FILED
Date 2-20-2002
John R Klaus Jr.
County Assessor

FEB 20 2002

FILED
SHARON McCRABB
DELAWARE COUNTY AUDITOR

BOOK 2002 PAGE 645
DEBORAH L. FEYTON
DELAWARE CO. RECORDER
21.00

2002 FE 20 PM 2:38

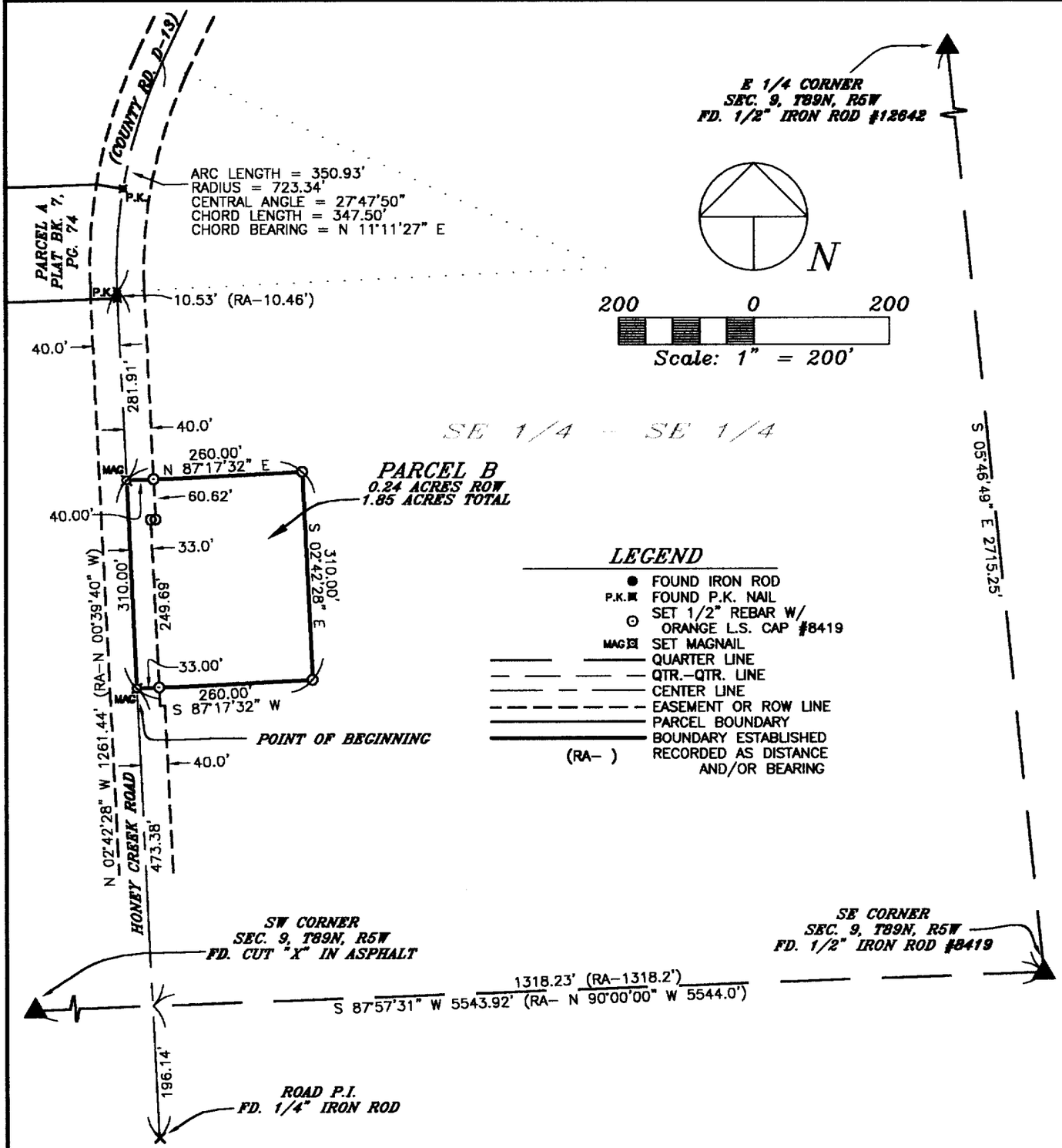
DELAWARE COUNTY IOWA
FILED

CHG X

PREPARED BY: J DAVID GIBBS; 105 W. MAIN ST., MANCHESTER, IA 52057 563-927-2434

PLAT OF SURVEY

PARCEL B, PART OF THE SE 1/4 – SE 1/4
SEC. 9, T89N, R5W OF THE FIFTH P.M., DELAWARE COUNTY, IOWA



SURVEY REQUESTED BY: ROBERT SOPPE

SURVEYED ON: 12/26/01 & 1/17/02

PROPRIETORS: ROBERT P. SOPPE & ALICE M. SOPPE

PROJECT NO. 01–69

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 2/15/02

MY LICENSE RENEWAL DATE IS DECEMBER 31, 2002

LICENSED LAND SURVEYOR
J. DAVID GIBBS
8419
IOWA

PAGES OR SHEETS COVERED BY THIS SEAL: 1–2

GIBBS ENGINEERING & SURVEYING
105 WEST MAIN STREET
MANCHESTER, IA 52057

SCALE: 1"=200'
DATE: 1/31/01
DRAWN BY: RLR
CHECKED BY: JDG
FIELD BK: D.L.
REVISED
SHEET 1 OF 3

BOOK 2002 PAGE 645

LEGAL DESCRIPTION:

