City of Manchester

DELAWARE COUNTY IOWA
FILED
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BOOK 198 PAGE 318
DEBORAH FOTON
DELAWARE COUNTY RECORDER
11.00

Preparer: James T. Peters, P.O. Box 774, Independence, IA 50644 (319)334-9992

WATER ASSESSMENT AGREEMENT

THE UNDERSIGNED **Gary W. Jackson**, (hereinafter referred to as "property owner"), and the City of Manchester, Iowa, hereby covenant and agree as follows:

1. Property owner is the titleholder to the following described premises:

Lot 2 of Dolan's Addition, Part of the NW 1/4 of Sec. 33, T89N, R5W of the Fifth P.M., City of Manchester, Delaware County, Iowa.

2. Manchester City Code provides that when a water line has been stubbed into a lot, the property shall be assessed for the costs of extending service to the property.

3. That extension of water service to the above-referenced property at this time will provide for more efficient development and utilization of City resources.

4. That it is appropriate at this time to delay assessment of costs to the property until such time as it is developed. For purposes of this agreement, "development" shall be deemed to include any construction or other activity performed on the property which would require a building permit from the City.

5. Upon the water connection of the above-referenced property, said property shall be assessed for costs of extending water service to the lot based upon City ordinances or policies in effect at the time of assessment of such costs.

6. The property owner consents to an assessment of costs to the property pursuant to City ordinances and policies existing at the time the assessment becomes effective.

7. The parties agree and understand that future prices, costs and policies for allocation of costs and expenses for extension of water service may likely be greater than current construction costs.

8. This Agreement shall be recorded in the Office of the Delaware County Recorder at the expense of the property owner.

Gary W. Jackson

STATE OF IOWA, COUNTY OF DELAWARE, SS:

On this 7 day of Sept., 1999, before me the undersigned, a Notary Public in and for the State of Iowa, personally appeared Gary Jackson to me known to be the identical person 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 the State of Iowa

BARB TRAPP
NOTARIAL SEAL
IOWA

CITY OF MANCHESTER, IOWA

BY: Milt L. Kramer
Milt L. Kramer, Mayor

BY: Karen K. Cole
Karen K. Cole, City Clerk

STATE OF IOWA, COUNTY OF DELAWARE, SS:

On this 23rd day of September, 1999, before me, the undersigned, a Notary Public in and for the State of Iowa, personally appeared Milt L. Kramer and Karen K Cole, to me personally known, and, who, being by me duly sworn, did say that they are the Mayor and City Clerk, respectively, of the City of Manchester, 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 R-103-99 passed (the Resolution adopted) by the City Council, under Roll Call No._____ of the City Council on the 20th day of September, 19 99, and that Milt L. Kramer and Karen K.Cole acknowledged the execution of the instrument to be their voluntary act and deed and the voluntary act and deed of the corporation, by it voluntarily executed.

Julie A. Swanson
Notary Public in and for the State of Iowa (Expires 8-23-2002)
Julie A. Swanson