FILED
Date 4/25/02
John R Kinusky
County Assessor

FILED
SHARON McCRABB
DELAWARE COUNTY AUDITOR

APR 25 2002

2002 APR 25 PM 4:09
BOOK 2002 PAGE 1592
DEBORAH L. FELTON
DELAWARE CO RECORDER
3.00

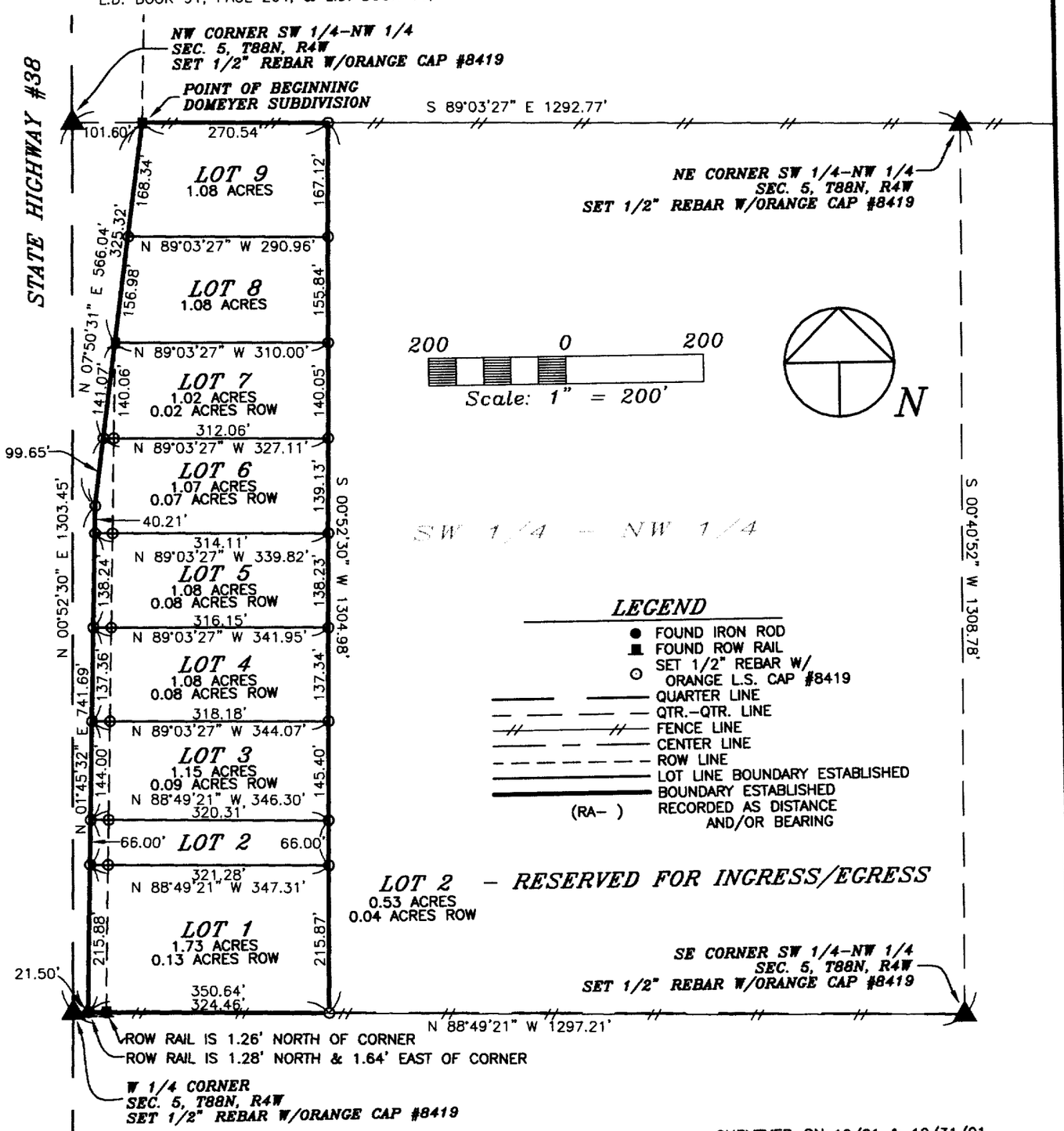
DELAWARE COUNTY IOWA
FILED

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

PLAT OF SURVEY

DOMEYER SUBDIVISION, PART OF THE SW 1/4 – NW 1/4
SEC. 5, T88N, R4W OF THE FIFTH P.M., DELAWARE COUNTY, IOWA

STATE HIGHWAY #38 RIGHT OF WAY DOCUMENTS IN THE SW 1/4 – NW 1/4, ARE RECORDED IN L.D. BOOK 101, PAGE 80, L.D. BOOK 91, PAGE 264, & L.D. BOOK 66, PAGE 655 IN THE OFFICE OF THE DELAWARE COUNTY RECORDER.



SURVEY REQUESTED BY: DUANE DOMEYER

SURVEYED ON: 10/01 & 10/31/01

PROPRIETORS: DUANE J. DOMEYER

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 4/25/02

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

PROJECT NO. 01–58
SCALE: 1"=200'
DATE: 10/30/01
DRAWN BY: RLR
CHECKED BY: JDG
FIELD BK: D.L.
REVISED
SHEET 1 OF 6

BOOK 2002 PAGE 1592

LEGAL DESCRIPTION:

DOMEYER SUBDIVISION, *A SUBDIVISION OF PART OF THE SOUTHWEST QUARTER (SW ¼) OF THE NORTHWEST QUARTER (NW ¼) OF SECTION FIVE (5), TOWNSHIP EIGHTY-EIGHT NORTH (T88N), RANGE FOUR WEST (R4W) OF THE FIFTH PRINCIPAL MERIDIAN, DELAWARE COUNTY, IOWA,* containing a total of 9.82 acres, including 0.51 acres of public road right of way, divided into nine (9) lots numbered Lot 1 through Lot 9, subject to easements of record, and more specifically described by metes and bounds as follows;

COMMENCING at the Northwest Corner of the Southwest Quarter (SW ¼) of the Northwest Quarter (NW ¼) of Section Five (5), Township Eighty-eight North (T88N), Range Four West (R4W) of the Fifth Principal Meridian, Delaware County, Iowa;

