FILED

FEB 16 2010

CARLA K. BECKER
DELAWARE COUNTY AUDITOR

FILED

FEB 16 2010

CLAUDIA J. CAHALAN
DELAWARE COUNTY ASSESSOR

Book 2010 Page 432

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DEBORAH L PEYTON, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

CHG (K) PREPARED BY/RETURN TO: RANDALL L. RATTENBORG; 105 W. MAIN ST., MANCHESTER, IA 52057 563-927-2434

# PLAT OF SURVEY

## PARCEL N & PARCEL O

BOTH BEING A PART OF PARCEL A IN THE FR. NE ¼
SEC. 2, T88N, R4W OF THE FIFTH P.M., DELAWARE COUNTY, IOWA

## LEGAL DESCRIPTION:

PARCEL N, PART OF PARCEL A IN THE FRACTIONAL NORTHEAST QUARTER (FR. NE ¼) OF SECTION TWO (2), TOWNSHIP EIGHTY-EIGHT NORTH (T88N), RANGE FOUR WEST (R4W) OF THE FIFTH PRINCIPAL MERIDIAN, DELAWARE COUNTY, IOWA, containing a total of 9.10 acres, subject to easements of record, and more particularly described by metes and bounds as follows;

COMMENCING at the Northeast Corner of Section Two (2), Township Eighty-eight North (T88N), Range Four West (R4W) of the Fifth Principal Meridian, Delaware County, Iowa;

THENCE along the Easterly Line of the Northeast Quarter (NE ¼) of the Fractional Northeast Quarter (Fr. NE ¼) of said Section Two (2), South 00° 57' 04" East, to the Northeasterly most Corner of Parcel A, as recorded in Plat Book 7, Page 134 in the Office of the Delaware County Recorder, 719.54 feet, the POINT OF BEGINNING;

THENCE continuing along Easterly Line of the Northeast Quarter (NE ¼) of the Fractional Northeast Quarter (Fr. NE ¼) of said Section Two (2) and the Easterly Line of said Parcel A, South 00° 57' 04" East, 114.01 feet;

THENCE North 89° 44' 29" West, to the Westerly Line of said Parcel A, being the Westerly Line of the Northeast Quarter (NE ¼) of the Fractional Northeast Quarter (Fr. NE ¼) of said Section Two (2), and being the Easterly right of way line of 270th Avenue, 1330.23 feet;

THENCE along the Westerly Line of said Parcel A, being the Westerly Line of the Northeast Quarter (NE ¼) of the Fractional Northeast Quarter (Fr. NE ¼) of said Section Two (2), and being the Easterly right of way line of 270th Avenue, North 00° 18' 22" West, to the Northwesterly most Corner of said Parcel A, 298.56 feet;

THENCE along the Northerly Line of said Parcel A, North 59° 24' 55" East, 137.64 feet;

THENCE continuing along the Northerly Line of said Parcel A, North 87° 42' 55" East, 225.71 feet;

THENCE continuing along the Northerly Line of said Parcel A, North 88° 17' 55" East, 96.36 feet;

THENCE continuing along the Northerly Line of said Parcel A, North 19° 03' 40" East, 33.00 feet;

THENCE continuing along the Northerly Line of said Parcel A, South 70° 56' 20" East, 929.79 feet to the POINT OF BEGINNING;

Containing a total of 9.10 acres and subject to easements of record.

The Easterly Line of the Northeast Quarter (NE ¼) of the Fractional Northeast Quarter (Fr. NE ¼) of Section Two (2), Township Eighty-eight North (T88N), Range Four West (R4W) of the Fifth Principal Meridian, Delaware County, Iowa, is assumed to bear South 00° 57' 04" East.

SURVEY REQUESTED BY: KATHY KRAPFL

SURVEYED ON: 8/28, 9/4, 9/14/2009

LICENSED LAND SURVEYOR
RANDALL L. RATTENBORG
17939
IOWA

PAGES OR SHEETS COVERED BY THIS SEAL: 1-3

PROPRIETORS: EASTERN IOWA PORK, INC.

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.

