FILED
Date 10-22-99
County Assessor

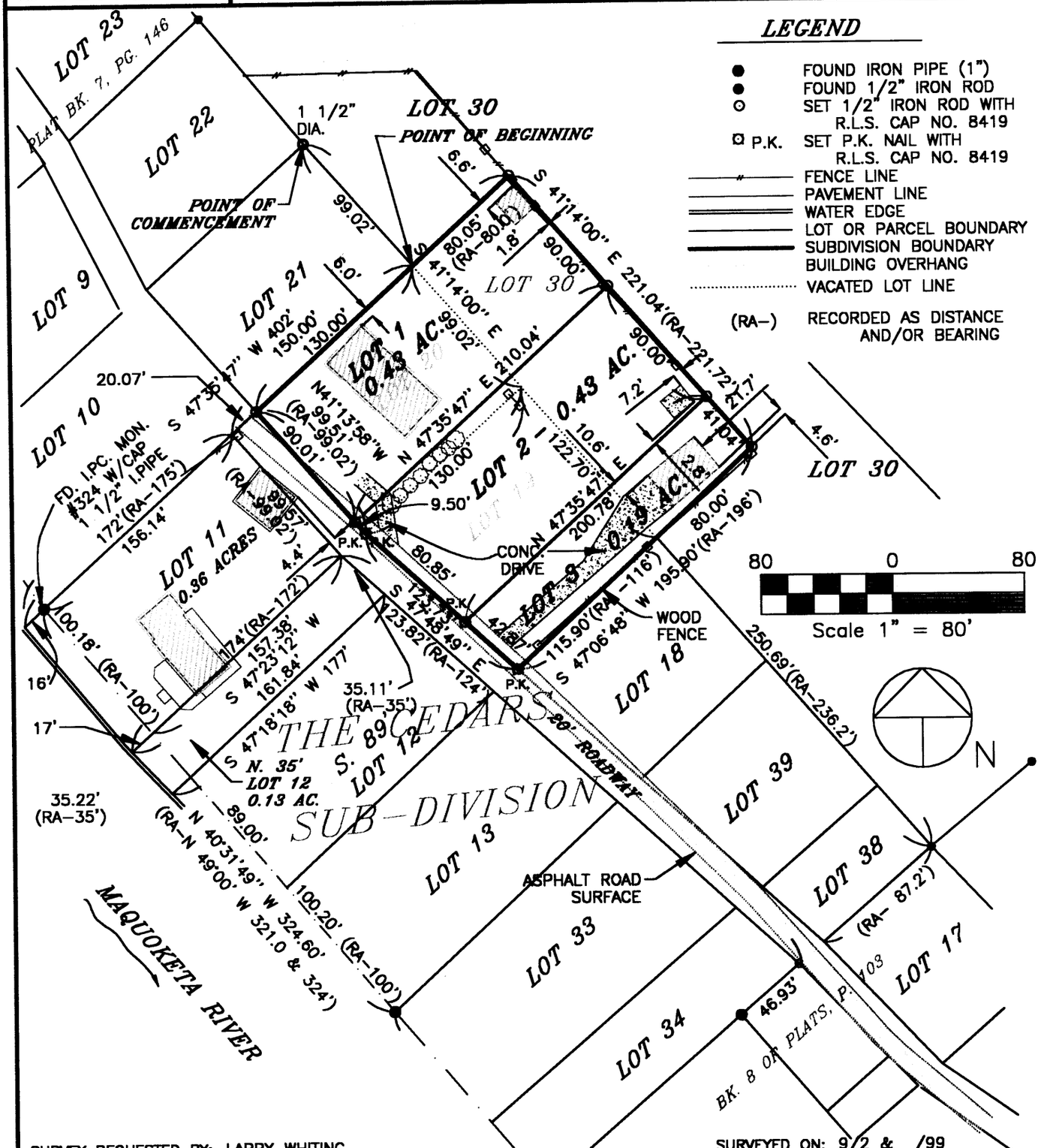
OCT 22 1999

1999 OCT 22 AM 8:52
DELAWARE COUNTY IOWA
FILED
BOOK 1999 PAGE 3703
RECORDER'S INDEX
DELAWARE COUNTY RECORDER
21.00

PREPARED BY: J DAVID GIBBS; P.O. BOX 295 MANCHESTER, IA 52057 319-927-2434

PLAT OF SURVEY

THE CEDARS SECOND SUBDIVISION — A SUBDIVISION OF LOT 19, LOT 20 AND PART OF LOT 30 OF THE CEDARS SUBDIVISION, PART OF THE NW 1/4 OF THE SE 1/4, OF THE SE 1/4, SECTION 14, T88N, R5W OF THE FIFTH P.M., DELAWARE COUNTY, IOWA



SURVEY REQUESTED BY: LARRY WHITING

SURVEYED ON: 9/2 & /99

PROPRIETORS: *LAWRENCE F. WHITING & JOYCE A. WHITING*

I HEREBY CERTIFY THAT THIS LAND SURVEYING DOCUMENT WAS PREPARED AND THE RELATED SURVEY WORK WAS PERFORMED 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.

