Book 2006 Page 4289
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DEBORAH L. PEYTON, RECORDER/REGISTRA
DELAWARE COUNTY IOWA

FILED

DEC - 7 2006

CHERI BOEDING-ORCUTT
DELAWARE COUNTY ASSESSOR

FILED

DEC 7 2006

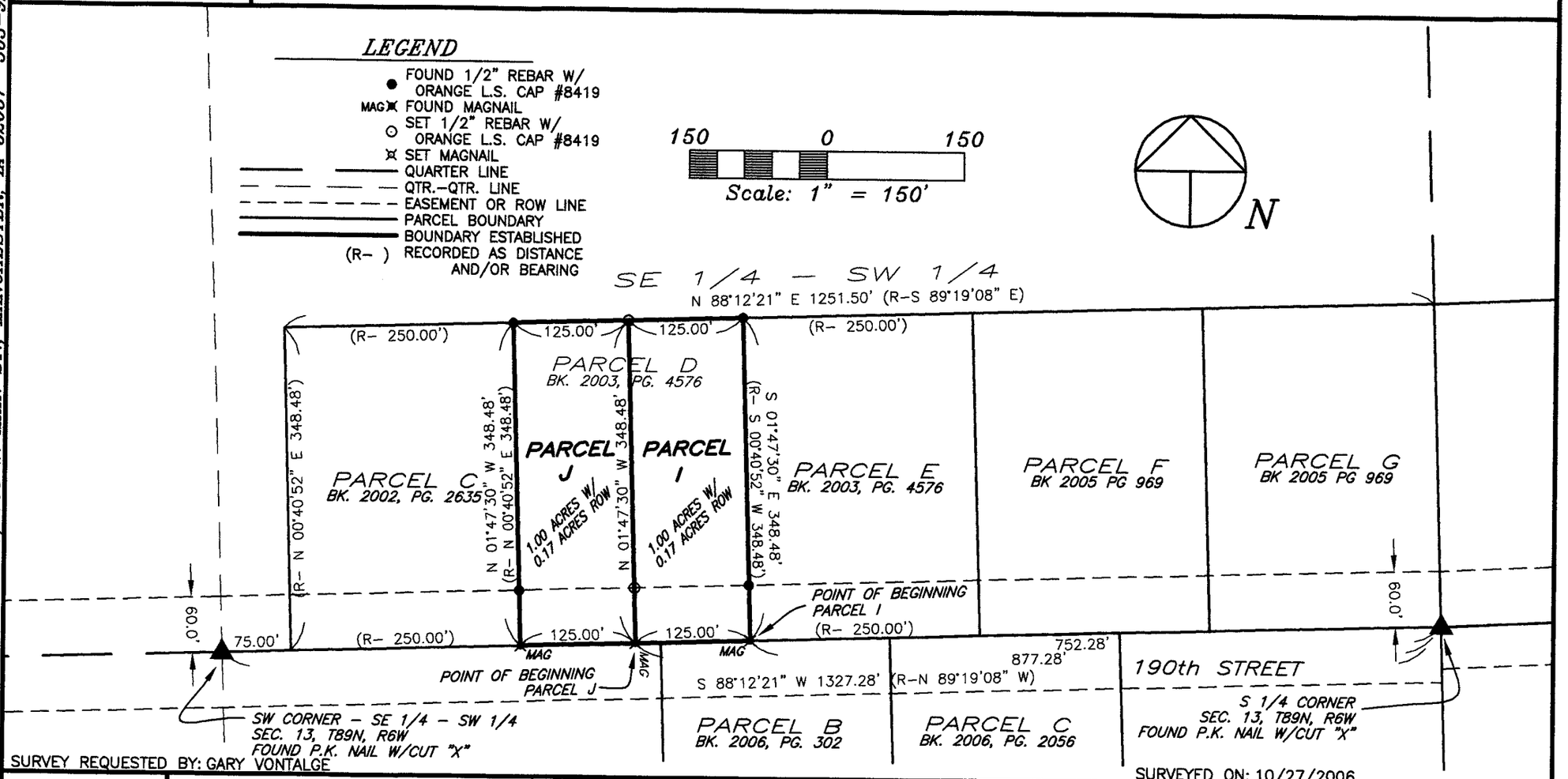
CARLA K. BECKER
DELAWARE COUNTY AUDITOR

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

PLAT OF SURVEY

PARCEL I & PARCEL J; PARTS OF PARCEL D IN THE SE 1/4 – SW 1/4
SEC. 13, T89N, R6W OF THE FIFTH P.M., DELAWARE COUNTY, IOWA

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SURVEY REQUESTED BY: GARY VONTALGE

SURVEYED ON: 10/27/2006

SCALE: 1"=150'	
DATE: 11/01/2006	
DRAWN BY: TAG	
CHECKED BY: JDG	
FIELD BK: D.L.	
REVISED	
SHEET 1 OF 4	

PROPRIETORS:
GARY D. & DONA L. VONTALGE

PROJECT NO. 06–112

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. LICENSE #8419 DATE 12/7/06
MY LICENSE RENEWAL DATE IS DECEMBER 31, 2006

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

LEGAL DESCRIPTION:

***PARCEL I**; PART OF PARCEL D IN THE SOUTHEAST QUARTER (SE 1/4) OF THE SOUTHWEST QUARTER (SW 1/4) OF SECTION THIRTEEN (13), TOWNSHIP EIGHTY-NINE NORTH (T89N), RANGE SIX WEST (R6W) OF THE FIFTH PRINCIPAL MERIDIAN, DELAWARE COUNTY, IOWA,* containing a total of 1.00 acres, including 0.17 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 South Quarter Corner of Section Thirteen (13), Township Eighty-nine North (T89N), Range Six West (R6W) of the Fifth Principal Meridian, Delaware County, Iowa;

THENCE along the Southerly Line of said Southeast Quarter (SE 1/4) of the Southwest Quarter (SW 1/4), South 88° 12' 21" West, to the Southeast Corner of Parcel D, as recorded in Book 2003, Page 4576 in the Office of the Delaware county Recorder, 752.28 feet, the **POINT OF BEGINNING**;