2/1/2010

RANDALL L. RATTENBORG L.S. LIC. #17939 DATE

MY LICENSE RENEWAL DATE IS DECEMBER 31, 2011

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

| |
|---|
| PROJECT NO. 09-36 |
| SCALE: 1"=200' |
| DATE: 12/30/2009 |
| DRAWN BY: RLR |
| CHECKED BY: JDG |
| GPS: DELHI-260 |
| REVISED |
| SHEET 1 OF 4 |

## LEGAL DESCRIPTION:

PARCEL O, PART OF PARCEL A IN THE FRACTIONAL NORTHEAST QUARTER (FR. NE ¼) OF SECTION TWO (2), TOWNSHIP EIGHTY–EIGHT NORTH (T88N), RANGE FOUR WEST (R4W) OF THE FIFTH PRINCIPAL MERIDIAN, DELAWARE COUNTY, IOWA, containing a total of 18.46 acres, subject to easements of record, and more particularly described by metes and bounds as follows;

COMMENCING at the Northeast Corner of Section Two (2), Township Eighty–eight North (T88N), Range Four West (R4W) of the Fifth Principal Meridian, Delaware County, Iowa;

THENCE along the Easterly Line of the Northeast Quarter (NE ¼) of the Fractional Northeast Quarter (Fr. NE ¼) of said Section Two (2), South 00° 57' 04" East, to the Northeasterly most Corner of Parcel A, as recorded in Plat Book 7, Page 134 in the Office of the Delaware County Recorder, 719.54 feet;

THENCE continuing along Easterly Line of the Northeast Quarter (NE ¼) of the Fractional Northeast Quarter (Fr. NE ¼) of said Section Two (2) and the Easterly Line of said Parcel A, South 00° 57' 04" East, 114.01 feet, to the POINT OF BEGINNING;

THENCE continuing along Easterly Line of the Northeast Quarter (NE ¼) of the Fractional Northeast Quarter (Fr. NE ¼) of said Section Two (2) and the Easterly Line of said Parcel A, South 00° 57' 04" East, to the Southeast Corner of the Northeast Quarter (NE ¼) of the Fractional Northeast Quarter (Fr. NE ¼) of said Section Two (2), 791.22 feet;

THENCE along the Easterly Line of the Southeast Quarter (SE ¼) of the Fractional Northeast Quarter (Fr. NE ¼) of said Section Two (2) and the Easterly Line of said Parcel A, South 00° 57' 04" East, to the Southerly most Corner of said Parcel A, being on the Northeasterly right of way line of 270th Avenue, 420.64 feet;

THENCE along the Southwesterly Line of said Parcel A and the Northeasterly right of way line of 270th Avenue along a circular curve concave Southwesterly and having a radius of 813.94 feet, an arc length of 531.96 feet, a central angle of 37° 26' 47", a chord length of 522.55 feet, and a chord bearing of North 39° 50' 16" West;