***PARCEL B**, PART OF THE SOUTHEAST QUARTER (SE ¼) OF THE SOUTHEAST QUARTER (SE ¼), SECTION NINE (9), TOWNSHIP EIGHTY-NINE NORTH (T89N), RANGE FIVE WEST (R5W) OF THE FIFTH PRINCIPAL MERIDIAN, DELAWARE COUNTY, IOWA;* containing a total of 1.85 acres, including 0.24 acres of public road right of way, subject to easements of record, and more specifically described by metes and bounds as follows;

COMMENCING at the Southeast Corner of Section Nine (9), Township Eighty-nine North (T89N), Range Five West (R5W) of the Fifth Principal Meridian, Delaware County, Iowa;

THENCE along the Southerly Line of said Section Nine (9), South 87° 57' 31" West, to the centerline of Honey Creek Road, 1318.23 feet;

THENCE along the centerline of Honey Creek Road, North 02° 42' 28" West, 473.38 feet to the **POINT OF BEGINNING**;

THENCE continuing along the centerline of Honey Creek Road, North 02° 42' 28" West, 310.00 feet;

THENCE North 87° 17' 32" East, 260.00 feet;

THENCE South 02° 42' 28" East, 310.00 feet;

THENCE South 87° 17' 32" West, 260.00 feet to the **POINT OF BEGINNING**;

Containing a total of 1.85 acres, including 0.24 acres of public road right of way and subject to easements of record.

The Southerly Line of Section Nine (9), Township Eighty-nine North (T89N), Range Five West (R5W) of the Fifth Principal Meridian, Delaware County, Iowa is assumed to bear South 87° 57' 31" West.

RESOLUTION WAIVING RIGHT TO REVIEW PLAT

WHEREAS, a Final Plat is located on the premises described as:

Parcel B, Part of the SE ¼ - SE ¼, Section 9, T89N, R5W of the Fifth P.M., Delaware County, Iowa

WHEREAS, said plat is located on the fringes of the two mile radius of the current city limits, and

WHEREAS, it is unlikely that the city limits will extend to include this parcel, and

NOW, THEREFORE, BE IT RESOLVED by the Planning and Zoning Commission of the City of Manchester, Delaware County, Iowa, that the Planning and Zoning Commission of the City of Manchester, Iowa hereby waives it's right to review the plat of Parcel B, part of the SE ¼ - SE ¼, Section 9, T89N, R5W of the Fifth P.M. Delaware County, Iowa, and that the Commission hereby recommends to the City Council the acceptance of the same and the Chairperson and the Secretary are hereby authorized and directed to certify this resolution and affix the same to said plat as provided by law.

PASSED AND APPROVED this 13th day of February, 2002

PLANNING & ZONING COMMISSION
CITY OF MANCHESTER

Dan Stelken

Dan Stelken, Chairperson

Laura Thomas

Laura Thomas, Secretary

STATE OF IOWA)
) SS.
COUNTY OF DELAWARE)

On this 20th day of February, 2002, before me, Julie A. Swanson, a Notary Public in and for the State of Iowa, personally appeared Dan Stelken and Laura Thomas, to me personally known, and, who, being by me duly sworn, did say that they are the Chairperson and Secretary, respectively, of the Planning and Zoning Commission 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 the authority of its Planning and Zoning Commission, as contained in Resolution adopted by the Planning and Zoning Commission on the 13th day of February, 2002, and that Dan Stelken and Laura Thomas acknowledge 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

Julie A. Swanson; Notary Public

NOTARIAL SEAL IOWA
JULIE A. SWANSON
Commission Number 224151
My Comm. Exp. 8-13-02

A:\01-69 legal_b.doc

RESOLUTION R-033-2002

RESOLUTION WAIVING RIGHT TO REVIEW PLAT

WHEREAS, a Final Plat is located on the premises described as:

> Parcel B, Part of the SE ¼ - SE ¼, Section 9, T89N, R5W of the Fifth P.M., Delaware County, Iowa

WHEREAS, said plat is located on the fringes of the two mile radius of the current city limits, and

WHEREAS, it is unlikely that the city limits will extend to include this parcel, and

WHEREAS, the Manchester Planning and Zoning Commission has recommended to the City Council that the City waive it's right to review the Plat;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Manchester, Iowa that the City Council hereby waives it's right to review the plat of Parcel B, part of the SE ¼ - SE ¼, Section 9, T89N, R5W of the Fifth P.M. Delaware County, Iowa, and that the Mayor and City Clerk are hereby authorized and directed to certify this resolution and affix the same to said plat as provided by law.

PASSED AND APPROVED this 18th day of February, 2002

CITY OF MANCHESTER

Milt L. Kramer, Mayor

ATTEST:

Karen K. Cole, City Clerk

On this 19th day of February, 2002, before me Julie A. Swanson, 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 he instrument was signed and sealed on behalf of the corporation, by authority of its City Council, as contained in resolution R-033-2002 passed by the City Council of the City of Manchester, Iowa on the 18th day of February, 2002, and that Milt L. Kramer and Karen L. 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.

Notary Public

NOTARIAL SEAL
JULIE A. SWANSON
Commission Number 224151
My Comm. Exp. 2-23-02

C:\My Documents\Soppe.doc