) of the Northwest Quarter (NW 1/4) and the Northeast Quarter (NE 1/4) of Section Twenty Two (22), Township Eighty Seven (87) North, Range Five (5), West of the Fifth P.M.

The South eighty (80) acres of the West one hundred twenty (120) acres of the Northwest Quarter (NW 1/4) of Section Fourteen (14), Township Eighty Seven (87) North, Range Five (5), West of the Fifth P.M.

The West One-Half (W 1/2) of the Northwest Quarter (NW 1/4), the North One-Half (N 1/2) of the North One-Half (N 1/2) of the Southwest Quarter (SW 1/4) and Lots One (1) and Three (3) of the Plat of Shover Locke Addition of the Southwest Quarter (SW 1/4) of Section Twenty Three (23), Township Eighty Seven (87) North, Range Five (5), West of the Fifth P.M. recorded in Book 6 Plats, Page 115, of the records of the Delaware County Recorder.

Dated this 29 day of August, 1994.

Delaware County Board of Supervisors

G. Eldon Koeneke

G. Eldon Koeneke, Chairman

ATTEST:

Sharon McCrabb

Sharon McCrabb, Auditor