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 February 13, 1995, to set a public hearing on the "Proposal for Creation of an Agricultural Area" by Anthony C. Broghammer, Delrose G. Broghammer, John G. Hoffmann, Lorie N. Hoffmann, Gilbert A. Hoffmann, Maureen E. Hoffmann, Marvin C. Calonder, Judith A. Calonder, Douglas P. Kirby, Linda M. Kirby, Burnell A. Lynch, Velma C. Lynch, Bengt Johnson and Marietta Johnson.

2. Proof of Publication of "Notice of Public Hearing" on the creation of the ag district published February 14, 1995 in The Manchester Press.

3. Official Minutes of the Board of Supervisors, dated February 21, 1995, 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 February 21, 1995, 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 21st day of March, 1995.

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 21st day of March, 1995.

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

My commission expires 12-17-95.

CAROLYN A. WILSON Iowa NOTARIAL SEAL

FILE No. 113-2396
RECORDING FEE $
TRANSFER FEE $

FILED FOR RECORD THE 21 DAY OF March 19 95 AT 12:34 O'CLOCK P M. BOOK 5 PAGE 122

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 January 20, 1995 of a "Petition for Creation of Agricultural Area" by Anthony C. Broghammer, Delrose G. Broghammer, John G. Hoffmann, Lorie N. Hoffmann, Gilbert A. Hoffmann, Maureen E. Hoffmann, Marvin C. Calonder, Judith A. Calonder, Douglas P. Kirby, Linda M. Kirby, Burnell A. Lynch, Velma C. Lynch, Bengt Johnson and Marietta Johnson, that a public hearing be held on February 21, 1995 at 10:00 a.m. in the Supervisors' Office, Courthouse, Manchester, Iowa, on the creation of a proposed agricultural area described as follows:

The Northwest Quarter (NW 1/4) of the Northwest Quarter (NW 1/4), the South One-Half (S 1/2) of the Northeast Quarter (NE 1/4) and the South One-Half (S 1/2) of the Northwest Quarter (NW 1/4) of Section Six (6), Township Eighty Nine (89) North, Range Five (5), West of the Fifth P.M., except commencing at the Southwest corner of said Southwest Quarter (SW 1/4) of the Northwest Fractional Quarter (NW FR 1/4) and running thence North on the West line of Section Six (6) a distance of 474.0 feet, thence Easterly 398.0 feet, thence Southerly 470.0 feet to a point on the South line of said Northwest Fractional Quarter (NW Fr 1/4) that is 427.0 feet East of the point of beginning, thence West to the point of beginning and also excepting that part of said Southeast Quarter (SE 1/4) of the Northwest Quarter (NW 1/4) described as commencing at the Southwest corner of said Southeast Quarter (SE 1/4) of the Northwest Quarter (NW 1/4) and running thence East 405.1 feet to the point of beginning, thence North 11° 35' East 450.5 feet, thence North 1° 51' East 492.5 feet, thence South 89° 21' East 364.7 feet, thence South 5° 16' West 294.6 feet, thence North 88° 21' West 242.0 feet, thence South 21° 19' West 118.9 feet, thence South 11° 31' West 543.1 feet, thence West 50.3 feet to the point of beginning.

The South One-Half (S 1/2) of Section Six (6), Township Eighty Nine (89) North, Range Five (5), West of the 5th P.M., except the West 250.0 feet of the North 300.0 feet thereof, and further excepting the South 500.0 feet of the West 968.0 feet thereof, and further excepting the North 352.0 feet of the East 668.0 feet thereof.

The East One-Half (E 1/2), the East One-Half (E 1/2) of the Northwest Quarter (NW 1/4) of the Northwest Quarter (NW 1/4), the Northeast Quarter (NE 1/4) of the Northwest Quarter (NW 1/4) of Section Seven (7), Township Eighty Nine (89) North, Range Five (5), West of the 5th P.M. except that part of the Northwest Quarter (NW 1/4) of the Northwest Quarter (NW 1/4) of said Section Seven (7) described as commencing at a point 665.05 feet East of the Northwest corner of said Section Seven (7), thence East 302.95 feet, thence South 219.0 feet, thence West 302.95 feet, thence North 219.0 feet to the point of beginning.

