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FEB 10 2009
CARLA K. BECKER
DELAWARE COUNTY AUDITOR

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CLAUDIA J. CAHALAN
DELAWARE COUNTY ASSESSOR

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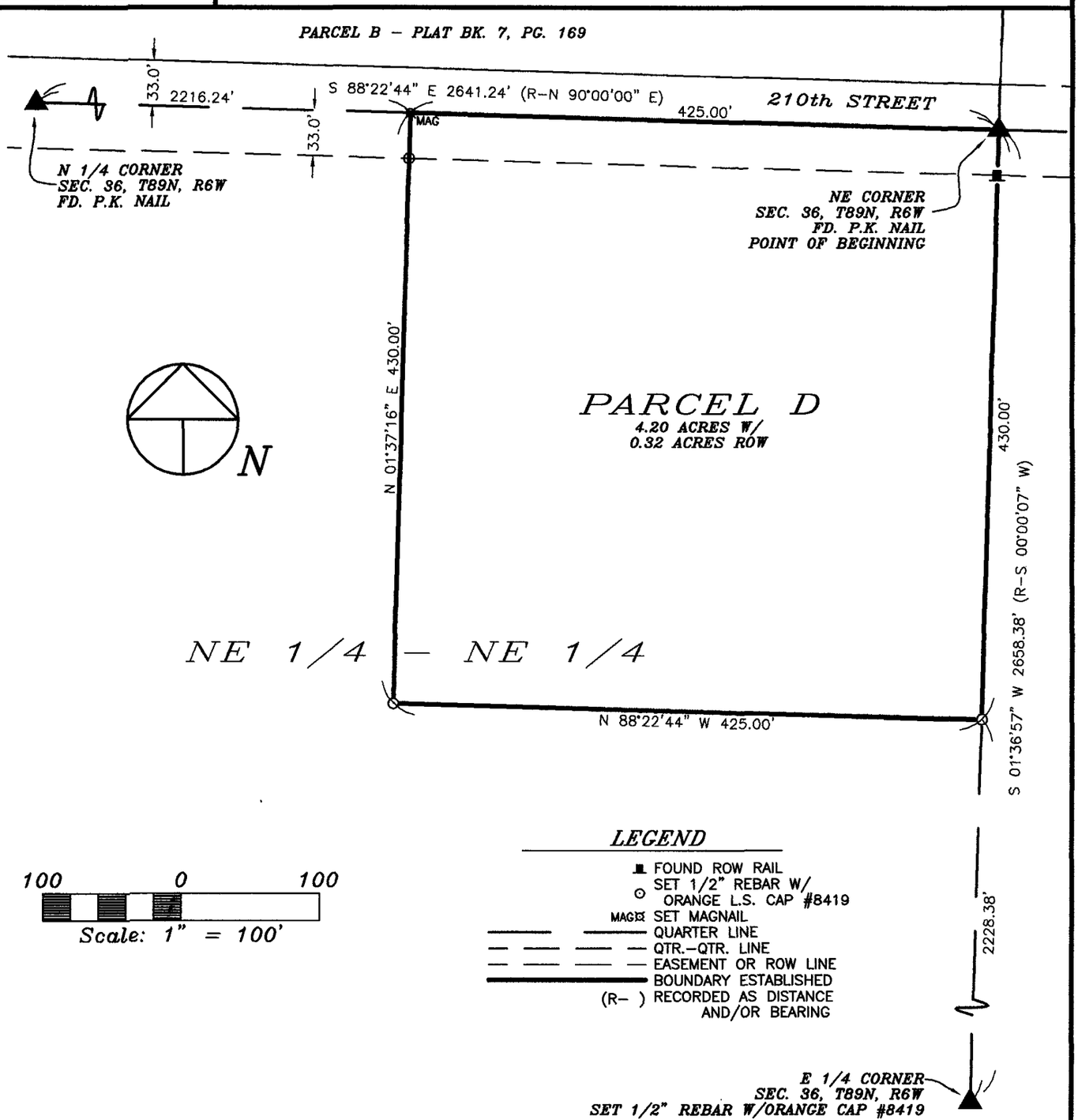
DEBORAH L PEYTON, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

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

PLAT OF SURVEY

PARCEL D

PART OF THE NE 1/4–NE 1/4 OF SEC. 36, T89N, R6W OF THE FIFTH P.M., DELAWARE COUNTY, IOWA



100 0 100

Scale: 1" = 100'

LEGEND

- FOUND ROW RAIL
- SET 1/2" REBAR W/ ORANGE L.S. CAP #8419
- MAG SET MAGNAIL
- QUARTER LINE
- QTR.–QTR. LINE
- EASEMENT OR ROW LINE
- BOUNDARY ESTABLISHED
- (R–) RECORDED AS DISTANCE AND/OR BEARING

SURVEY REQUESTED BY: WILBUR KEHRLI

SURVEYED ON: 3/25/2004 & 2/9/2009

PROPRIETORS: *WILBUR E. KEHRLI*

PROJECT NO. 04–14

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.