THENCE along the Northerly Line of the Southwest Quarter (SW ¼) of the Northwest Quarter (NW ¼) of said Section Five (5), South 89° 03' 27" East, to the Easterly right of way Line of Iowa State Highway 38, 101.60 feet, the **POINT OF BEGINNING**;

THENCE continuing along the Northerly Line of the Southwest Quarter (SW ¼) of the Northwest Quarter (NW ¼) of said Section Five (5), South 89° 03' 27" East, 270.54 feet;

THENCE South 00° 52' 30" West, to the Southerly Line of the Southwest Quarter (SW ¼) of the Northwest Quarter (NW ¼) of said Section Five (5), 1304.98 feet;

THENCE along the Southerly Line of the Southwest Quarter (SW ¼) of the Northwest Quarter (NW ¼) of said Section Five (5), North 88° 49' 21" West, to the right of way line of State Highway #38 owned by the State of Iowa, as recorded in L.D. Book 91, Page 264 in the Office of the Delaware County Recorder, 350.64 feet;

THENCE along said right of way line, North 01° 45' 32" East, 741.69 feet;

THENCE continuing along said right of way line, North 07° 50' 31" East, 566.04 feet to the **POINT OF BEGINNING**;

Containing a total of 9.82 acres, including 0.51 acres of public road right of way, divided into nine (9) lots numbered Lot 1 through Lot 9, and subject to easements of record.

The Westerly Line of the Southwest Quarter (SW ¼) of the Northwest Quarter (NW ¼) of Section Five (5), Township Eighty-eight North (T88N), Range Four West (R4W) of the Fifth Principal Meridian, Delaware County, Iowa is assumed to bear North 00° 52' 30" East.