The West One-Half (W 1/2) of the West One-Half (W 1/2) of Section Eight (8), except the East 220.0 feet of the North 314.0 feet of the Southwest Quarter (SW 1/4) of the Southwest Quarter (SW 1/4) of said Section Eight (8), and further except all that part of the Northwest Quarter (NW 1/4) of the Northwest Quarter (NW 1/4) of said Section Eight (8) lying East of the center of Iowa Highway No. 13, all in Township Eighty Nine (89) North, Range Five (5), West of the Fifth P.M.

The East Half (E 1/2) of the Northwest Quarter (NW 1/4), and the North Half (N 1/2) of the Southwest Quarter (SW 1/4) of the Northeast Quarter (NE 1/4); all in Section Eight (8), Township Eighty Nine (89) North, Range Five (5), West of the 5th P.M.

The South One-Half (S 1/2) of the Southwest Quarter (SW 1/4) of Section 5, Township 89 North, Range 5, West of the Fifth P.M.

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

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

Dated this 13 day of February, 1995.

Delaware County Board of Supervisors

Jerome E. Besler

Jerome E. Besler, Chairman

ATTEST:

Sharon McCrabb

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 14th day of February A.D. 1995, and the last on the _____ day of _____ A.D. 19____

Publication fee, $ 10 40

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 28th day of February A.D. 1995

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 February 21, 1995. The proposed agricultural area is located in Sections 5, 6, 7 and 8 of Delaware Township and is owned by Anthony C. Broghammer, Delrose G. Broghammer, John G. Hoffmann, Lorie M. Hoffmann, Gilbert A. Hoffmann, Maureen E. Hoffmann, Marvin C. Calender, Judith A. Calender, Douglas P. Kirby, Linda M. Kirby, Burnell A. Lynch, Velma C. Lynch, Bengt Johnson and Marietta Johnson.

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 13th day of February, 1995.

Sharon McCrabb
Delaware County Auditor

2-14-95 P54

Motion made by Clemen, seconded by Koeneke and carried that the Application for Approval of Underground Construction on Delaware County Right-of-Way for the City of Earlville for construction of a wastewater pumping station and associated piping within the corporate limits of Earlville at the intersection of Margaret Street and High Street be approved.

The following claims were approved for payment as shown on pages 341a through 341e.

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

Jerome E. Besler, Chairman

Sharon McCrabb, Auditor

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February 16, 1995
Manchester, Iowa

STATE OF IOWA)
) SS:
DELAWARE COUNTY)

The Delaware County Board of Supervisors met in a special meeting this date at 9:05 A.M. in the Assessor's Conference Room, Courthouse, Manchester, Iowa to provide the County's answers to the interrogatories for Timothy D. Ament, Attorney for Northwestern National Insurance Company in the Jerry Leonard case.

Motion made by Koeneke, seconded by Clemen and carried to go into closed session.

The Board came back into open session at 10:30 A.M. The interrogatories submitted by the plaintiff were answered by those present.

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

Jerome E. Besler, Chairman

Judy Zehr, Deputy Auditor

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February 21, 1995
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 Supervisors' Office, Courthouse, Manchester, Iowa, with all members present. Jerome E. Besler, Chairman, called the meeting to order.

This being the date set for the public hearing on the creation of an agricultural area located in Sections 5, 6, 7 and 8 of Delaware Township, owned by Anthony C. Broghammer, Delrose G. Broghammer, John G. Hoffmann, Lorie N. Hoffmann, Gilbert A. Hoffmann, Maureen E. Hoffmann, Marvin C. Calonder, Judith A. Calonder, Douglas P. Kirby, Linda M. Kirby, Burnell A. Lynch, Velma C. Lynch, Bengt Johnson and Marietta Johnson, the Board asked for objections or comments from the seventeen persons present.