LICENSED LAND SURVEYOR J. DAVID GIBBS 8419 IOWA

J. DAVID GIBBS, P.E., L.S. LIC. #8419 DATE 2/6/09

MY LICENSE RENEWAL DATE IS DECEMBER 31, 2010

PAGES OR SHEETS COVERED BY THIS SEAL: 1–2

SCALE: 1"=100'

DATE: 2/6/2009

DRAWN BY: RLR

CHECKED BY: JDG

GPS: EGPT

REVISED

SHEET 1 OF 3

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

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LEGAL DESCRIPTION:

***PARCEL D**; PART OF THE NORTHEAST QUARTER (NE ¼) OF THE NORTHEAST QUARTER (NE ¼), SECTION THIRTY-SIX (36), TOWNSHIP EIGHTY-NINE NORTH (T89N), RANGE SIX WEST (R6W) OF THE FIFTH PRINCIPAL MERIDIAN, DELAWARE COUNTY, IOWA,* containing a total of 4.20 acres, including 0.32 acres of public road right of way, subject to easements of record, and more particularly described by metes and bounds as follows;

BEGINNING at the Northeast Corner of Section Thirty-six (36), Township Eighty-nine North (T89N), Range Six West (R6W) of the Fifth Principal Meridian, Delaware County, Iowa;

THENCE along the Easterly Line of the Northeast Quarter (NE ¼) of said Section Thirty-six (36), South 01° 36' 57" West, 430.00 feet;

THENCE North 88° 22' 44" West, 425.00 feet;

THENCE North 01° 37' 16" East, to the Northerly Line of the Northeast Quarter (NE ¼) of said Section Thirty-six (36), 430.00 feet;

THENCE along the Northerly Line of the Northeast Quarter (NE ¼) of said Section Thirty-six (36), South 88° 22' 44" East, 425.00 feet to the **POINT OF BEGINNING**;

Containing a total of 4.20 acres, including 0.32 acres of public road right of way, and subject to easements of record.

The Northerly Line of the Northeast Quarter (NE ¼) of Section Thirty-six (36), Township Eighty-nine North (T89N), Range Six West (R6W) of the Fifth Principal Meridian, Delaware County, Iowa is assumed to bear South 88° 22' 44" East.

RESOLUTION NO. R-031-2009

A RESOLUTION WAIVING REVIEW OF PLAT OF DIVISION

WHEREAS, the City Council for the City of Manchester, Iowa, has been presented with a plat of a parcel of land described as:

> Part of the NE 1/4 of the NE 1/4, Section 36, Township 89 North, Range 6 West of the 5th P.M., Delaware County, Iowa, as shown on the Plat of Survey, a copy of which is attached hereto; and

WHEREAS, the land referred to above is located outside the city limits of the City of Manchester, Iowa, but within the two-mile radius of the city limits of the City of Manchester, Iowa; and

WHEREAS, the survey plat indicates that no well or septic system will be necessary and construction of utilities will not be required immediately as a result of the division of land shown on the above-referenced plat; and

WHEREAS, certain circumstances exist at this time involving liens and issues of title with regard to the above property that support action by the City to allow the filing of the plat while waiving compliance with subdivision ordinances at this time.

IT IS HEREBY RESOLVED as follows:

1. That the City of Manchester, Iowa, waives the right to review the Plat of Survey attached to this Resolution for the purpose of determining compliance with City subdivision ordinances. The requirements of said ordinances as they relate to the filing of the attached plat are waived.

2. This Resolution shall be recorded in the Office of the Delaware County Recorder. The cost of recording shall be paid by the owner of the property included within the attached plat.

3. Notice is hereby given that the City does not waive the right to require full compliance with City subdivision ordinances, zoning ordinances, or other statutes, regulations, or ordinances relating to the development of property included within or adjacent to the real estate shown on the attached plat. Further development or division of property shall be required to comply with all applicable ordinances relating to said property.

Passed and approved the 9th day of February, 2009.

Milt L. Kramer

Milt L. Kramer, Mayor

ATTEST:

Erin Rempe City Clerk

CITY OF MANCHESTER IOWA SEAL

STATE OF IOWA)
) SS.
COUNTY OF DELAWARE)

On this 10th day of February, 2009, 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 the instrument was signed and sealed on behalf of the corporation, by the authority of its City Council, as contained in Resolution Number R-031-2009 adopted by the City Council on the 9th day of February, 2009, and that Milt L. Kramer and Erin Rempe 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.

LAURA K. THOMAS
Commission Number 718135
My Commission Expires
8-26-11

Laura K. Thomas

Laura K. Thomas, Notary Public