J. DAVID GIBBS, P.E., L.S. LIC. #8419 DATE 9/17/99

MY LICENSE RENEWAL DATE IS DECEMBER 31, 2000

LICENSED LAND SURVEYOR J. DAVID GIBBS 8419 IOWA

PAGES OR SHEETS COVERED BY THIS SEAL: 1 & 2

GIBBS ENGINEERING & SURVEYING
PROFESSIONAL SERVICES BUILDING
223 WEST MAIN STREET, MANCHESTER, IA 52057

PROJECT NO. 99-57
SCALE: 1"=80'
DATE: 9/14/99
DRAWN BY: JDG
CHECKED BY:
FIELD BK: D.L.
REVISED
SHEET 1 OF 4

BOOK 1999 PAGE 3703

LEGAL DESCRIPTION

THE CEDARS SECOND SUBDIVISION; *A SUBDIVISION OF LOT 19, LOT 20 AND PART OF LOT 30 OF THE CEDARS SUB-DIVISION, PART OF NORTHWEST QUARTER (NW ¼) OF THE SOUTHEAST QUARTER (SE ¼), SECTION FOURTEEN (14), TOWNSHIP EIGHTY-EIGHT NORTH (T88N), RANGE FIVE WEST (R5W) OF THE FIFTH PRINCIPAL MERIDIAN, DELAWARE COUNTY, IOWA;* into three (3) lots numbered Lot One (1) through Lot Three (3), containing a total of 1.05 acres, subject to easements of record and more specifically described by metes and bounds as follows:

COMMENCING at the Northerly Most Corner of Lot 21 of *The Cedars Sub-division* in the West Half (W ½) of the Southeast Quarter (SE ¼) of Section Fourteen (14), Township Eighty-eight North (T88N), Range Five West (R5W) of the Fifth Principal Meridian, Delaware County, Iowa, as recorded in the Consent of Owners and Plat in Book 2 of Plats, Pages 91-92, in the Office of the Delaware County Recorder;

THENCE along the Northeasterly Line of said Lot 21, South 41°14'00" East to the Northerly Most Corner of Lot 20 of said *Cedars Sub-division*, 99.02 feet, the **POINT OF BEGINNING**;

THENCE along the northeasterly extension of the Northwesterly Line of said Lot 20, North 47°35'47" East to the Northeasterly Line of a parcel, being part of Lot 30 as described in Book 1999, Page 1555 in the Office of the Delaware County Recorder, 80.05 feet;

THENCE along said Northeasterly Line, parallel to the northeasterly line of Lot 19 and 20 of said *Cedars Subdivision*, South 41°14'00" East to the northeasterly extension of the Southeasterly Line of said Lot 19, 221.04 feet;

THENCE along the Southeasterly Line of said Lot 19 and extension thereof, South 47°06'48" West, to the Northeasterly Line of a 20 foot Roadway of said *Cedars Sub-division* 195.90 feet;

THENCE along the Northeasterly Line of said Roadway, North 47°48'49" West to the Westerly Most Corner of said Lot 19, 123.73 feet;

THENCE continuing along the Northeasterly Line of said Roadway North 41°13'58"West to the Northwesterly Line of said Lot 20, 99.51 feet to the **POINT OF BEGINNING**.

Containing a total of 1.05 acres divided into three (3) lots, numbered Lot One (1) through Lot Three (3), and subject to easements of record.

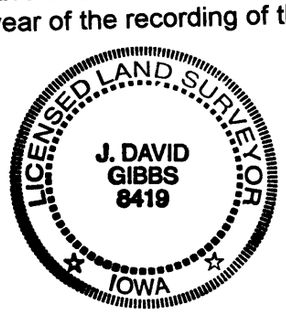
The Northeasterly Line of Lots 19, 20 and 21of said *Cedars Sub-division* is assumed to bear South 41°14'00" East.

The attached plat and above legal description represents a subdivision of Lot 19, Lot 20 and Part of Lot 30 of The Cedars Sub-division as described in Book 1999, Page 1555 in the Office of the Delaware County Recorder, into three (3) lots, numbered Lot One (1) through Lot Three (3).