Tom Hanson, Attorney, stated that the ag area was only being formed to prevent nuisance law suits. There were no plans to expand to a large hog operation.

No objections were made.

Motion made by Koeneke, 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 February 21, 1995, by the Delaware County Board of Supervisors to consider a "Petition for Creation of an Agricultural Area" filed under this chapter by Anthony C. Broghammer, Delrose G. Broghammer, John G. Hoffmann, Lorie N. Hoffmann, Gilbert A. Hoffmann, Maureen E. Hoffmann, Marvin C. Calonder, Judith A. Calonder, Douglas P. Kirby, Burnell A. Lynch, Velma C. Lynch, Bengt Johnson and Marietta Johnson, 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 Northwest Quarter (NW¼) of the Northwest Quarter (NW¼), the South One-Half (S½) of the Northeast Quarter (NE¼) and the South One-Half (S½) of the Northwest Quarter (NW¼) of Section Six (6), Township Eighty Nine (89) North, Range Five (5), West of the Fifth P.M., except commencing at the Southwest corner of said Southwest Quarter (SW¼) of the Northwest Fractional Quarter (NW FR ¼) and running thence North on the West line of Section Six (6) a distance of 474.0 feet, thence Easterly 398.0 feet, thence Southerly 470.0 feet to a point on the South line of said Northwest Fractional Quarter (NW FR ¼) that is 427.0 feet East of the point of beginning, thence West to the point of beginning and also excepting that part of said Southeast Quarter (SE¼) of the Northwest Quarter (NW¼) described as commencing at the Southwest corner of said Southeast Quarter (SE¼) of the Northwest Quarter (NW¼) and running thence East 405.1 feet to the point of beginning, thence North 11° 35' East 450.5 feet, thence North 1° 51' East 492.5 feet, thence South 89° 21' East 364.7 feet, thence South 5° 16' West 294.6 feet, thence North 88° 21' West 242.0 feet, thence South 21° 19' West 118.9 feet, thence South 11° 31' West 543.1 feet, thence West 50.3 feet to the point of beginning.

The South One-Half (S½) of Section Six (6), Township Eighty Nine (89) North, Range Five (5), West of the 5th P.M., except the West 250.0 feet of the North 300.0 feet thereof, and further excepting the South 500.0 feet of the West 968.0 feet thereof, and further excepting the North 352.0 feet of the East 668.0 feet thereof.

The East One-Half (E½), the east One-Half (E½) of the Northwest Quarter (NW¼) of the Northwest Quarter (NW¼), the Northeast Quarter (NE¼) of the Northwest Quarter (NW¼) of Section Seven (7), Township Eighty Nine (89) North, Range Five (5), West of the 5th P.M. except that part of the Northwest Quarter (NW¼) of the Northwest Quarter (NW¼) of said Section Seven (7) described as commencing at a point 665.05 feet East of the Northwest corner of said Section Seven (7), thence East 302.95 feet, thence South 219.0 feet, thence West 302.95 feet, thence North 219.0 feet to the point of beginning.

The West One-Half (W½) of the West One-Half (W½) of Section Eight (8), except the East 220.0 feet of the North 314.0 feet of the Southwest Quarter (SW¼) of the Southwest Quarter (SW¼) of said Section Eight (8), and further except all that part of the Northwest Quarter (NW¼) of the Northwest Quarter (NW¼) of said Section Eight (8) lying East of the center of Iowa Highway No. 13, all in Township Eighty Nine (89) North, Range Five (5), West of the Fifth P.M.

The East Half (E½) of the Northwest Quarter (NW¼), and the North Half (N½) of the Southwest Quarter (SW¼) of the Northeast Quarter (NE¼); all in Section Eight (8), Township Eighty Nine (89) North, Range Five (5), West of the 5th P.M.