THENCE continuing along the Southerly Line of said Southeast Quarter (SE 1/4) of the Southwest Quarter (SW 1/4) and Southerly Line of said Parcel D, South 88° 12' 21" West, 125.00 feet;

THENCE North 01° 47' 30" West, to the Northerly Line of said Parcel D, 348.48 feet;

THENCE along the Northerly Line of said Parcel D, North 88° 12' 21" East, to the Northeast Corner of said Parcel D, 125.00 feet;

THENCE along the Easterly Line of said Parcel D, South 01° 47' 30" East, 348.48 feet to the **POINT OF BEGINNING**;

Containing a total of 1.00 acres, including 0.17 acres of public road right of way, and subject to easements of record.

The Southerly Line of the Southeast Quarter (SE 1/4) of the Southwest Quarter (SW 1/4) of Section Thirteen (13), Township Eighty-nine North (T89N), Range Six West (R6W) of the Fifth Principal Meridian, Delaware County, Iowa is assumed to bear South 88° 12' 21" West.

LEGAL DESCRIPTION:

***PARCEL J**; PART OF PARCEL D IN THE SOUTHEAST QUARTER (SE 1/4) OF THE SOUTHWEST QUARTER (SW 1/4) OF SECTION THIRTEEN (13), TOWNSHIP EIGHTY-NINE NORTH (T89N), RANGE SIX WEST (R6W) OF THE FIFTH PRINCIPAL MERIDIAN, DELAWARE COUNTY, IOWA,* containing a total of 1.00 acres, including 0.17 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 South Quarter Corner of Section Thirteen (13), Township Eighty-nine North (T89N), Range Six West (R6W) of the Fifth Principal Meridian, Delaware County, Iowa;