SURVEYOR'S CERTIFICATE

I hereby certify that this land surveying document was prepared and the related survey work was performed by me or under my direct personal supervision, that all monuments have been found or placed and that I am a duly licensed Land Surveyor under the laws of the State of Iowa.

I hereby certify that a minimum of two (2) control monuments have been found or placed and that all monuments indicated will be placed within one (1) year of the recording of the plat.



J. David Gibbs 9/12/00

J. David Gibbs REG. NO. 8419 DATE

My license renewal date is December 31, 2000

OWNER'S ACKNOWLEDGMENT

I (we) Lawrence F. Whiting and Joyce A. Whiting of LINN 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.

Lawrence F. Whiting — Joyce A. Whiting

State of Iowa)
)
County of Delaware) Ss:

On this 2nd day of SEPT A.D. 1999, before me a Notary Public in and for said County, personally appeared Lawrence F. Whiting and Joyce A. Whiting to me known to be the person(s) named 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
my commission expires 8/31/01

MORTGAGE HOLDERS ACKNOWLEDGMENT

The COMMERCIAL FEDERAL MORTGAGE CORPORATION, State of Nebraska does hereby certify that the above survey, as shown by the attached Plat, is made with our free consent and in accordance with our desire as mortgage holder of a portion of the premises described herein.

COMMERCIAL FEDERAL MORTGAGE CORPORATION

COMMERCIAL FEDERAL MORTGAGE CORPORATION — CORPORATE SEAL — NEBRASKA CORPORATION

By Pamela S Anderson
Pamela S Anderson, Vice President

By Carlene Berg
Carlene Berg, Assistant Secretary

STATE OF Nebraska, Douglas County, Nebraska Ss:

On this 28th day of September, 1999, before me, the undersigned, a Notary Public in and for the State of Nebraska personally appeared Pamela S Anderson and Carlene Berg, to me personally known, who being duly sworn, did say that they are the Vice President and Assistant Secretary respectively, of the corporation executing the within and foregoing instrument to which this is attached, that (~~no seal has been procured by the~~) (the seal affixed hereto is the seal of the) corporation · that said instrument was signed (and sealed) on behalf of the COMMERCIAL FEDERAL MORTGAGE CORPORATION by authority of its Board of Directors; and that Pamela S Anderson and Carlene Berg as officers acknowledged the execution of the foregoing instrument to be the voluntary act and deed of the corporation, by it and by them voluntarily executed.

Sherry Hohnke

GENERAL NOTARY-State of Nebraska
SHERRY HOHNKE
My Comm. Exp. Aug. 27, 2001

Notary Public in and for said State
Sherry Hohnke

CERTIFICATE OF TREASURER

I, the undersigned, Carolyn A. Wilson, Treasurer of Delaware County, Iowa, do hereby certify that all taxes and special assessments against ***THE CEDARS SECOND SUBDIVISION,*** Delaware County, Iowa, have been paid and said real estate is free and clear of all taxes as of this date.

Carolyn A. Wilson

Carolyn A. Wilson, County Treasurer

DELAWARE COUNTY E-911 BOARD

The foregoing plat of ***THE CEDARS SECOND SUBDIVISION***, 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 6th day August, ~~1999~~ 1996. NW

Norman Wellman

Norman Wellman - Coordinator
Delaware County E-911 Board

State of Iowa)
County of Delaware) Ss:

On this 18th day of October, 1999, before me Donna M. Kunkle, a Notary Public in and for the State of Iowa, personally appeared Norman Wellman, to me personally known, and, who, being me duly sworn, did say that he is the Coordinator for the Delaware County E-911 Board.

DONNA M. KUNKLE
NOTARIAL SEAL IOWA
MY COMMISSION EXPIRES
8-16-2000

Donna M. Kunkle

Notary Public

ATTORNEY'S OPINION

I, Stephanie C. Hassler, a practicing attorney at law in Delaware County, Iowa, have examined the abstract of title to the land included in ***THE CEDARS SECOND SUBDIVISION,*** on premises more specifically described in the Surveyor's Certificate of J. David Gibbs, dated September 17, 1999.

Said abstract has been prepared in its entirety by the Delaware County Abstract Company, Inc., and was last certified to by said company on the 21st day of September, A.D., 1999, at the hour of 8:00 o'clock A.M.

My examination of said abstract shows good and merchantible title on the date and hour of the certification to be in Lawrence E. Whiting and Joyce A. Whiting, husband and wife.

Dated at Manchester, Iowa, in said County, this 15th day of October, 1999.

Stephanie C. Hassler

Attorney at Law