The South One-Half (S½) of the Southwest Quarter (SW¼) of Section 5, Township 89 North, Range 5, West of the Fifth P.M.

Dated this 21st day of February, 1995.

Delaware County Board of Supervisors
/S/ Jerome E. Besler, Chairman

ATTEST: /S/ Sharon McCrabb, Auditor

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

RESOLUTION

Pursuant to the 1993 Code of Iowa, Section 331.323 Sub Section 2d, we do hereby authorize the destruction of the following records in the Auditor's Office:

1984 Real Estate Records

Dated this 21st day of February, 1995.

Delaware County Board of Supervisors

/S/ Jerome Besler, Chairman
/S/ Eldon Koeneke
/S/ Bob Clemen

Motion made by Koeneke, seconded by Clemen and carried that the Amendment to Delaware County Supported Employment Grant Contract 94-106 be approved extending the grant.

Motion made by Clemen, seconded by Koeneke and carried that the following employees be allowed to attend their respective meetings: Bob Clemen to attend a Scenic Valley meeting in Dubuque on February 23rd; all three Supervisors to attend a 1st Judicial Meeting at Ewalu on February 23rd.

Motion made by Koeneke, seconded by Clemen and carried that the resignation of Arthur J. Hackbarth as the Secondary Road Survey Party Chief be accepted with regret effective March 31, 1995 after serving Delaware County for forty three years.

Brian Ridenour, County Engineer, read quotes for construction of a 30' by 54' storage shed to be built at the secondary road location in Delaware:

Great Plains, Earlville	$11,950.70
United Building Centers, Manchester	$11,999.40

Motion made by Clemen, seconded by Koeneke and carried that the low bid of Great Plains be accepted in the amount of $11,950.70.

This being the date for the public hearing for the creation of of an agricultural area located in Sections 26, 27, 34 and 35 of Hazel Green Township owned by Graden Blount, Terrance M. Ryan, Lynne Anne Ryan, Thomas J. Reilly and Rose Ann Reilly, the Board asked for objections or comments. This hearing took place at 10:15 A.M.

The people present commented that this ag area has no plans for major expansion.

There were no objections to the creation of this ag district.

Motion made by Clemen, seconded by Koeneke 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 February 21, 1995, by the Delaware County Board of Supervisors to consider a "Petition for Creation of an Agricultural Area" filed under this chapter by Graden Blount, Terrance M. Ryan, Lynne Anne Ryan, Thomas J. Reilly and Rose Ann Reilly, 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 South One-Half (S½) and the Southeast Quarter (SE¼) of the Northeast Quarter (NE¼) of Section Twenty Seven (27);

The North One-Half (N½) of the Northeast Quarter (NE¼) and the Northeast Quarter (NE¼) of Section Thirty Four (34);

The Southwest Quarter (SW¼), the West One-Half (W½) of the Southeast Quarter (SE¼), the Southeast Quarter (SE¼) of the Southeast Quarter (SE¼), and the South One-Half (S½) of the Northwest Quarter (NW¼), all in Section Thirty Five (35);

The Southwest Quarter (SW¼) of the Southwest Quarter (SW¼) and the Northwest Quarter (NW¼) of the Southwest Quarter (SW¼) except the North forty two (42.0) rods of the East fifty seven (57.0) rods, eleven (11.0) feet thereof, all in