THENCE along the Southerly Line of said Southeast Quarter (SE 1/4) of the Southwest Quarter (SW 1/4), South 88° 12' 21" West, 877.28 feet to the **POINT OF BEGINNING**;

THENCE continuing along the Southerly Line of said Southeast Quarter (SE 1/4) of the Southwest Quarter (SW 1/4), South 88° 12' 21" West, to the Southwest Corner of Parcel D, as recorded in Book 2003, Page 4576 in the Office of the Delaware County Recorder, 125.00 feet;

THENCE along the Westerly Line of said Parcel D, North 01° 47' 30" West, to the Northwest Corner of said Parcel D, 348.48 feet;

THENCE along the Northerly Line of said Parcel D, North 88° 12' 21" East, 125.00 feet;

THENCE South 01° 47' 30" East, 348.48 feet to the **POINT OF BEGINNING**;

Containing a total of 1.00 acres, including 0.17 acres of public road right of way, and subject to easements of record.

The Southerly Line of the Southeast Quarter (SE 1/4) of the Southwest Quarter (SW 1/4) of Section Thirteen (13), Township Eighty-nine North (T89N), Range Six West (R6W) of the Fifth Principal Meridian, Delaware County, Iowa is assumed to bear South 88° 12' 21" West.

RESOLUTION WAIVING RIGHT TO REVIEW PLAT

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

Parcel I and Parcel J, Parts of Parcel D in the SE ¼ - SW ¼, Section 13, T89N, R6W 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 owner of the property, Gary D. Vontalge and Dona L. Vontalge has requested the City waive their right to review this property division, and

NOW, THEREFORE, BE IT RESOLVED by the Planning and Zoning Commission of the City of Manchester, Iowa that the Planning and Zoning Commission of the City of Manchester, Iowa hereby waives it's right to review the plat of Parcel I and Parcel J, Parts of Parcel D in the SE ¼ - SW ¼, Section 13, T89N, R6W 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 16th day of November, 2006

PLANNING & ZONING COMMISSION
CITY OF MANCHESTER, IOWA

Becky Dolan

Becky Dolan, Chairperson

Laura Thomas

Laura Thomas, Recording Secretary

On this 21st day of November, 2006, before me Julie A. Schmitz, a Notary Public in and for the State of Iowa, personally appeared Becky Dolan and Laura Thomas, to me personally known, and, who, being by me duly sworn, did say that they are the Chairperson and Recording 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 he instrument was signed and sealed on behalf of the corporation, by authority of its Planning and Zoning Commission, as contained in Resolution adopted by the Planning and Zoning Commission on the 16th day of November, 2006, and that Becky Dolan and Laura Thomas 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. Schmitz

Notary Public

NOTARIAL SEAL IOWA
JULIE A. SCHMITZ
Commission Number 224151
My Commission Expires
8-23-08

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R-159-2006
RESOLUTION WAIVING RIGHT TO REVIEW PLAT

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

Parcel I and Parcel J, Parts of Parcel D in the SE ¼ - SW ¼, Section 13, T89N, R6W 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 I and Parcel J, Parts of Parcel D in the SE ¼ - SW ¼, Section 13, T89N, R6W 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 27th day of November, 2006

CITY OF MANCHESTER

Milt L. Kramer

Milt L. Kramer, Mayor

ATTEST:

Erin Rempe, City Clerk

On this 28th day of November, 2006, before me, Laura K. Thomas, a Notary Public in and for the State of Iowa, personally appeared Milt L. Kramer and Erin Rempe, 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-159-2006 passed by the City Council of the City of Manchester, Iowa on the 27th day of November, 2006, and that Milt L. Kramer and Erin Rempe 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.

LAURA K. THOMAS
Commission Number 718135
My Commission Expires
8-26-08

Laura K Thomas

Notary Public