FILED
Date 7/16/02
Vonn R. Clausby
County Assessor CBO

JUL 16 2002

FILED
SHARON McCRABB
DELAWARE COUNTY AUDITOR

2002 JUL 15 PM 4:08
BOOK 2002 PAGE 2609
DEBORAH L. PEYTON
DELAWARE CO. RECORDER
26.00

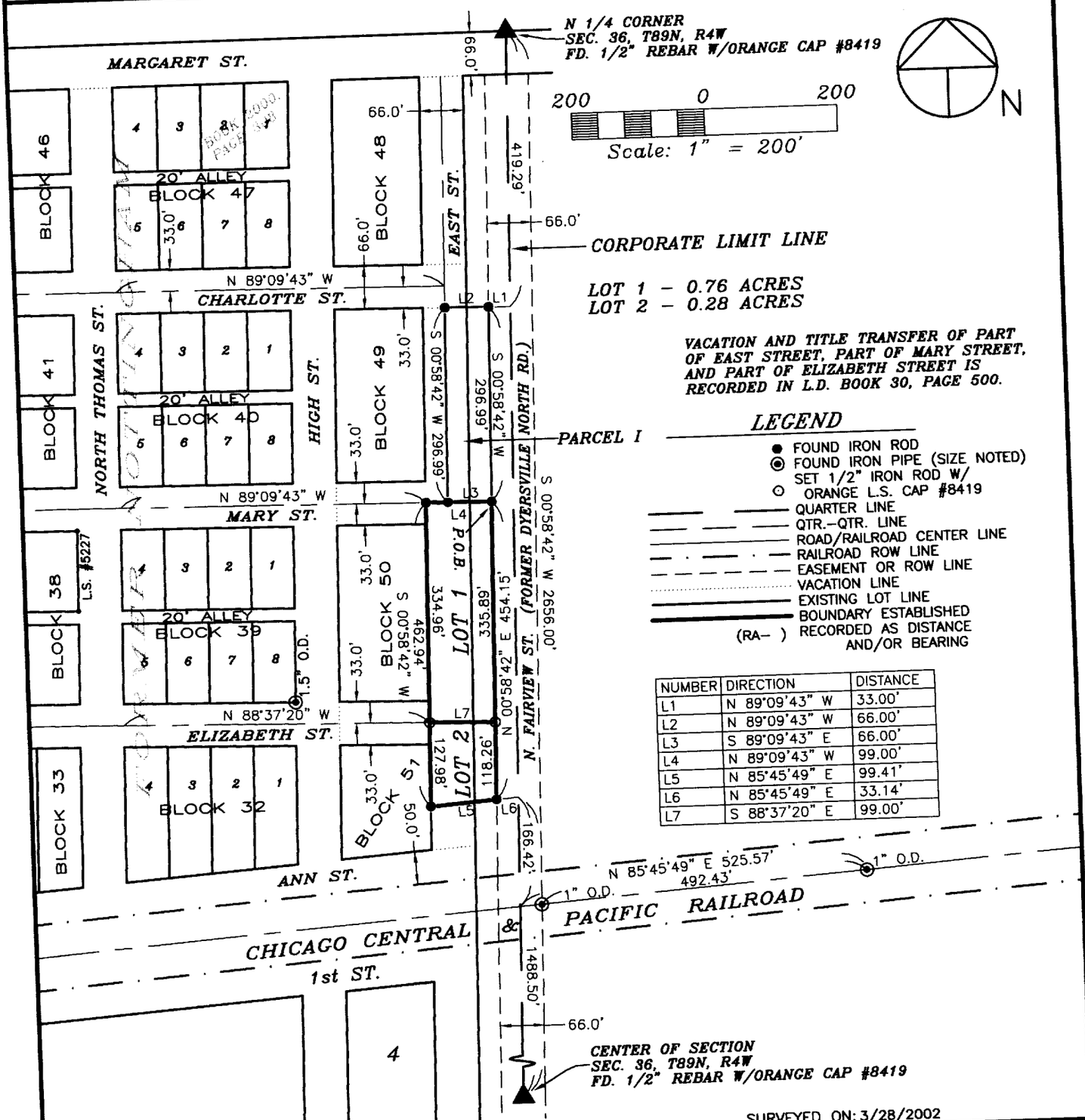
DELAWARE COUNTY IOWA
FILED

CHG

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

PLAT OF SURVEY

EAST STREET SUBDIVISION, A SUBDIVISON OF PARCEL J, BEING A PART OF THE NE 1/4-NW 1/4, SEC. 36, T89N, R4W OF THE FIFTH P.M., CITY OF EARLVILLE, DELAWARE COUNTY, IOWA



NUMBER	DIRECTION	DISTANCE
L1	N 89°09'43" W	33.00'
L2	N 89°09'43" W	66.00'
L3	S 89°09'43" E	66.00'
L4	N 89°09'43" W	99.00'
L5	N 85°45'49" E	99.41'
L6	N 85°45'49" E	33.14'
L7	S 88°37'20" E	99.00'

SURVEYED ON: 3/28/2002

SURVEY REQUESTED BY: JAYNE DOMEYER

PROPRIETORS: CHARLENE J. DOMEYER

PROJECT NO. 02-11

SCALE: 1"=200'

DATE: 6/10/2002

DRAWN BY: RLR

CHECKED BY: JDG

FIELD BK: D.L.

REVISED

SHEET 1 OF 5

LICENSED LAND SURVEYOR
J. DAVID GIBBS
8419
IOWA

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 6/10/02

J. DAVID GIBBS, P.E., L.S. LIC. #8419 DATE

MY LICENSE RENEWAL DATE IS DECEMBER 31, 2002

PAGES OR SHEETS COVERED BY THIS SEAL: 1-2

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

BOOK 2002 PAGE 2609

LEGAL DESCRIPTION:

EAST STREET SUBDIVISION; *A SUBDIVISION OF PARCEL J,BEING A PART OF THE NORTHEAST QUARTER (NE ¼) OF THE NORTHWEST QUARTER (NW ¼) OF SECTION THIRTY-SIX (36), TOWNSHIP EIGHTY-NINE NORTH (T89N), RANGE FOUR WEST (R4W) OF THE FIFTH PRINCIPAL MERIDIAN, CITY OF EARLVILLE, DELAWARE COUNTY, IOWA;* containing a total of 1.04 acres, divided into Two Lots (2) numbered Lot One (1) and Lot Two (2), subject to easements of record, and more particularly described by metes and bounds as follows;

