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DEBORAH L. PEYTON, RECORDER/REGISTRA
DELAWARE COUNTY IOWA

Prepared by: Erin Rempe, City Clerk, City of Manchester, Iowa, 208 East Main Street, Manchester, Iowa 52057 (563) 927-3636
Return to: Erin Rempe, City Clerk, City of Manchester, Iowa, 208 East Main Street, Manchester, Iowa 52057 (563) 927-3636

R-023-2007
RESOLUTION ASSENTING TO THE ANNEXATION OF CERTAIN REAL ESTATE TO THE CITY OF MANCHESTER, IOWA

WHEREAS, the City of Manchester, State of Iowa, is a duly organized municipal corporation; and,

WHEREAS, there has been presented to the City Council of said City an Application for Voluntary Annexation, as required by Section 368.7 of the 2005 Code of Iowa, executed by James Broghammer, Chief Executive Officer of ALL Energy Manchester, LLC, owner of the real estate to be annexed, said real estate lying adjacent to the existing City Limits of the City as shown on the accompanying plat in Exhibit "A" attached hereto; and,

WHEREAS, the City of Manchester, Iowa desires to annex said territory upon the application heretofore presented.

NOW THEREFORE, IT IS HEREBY RESOLVED by the City Council of the City of Manchester, Iowa as follows:

1. That the Application for Annexation be approved for the real estate described as: The Northwest Quarter (NW1/4) of the Northeast Quarter (NE1/4) of Section Thirty-four (34), except the Railroad Right of Way, and the East Fifty (50) acres of that part of the North One-half (N1/2) of the Northwest Quarter (NW1/4) of Section Thirty-four (34), lying North of the Railroad now running through said North One-half (N1/2) of the Northwest Quarter (NW1/4) of Section Thirty-four (34), and all North of Railroad Right of Way of Northwest Quarter (NW1/4) of Northwest Quarter (NW1/4) of Section Thirty-five (35) and all North of the Railroad Right of Way of Northeast Quarter (NE1/4) of Northeast Quarter (NE 1/4) of Section Thirty-four (34) all in Township Eighty-nine (89) North, Range Five (5), West of the 5th P.M., subject to public roads Delaware County, Iowa. Said land consists of 152.5 taxable acres and is subject to easements and restrictions of record.
2. That on the passage of this Resolution, this territory shall thereafter be and become a part of the City of Manchester, Iowa and shall be zoned M-2 General Industrial District.

3. That the Clerk shall forthwith cause this Resolution and the attached exhibit to be filed with the Secretary of State, Delaware County Board of Supervisors, each affected public utility, and the State Department of Transportation as required by Section 368.7 of the 2005 Code of Iowa.

PASSED AND APPROVED by the City Council of the City of Manchester, Iowa the 12th day of March, 2007.

Milt L. Kramer, Mayor

ATTEST:

Erin Rempe, City Clerk

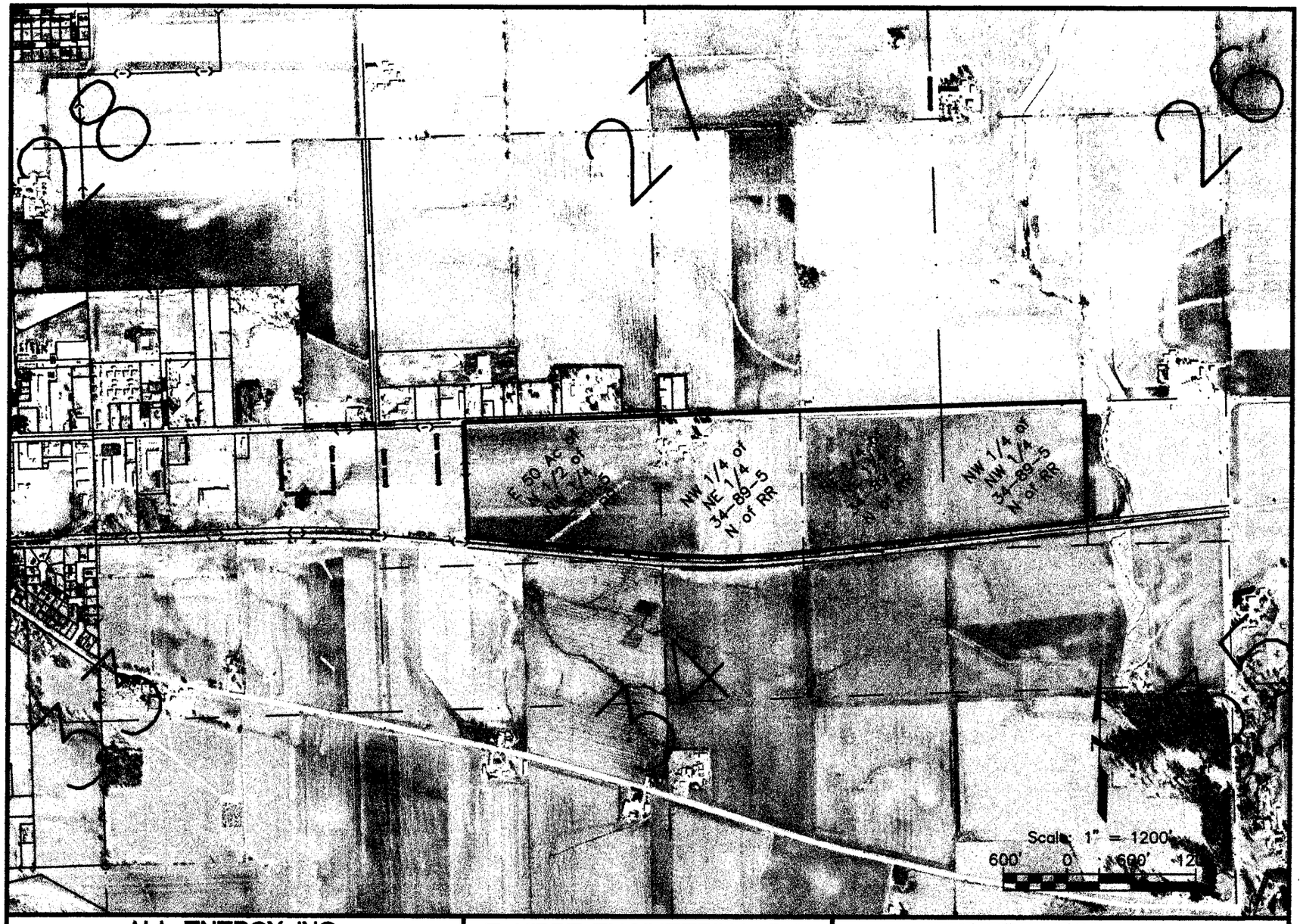
CITY OF MANCHESTER IOWA SEAL

STATE OF IOWA)
DELAWARE COUNTY)

On this 13th day of March, 2007, 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-023-2007 passed by the City Council of the City of Manchester, Iowa on the 12th day of March, 2007, 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.

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

Notary Public



ALL ENERGY, INC. MANCHESTER, IOWA	TeKIPPE ENGINEERING, P.C. West Union, Iowa Ph. (563) 422-5131 Manchester, Iowa Ph. (563) 927-2060	ANNEXATION MAP Plot Date: 2/2/2007 File Name: M:\Projects\2006\06629MS\dwg\06629MS.dwg

EXHIBIT A