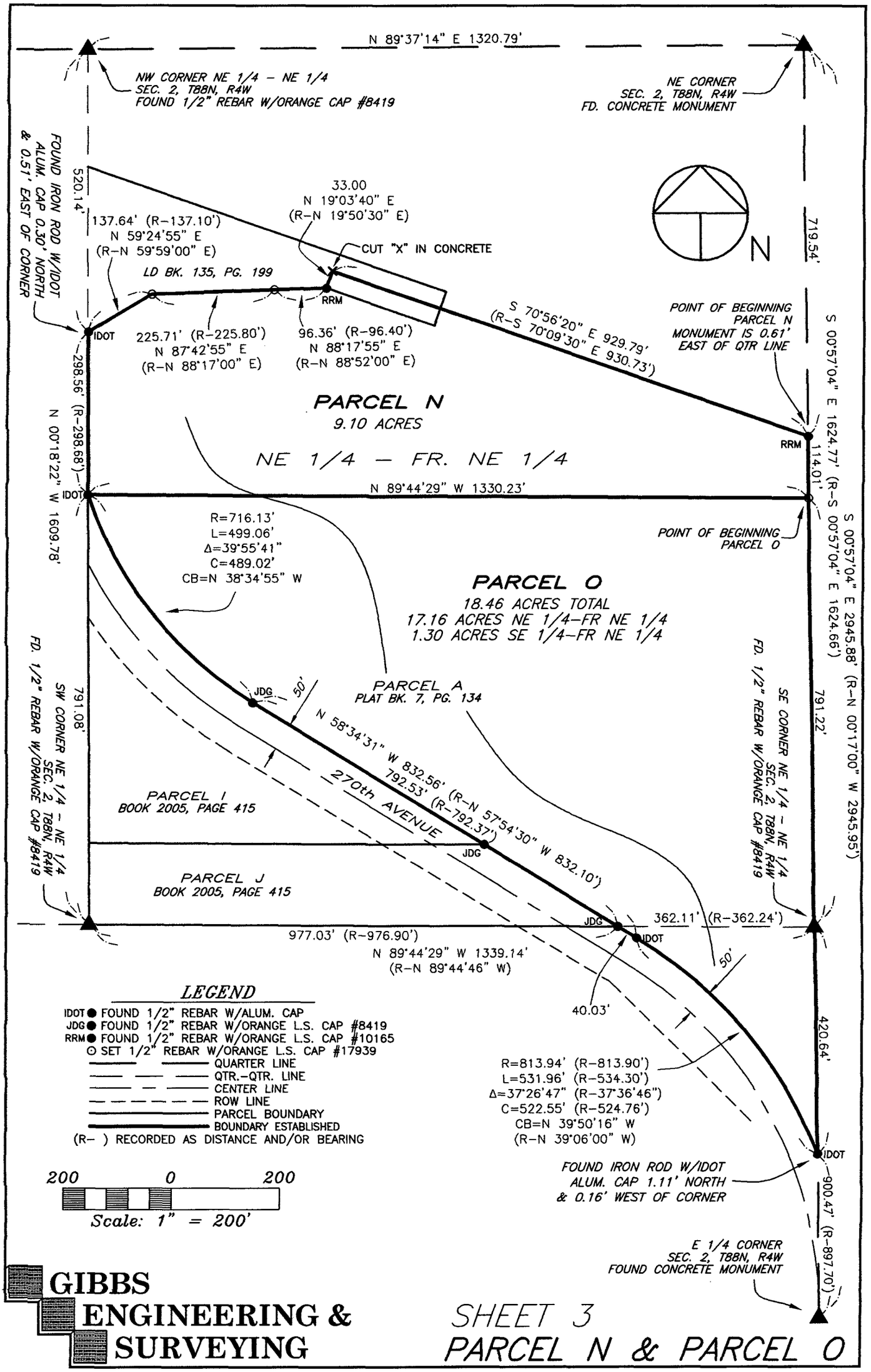
THENCE continuing along the Southwesterly Line of said Parcel A and the Northeasterly right of way line of 270th Avenue, also being the Northeasterly Line of Parcel J and Parcel I, as recorded in Book 2005, Page 415 in the Office of the Delaware County Recorder, North 58° 34' 31" West, 832.56 feet;

THENCE continuing along the Southwesterly Line of said Parcel A and the Northeasterly right of way line of 270th Avenue, also being the Northeasterly Line of said Parcel I along a circular curve concave Northeasterly and having a radius of 716.13 feet, an arc length of 499.06 feet, a central angle of 39° 55' 41", a chord length of 489.02 feet, and a chord bearing of North 38° 34' 55" West, to the Westerly Line of the Northeast Quarter (NE ¼) of the Fractional Northeast Quarter (Fr. NE ¼) of said Section Two (2);

THENCE South 89° 44' 29" East, 1330.23 feet to the POINT OF BEGINNING;

Containing a total of 18.46 acres and subject to easements of record.

The Easterly Line of the Northeast Quarter (NE ¼) of the Fractional Northeast Quarter (Fr. NE ¼) of Section Two (2), Township Eighty–eight North (T88N), Range Four West (R4W) of the Fifth Principal Meridian, Delaware County, