Del. Co. Auditor

FILED
Date 4-28-97
Deryl Stufflebeam
Deputy

FILED
SHARON McCRABB
DELAWARE COUNTY AUDITOR

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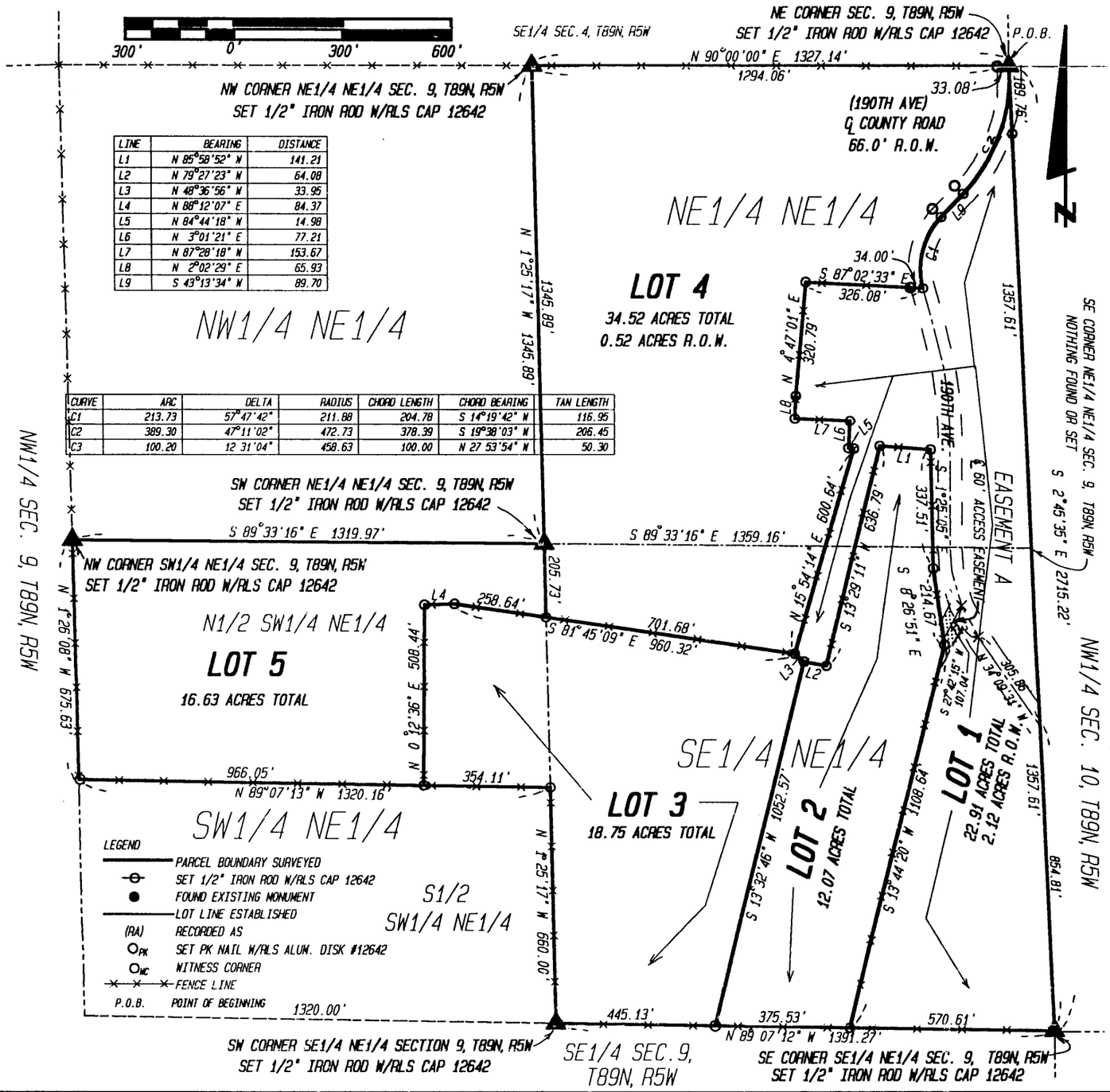
316-3/72
DELAWARE COUNTY IOWA

PREPARED BY WM. BURGER - WM. BURGER LANDSURVEYORS | 510 3RD STREET WEST COURT, WORTHINGTON IOWA 52078 | PHONE 319 855 2028

NOTE: SEE SHEET 2 OF 4 FOR ACREAGE TABLE

PLAT OF SURVEY

HEYER SUBDIVISION A SUBDIVISION OF THE NORTHEAST QUARTER (NE1/4) OF THE NORTHEAST QUARTER (NE1/4), THE SOUTHEAST QUARTER (SE1/4) OF THE NORTHEAST QUARTER (NE1/4) AND THE NORTH 1/2 OF THE SOUTHWEST QUARTER (SW1/4) OF THE NORTHEAST QUARTER (NE1/4) ALL IN SECTION NINE (9), TOWNSHIP EIGHTY-NINE NORTH (T89N) RANGE FIVE WEST (R5W) OF THE FIFTH PRINCIPAL MERIDIAN, DELAWARE COUNTY, IOWA



SCALE: 1' = 300.0' | DATE OF SURVEY: 2/10/97, 3/6/97 | SHEET 1 OF 4

PROPRIETORS: BROCK G. HERMANN & SUSAN M. HERMANN

LICENSED LAND SURVEYOR WILLIAM H. BURGER 12642 IOWA

Wm. Burger LandSurveyors

510 3rd Street West Court
Worthington, Iowa 52078

I hearby certify that this landsurveying document was prepared and related survey work was preformed by me or under my direct personal supervision and that I am a duly licensed Land Surveyor under the laws of the State of Iowa. My license renewal date is December 31, 1998

William H. Burger 4/21/97
WILLIAM H. BURGER #12642 DATE

Pages or Sheets covered by this seal: 1 thru 2

DATE 4-28-97 BOOK 8 PAGE 49 B-16

ACREAGE TABLE

	LOT 1	LOT 2	LOT 3	LOT 4	LOT 5
NE1/4 NE1/4 TOTAL	10.32	1.16	0	30.17	0
NE1/4 NE1/4 R.O.W.	1.25	0	0	0.52	0
SE1/4 NE1/4 TOTAL	12.59	10.91	14.77	4.35	0
SE1/4 NE1/4 R.O.W	0.87	0	0	0	0
SW1/4 NE1/4 TOTAL	0	0	3.98	0	16.63

LEGAL DESCRIPTION

HEYER SUBDIVISION - A Subdivision of the Northeast Quarter (NE1/4) of the Northeast Quarter (NE1/4), the Southeast Quarter (SE1/4) of the Northeast Quarter (NE1/4), and the North 1/2 of the Southwest Quarter (SW1/4) of the Northeast Quarter (NE1/4) all in Section Nine (9), Township Eighty-nine North (T89N), Range Five West (R5W) of the Fifth Principal Meridian, Delaware County, Iowa. Containing a total of 104.87 acres divided into five (5) lots and numbered Lot One (1) through Lot Five (5) as shown on the attached plat; subject to easements of record and more particularly described by metes and bounds as follows:

BEGINNING at the Northeast Corner of the Northeast Quarter (NE1/4) of the Northeast Quarter (NE1/4), Section Nine (9), Township Eighty-nine North (T89N), Range Five West (R5W) of the Fifth Principal Meridian, Delaware County, Iowa.

Thence South 02°-45'-35" East 2715.22 feet along the East line of the Northeast Quarter (NE1/4) to the Southeast corner of the Southeast Quarter (SE1/4) of the Northeast Quarter (NE1/4) of said Section Nine (9);

Thence North 89°-07'-12" West 1391.27 feet along the South line and to the Southwest corner of said Southeast Quarter (SE1/4) of the Northeast Quarter (NE1/4);

Thence North 01°-25'-17" West 660.00 feet along the West line of said Southeast Quarter (SE1/4) of the Northeast Quarter (NE1/4) to the Southeast corner of the North 1/2 of the Southwest Quarter (SW1/4) of the Northeast Quarter (NE1/4) of said Section Nine (9);

Thence North 89°-07'-13" West 1320.16 feet along the South line and to the Southwest corner of said North 1/2 of the Southwest Quarter (SW1/4) of the Northeast Quarter (NE1/4);

Thence North 01°-26'-08" West 675.63 feet along the West line and to the Northwest corner of the Southwest Quarter (SW1/4) of the Northeast Quarter (NE1/4) of said Section Nine (9);

Thence South 89°-33'-16" East 1319.97 feet along the North line and to the Northeast corner of the Southwest Quarter (SW1/4) of the Northeast Quarter (NE1/4) of said Section Nine (9);

Thence North 01°-25'-17" West 1345.89 feet along the West line and to the Northwest corner of the Northeast Quarter (NE1/4) of the Northeast Quarter (NE1/4);

Thence North 90°-00'-00" East 1327.14 along the North line of the Northeast Quarter (NE1/4) of the Northeast Quarter (NE1/4) to the **POINT OF BEGINNING;** Containing a total of 104.87 acres divided into five (5) lots and numbered Lot One (1) through Lot Five (5) as shown on the attached plat; subject to easements of record; the North line of the Northeast Quarter (NE1/4) is assumed to bear North 90°-00'-00" East .

Easement A - a Sixty foot (60.0') wide easement for private access as shown on the attached plat is hereby created for the benefit of Lot Two (2) through Lot One (1)

OWNERS ACKNOWLEDGMENT

I Brock G. Hermann and Susan M. Hermann husband and wife of DELAWARE County, State of Iowa, do hereby certify that the above survey, as shown by the attached Plat, is made with our free consent, and in accordance with our desire.

Brock G. Hermann

Susan M. Herman

STATE OF IOWA)
) SS.
COUNTY OF DELAWARE)

On this 22nd day of April A. D. 1997 before me, a Notary Public in and for said County, personally appeared Brock G. hermann and Susan M. Hermann, to me known to be the person or persons named in and who executed the foregoing instrument, and acknowledged that they executed the same as their voluntary act and deed.

Notary Public in and for said County
Thomas J. Hanson

MORTGAGE HOLDERS ACKNOWLEDGMENT

The undersigned on behalf of Farmers & Merchants Savings Bank of Manchester State of Iowa, do hereby certify that the attached Plat of Survey of is made with our free consent and in accordance with our desire as lien holder and mortgagee of the premises described herein.

Bank Farmers & Merchants Savings Bank City Manchester, Iowa

By: Eric C. Anderson E.V.P.
Eric C. Anderson ~~President~~ Executive Vice-President

By: Diane Hammell
Diane Hammell XXXX Cashier

STATE OF IOWA)
) ss.
DELAWARE COUNTY)

On this 22nd day of April A. D. 1997 before me, the undersigned, a Notary Public in and for said State, personally appeared Eric C. Anderson and Diane Hammell, to me personally known, who being by me duly sworn, did say that they are the Executive Vice-President and Cashier respectively, of the corporation executing the within and foregoing instrument; that the seal affixed thereto is the seal of the corporation; that the instrument was signed and sealed on behalf of the corporation by authority of its Board of Directors; and that Eric C. Anderson & Diane Hammell as officers acknowledged the execution of the foregoing instrument to be the voluntarily act and deed of the corporation, by it and by them voluntarily executed.

Notary Public in and for said State
Thomas J. Hanson

DELAWARE COUNTY E-911 BOARD

Delaware County, Iowa

April 23, 1997

The forgoing plat of Heyer Subdivision , Delaware County, Iowa has been examined and approved as to being in full compliance with Delaware County Ordinance #12, The Uniform Rural Address System, as passed and adopted by the Delaware County Board of Supervisors on the 8th day of June, 1996

Norman Wellman

Norman Wellman - Coordinator
Delaware County E9-11 Board

STATE OF IOWA)
) ss.
DELAWARE COUNTY)

On this 23 day of April A. D. 1997 before me, a Notary Public in and for said County, personally appeared Norman Wellman, to me known to be the person or persons named in and who executed the foregoing instrument, and acknowledged that he executed the same as his voluntary act and deed.

Notary Public in and for said County
Thomas J. Hanson

ATTORNEY'S OPINION

I , Thomas J. Hanson , a practicing attorney at law in Manchester , Delaware County , Iowa have examined the abstract of title to the land included within of the Northeast Quarter (NE1/4) of the Northeast Quarter (NE1/4), the Southeast Quarter (SE1/4) of the Northeast Quarter (NE1/4), and the North 1/2 of the Southwest Quarter (SW1/4) of the Northeast Quarter (NE1/4) all in Section Nine (9), Township Eighty-nine North (T89N), Range Five West (R5W) of the Fifth Principal Meridian, Delaware County, Iowa. ; Said abstract has been prepared in its entirety by the Delaware County Abstract Company, and was last certified to by said company on the 24th day of January , AD, 1997 , at the hour of 8:00 o'clock A. M.

My examination of said abstract shows good and merchantable title on the date and hour of certification to be in Brock J. Hermann and Susan M. Hermann
Dated at Manchester , Iowa in said County , this 14th day of April . 1997

Attorney at Law
Thomas J. Hanson

DELAWARE COUNTY TREASURER

Delaware, Iowa

April 23, 1997

I the undersigned, Carolyn A. Wilson, Treasurer of Delaware County, Iowa do hereby certify that all taxes and special assessments levied against the Northeast Quarter (NE1/4) of the Northeast Quarter (NE1/4), the Southeast Quarter (SE1/4) of the Northeast Quarter (NE1/4), and the North 1/2 of the Southwest Quarter (SW1/4) of the Northeast Quarter (NE1/4) all in Section Nine (9), Township Eighty-nine North (T89N), Range Five West (R5W) of the Fifth Principal Meridian, Delaware County, Iowa. have been paid and said real estate is free and clear of all taxes as of this date.

Carolyn A. Wilson
County Treasurer Delaware County, Iowa
Carolyn A. Wilson
Pam Klein Deputy
Pam Klein