COMMENCING at the N ¼ Corner of Section Thirty-six (36), Township Eighty-nine North (T89N), Range Four West (R4W) of the Fifth Principal Meridian, Delaware County, Iowa;

THENCE along the Easterly Line of the Northwest Quarter (NW ¼) of said Section Thirty-six (36), South 00° 58' 42" West, to the extension of the Southerly Line of Charlotte Street, 419.29 feet;

THENCE along the extension of the Southerly Line of said Charlotte Street, North 89° 09' 43" West, to the Westerly Line of North Fairview Street, the former Dyersville North Road, 33.00 feet;

THENCE along the Westerly Line of said North Fairview Street, South 00° 58' 42" West, to the extension of the centerline of vacated Mary Street, 296.99 feet, the **POINT OF BEGINNING**;

THENCE along the extension of the centerline of said vacated Mary Street, North 89° 09' 43" West, to the Westerly Line of vacated East Street, 99.00 feet;

THENCE along the Westerly Line of said vacated East Street, South 00° 58' 42" West, 462.94 feet;

THENCE North 85° 45' 49" East, to the Westerly Line of said North Fairview Street, 99.41 feet;

THENCE along the Westerly Line of said North Fairview Street, North 00° 58' 42" East, 454.15 feet to the **POINT OF BEGINNING**;

Containing a total of 1.04 acres, divided into Two Lots (2) numbered Lot One (1) and Lot Two (2), subject to easements of record.