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 February 21, 1995, by the Delaware County Board of Supervisors to consider a "Petition for Creation of an Agricultural Area" filed under this chapter by Anthony C. Broghammer, Delrose G. Broghammer, John G. Hoffmann, Lorie N. Hoffmann, Gilbert A. Hoffmann, Maureen E. Hoffmann, Marvin C. Calonder, Judith A. Calonder, Douglas P. Kirby, Linda M. Kirby, Burnell A. Lynch, Velma C. Lynch, Bengt Johnson and Marietta Johnson, 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 Northwest Quarter (NW 1/4) of the Northwest Quarter (NW 1/4), the South One-Half (S 1/2) of the Northeast Quarter (NE 1/4) and the South One-Half (S 1/2) of the Northwest Quarter (NW 1/4) of Section Six (6), Township Eighty Nine (89) North, Range Five (5), West of the Fifth P.M., except commencing at the Southwest corner of said Southwest Quarter (SW 1/4) of the Northwest Fractional Quarter (NW FR 1/4) and running thence North on the West line of Section Six (6) a distance of 474.0 feet, thence Easterly 398.0 feet, thence Southerly 470.0 feet to a point on the South line of said Northwest Fractional Quarter (NW Fr 1/4) that is 427.0 feet East of the point of beginning, thence West to the point of beginning and also excepting that part of said Southeast Quarter (SE 1/4) of the Northwest Quarter (NW 1/4) described as commencing at the Southwest corner of said Southeast Quarter (SE 1/4) of the Northwest Quarter (NW 1/4) and running thence East 405.1 feet to the point of beginning, thence North 11° 35′ East 450.5 feet, thence North 1° 51′ East 492.5 feet, thence South 89° 21′ East 364.7 feet, thence South 5° 16′ West 294.6 feet, thence North 88° 21′ West 242.0 feet, thence South 21° 19′ West 118.9 feet, thence South 11° 31′ West 543.1 feet, thence West 50.3 feet to the point of beginning.

The South One-Half (S 1/2) of Section Six (6), Township Eighty Nine (89) North, Range Five (5), West of the 5th P.M., except the West 250.0 feet of the North 300.0 feet thereof, and further excepting the South 500.0 feet of the West 968.0 feet thereof, and further excepting the North 352.0 feet of the East 668.0 feet thereof.

The East One-Half (E 1/2), the East One-Half (E 1/2) of the Northwest Quarter (NW 1/4) of the Northwest Quarter (NW 1/4), the Northeast Quarter (NE 1/4) of the Northwest Quarter (NW 1/4) of Section Seven (7), Township Eighty Nine (89) North, Range Five (5), West of the 5th P.M. except that part of the Northwest Quarter (NW 1/4) of the Northwest Quarter (NW 1/4) of said Section Seven (7) described as commencing at a point 665.05 feet East of the Northwest corner of said Section Seven (7), thence East 302.95 feet, thence South 219.0 feet, thence West 302.95 feet, thence North 219.0 feet to the point of beginning.

The West One-Half (W 1/2) of the West One-Half (W 1/2) of Section Eight (8), except the East 220.0 feet of the North 314.0 feet of the Southwest Quarter (SW 1/4) of the Southwest Quarter (SW 1/4) of said Section Eight (8), and further except all that part of the Northwest Quarter (NW 1/4) of the Northwest Quarter (NW 1/4) of said Section Eight (8) lying East of the center of Iowa Highway No. 13, all in Township Eighty Nine (89) North, Range Five (5), West of the Fifth P.M.

The East Half (E 1/2) of the Northwest Quarter (NW 1/4), and the North Half (N 1/2) of the Southwest Quarter (SW 1/4) of the Northeast Quarter (NE 1/4); all in Section Eight (8), Township Eighty Nine (89) North, Range Five (5), West of the 5th P.M.

The South One-Half (S 1/2) of the Southwest Quarter (SW 1/4) of Section 5, Township 89 North, Range 5, West of the Fifth P.M.

Dated this 21st day of February, 1995.

Delaware County Board of Supervisors

Jerome E. Besler, Chairman

ATTEST:

Sharon McCrabb, Auditor

Delaware County Auditor

To

Public of Delaware County

113-2396
DELAWARE COUNTY IOWA
FILED
'95 MAR 21 PM 12 34
BOOK 5 PAGE 122
DEBORAH L. PEYTON
DELAWARE CO. RECORDER

Delaware County Auditor