SURVEYOR'S CERTIFICATE

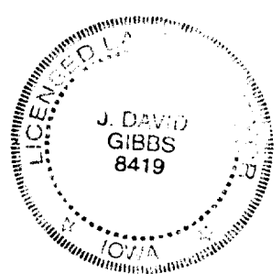
I hereby certify that this land surveying document was prepared and the related survey work was performed by me or under my direct personal supervision and that I am a duly licensed Land Surveyor under the laws of the State of Iowa.

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.

4/25/02

J. David Gibbs, L.S. #8419 DATE

My license will be renewed on December 31, 2002



OWNER'S ACKNOWLEDGMENT

I (we) Duane J. Domeyer 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.



Duane J. Domeyer

State of Iowa)
)
County of Delaware) Ss:

On this 4th day of March A.D. 2002, before me a Notary Public in and for said County, personally appeared Duane J. Domeyer 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

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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 in ***Domeyer Subdivision,*** Delaware County, Iowa, on premises more specifically described in the Surveyor's Certificate of J. David Gibbs, dated 4/24 2002.

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 5th day of March, A.D., 2002, 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 the certification to be in Duane J. Domeyer

Dated at Manchester, Iowa, in said County, this 15th day of ~~March~~ April, 2002.

Attorney at Law
Thomas J. Hanson

CERTIFICATE OF TREASURER

I, the undersigned, Carolyn A. Wilson, Treasurer of Delaware County, Iowa, do hereby certify that all taxes and special assessments against ***Domeyer 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, County Treasurer
3-4-02

DELAWARE COUNTY E-911 BOARD

Delaware County, Iowa

The foregoing plat of ***Domeyer 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 of August, 1996.

Norman Wellman - Coordinator
Delaware County E-911 Board

State of Iowa)
)
County of Delaware) Ss:

On this 26 day of February, 2002, before me Sharon McCrabb, 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.

Notary Public

NOTARIAL SEAL IOWA SHARON McCRABB Commission Number [illegible] My Comm. Exp. 6-18-02

MORTGAGE HOLDERS ACKNOWLEDGMENT

The Fidelity Bank & Trust, State of Iowa, 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.

Fidelity Bank & Trust

By: Randy J. Ludwig, VP

By: Thomas H. Lucas, Pres. & CEO

State of Iowa)
)
County of Dubuque) Ss:

On this 24th day of April, 2002, before me, the undersigned, a Notary Public in and for the State of Iowa, personally appeared Randy J. Ludwig and Thomas H. Lucas to me personally known, who being duly sworn, did say that they are the Vice President and President, CEO respectively, of the Fidelity Bank & Trust 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) Fidelity Bank & Trust; that said instrument was signed (and sealed) on behalf of the Fidelity Bank & Trust by authority of its Board of Directors; and that Randy J. Ludwig and Thomas H. Lucas as officers acknowledged the execution of the foregoing instrument to be the voluntary act and deed of the Fidelity Bank & Trust, by it and by them voluntarily executed.

TODD A. STEFFEN
Commission Number 182411
My Commission Expires
12-12-04

Notary Public in and for said County

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MORTGAGE HOLDERS ACKNOWLEDGMENT

The Farm Service Agency, State of Iowa, 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.

Shelia D. Smith

Farm Service Agency
By: Shelia D. Smith Farm Loan Manager

By: _____, _____

State of Iowa)
)
County of Delaware) Ss:

On this 24th day of April, 2002, before me, the undersigned, a Notary Public in and for the State of Iowa, personally appeared Shelia D. Smith and _____ to me personally known, who being duly sworn, did say that they are the Farm Loan Manager and _____ respectively, of the Farm Service Agency 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) _____; that said instrument was signed (and sealed) on behalf of the Farm Service Agency by authority of its Board of Directors; and that _____ and _____ as officers acknowledged the execution of the foregoing instrument to be the voluntary act and deed of the Farm Service Agency, by it and by them voluntarily executed.

CATHY L. GREIF
Commission Number 175823
My Comm. Exp. 8-31-03

Cathy L. Greif
Notary Public in and for said County