East Street Subdivision is as subdivision of Parcel J as recorded in Book 2002, Page 1548 in the Office of the Delaware County Recorder.

The Easterly Line of the Northwest Quarter (NW ¼) of Section Thirty-six (36), Township Eighty-nine North (T89N), Range Four West (R4W) of the Fifth Principal Meridian, Delaware County, Iowa is assumed to bear South 00° 58' 42" West.

OWNER'S ACKNOWLEDGMENT

I Charlene 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.

Charlene J. Domeyer

Charlene J. Domeyer

State of Iowa)
)
County of Delaware) Ss:

On this 18th day of June A.D. 2002, before me a Notary Public in and for said County, personally appeared Charlene 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.

Donna M. Kunde

Notary Public in and for said County

DONNA M. KUNDE
Commission Number 175597
My Commission Expires
8-16-03

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 ***East Street Subdivision,*** Delaware County, Iowa, on premises more specifically described in the Surveyor's Certificate of J. David Gibbs, dated June 10, 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 July, A.D., 2002, 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 Charlene J. Domeyer.
Dated at Manchester, Iowa, in said County, this 12th day of July, 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 ***East Street 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

Date: 6-13-02

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MORTGAGE HOLDERS ACKNOWLEDGMENT

The Community Savings Bank, 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.

COMMUNITY SAVINGS BANK

By: Jacqueline A. Johnson, Executive Vice President

By: Arlyn D. Maifeld, Senior Vice President

State of Iowa)
)
County of Delaware) Ss:

On this 19th day of June, 2002, before me, the undersigned, a Notary Public in and for the State of Iowa, personally appeared Jacqueline A. Johnson and Arlyn D. Maifeld to me personally known, who being duly sworn, did say that they are the Executive Vice President and Senior Vice President respectively, of the Community Savings Bank 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) Community Savings Bank ; that said instrument was signed (and sealed) on behalf of the Community Savings Bank by authority of its Board of Directors; and that Jacqueline A. Johnson and Arlyn D. Maifeld as officers acknowledged the execution of the foregoing instrument to be the voluntary act and deed of the Community Savings Bank, by it and by them voluntarily executed.

Notary Public in and for said County

REGINA R. SELOOVER
Commission Number 196498
My Commission Expires
05/18/04

2002-19

RESOLUTION APPROVING FINAL PLAT

WHEREAS, the plat of ***East Street Subdivision,*** Delaware County, Iowa, affecting premises more specifically described in the Surveyor's Certificate of J. David Gibbs, dated June 10, 2002, has been filed with the City Clerk of the City of Earlville, Delaware County, Iowa, and has been acknowledged and approved by the Planning and Zoning Commission of the City of Earlville, Delaware County, Iowa, who have recommended acceptance of the same to be correct and in accordance with the laws of the State of Iowa, and the ordinances of the City of Earlville, Delaware County, Iowa, with relation to plats and additions to cities;

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Earlville, Delaware County, Iowa, that said ***East Street Subdivision,*** Delaware County, Iowa, be, and the same is hereby acknowledged, approved and accepted on the part of the City of Earlville, Delaware County, Iowa.

The Mayor and City Clerk are hereby directed to certify this approval and affix the same to said Plat as by Law provided.

Passed this 8 day of July, A.D., 2002.

By Dan Wheeler, Mayor

Attest:

By Linda Gaul, City Clerk

STATE OF IOWA)
) SS.
COUNTY OF DELAWARE)

On this 10 day of July, 2002 before me, Elaine M. Dieburg, a Notary Public in and for the State of Iowa, personally appeared DAN WHEELER and LINDA GAUL, 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 Earlville, 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 City Council, as contained in Resolution Number 2002-19 adopted by the City Council on the 8 day of July, 2002, and that DAN WHEELER and LINDA GAUL 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.

Elaine M. Dieburg; Notary Public.

ELAINE MARY DIEBURG
Commission Number 177512
My Commission Expires
1-19-04

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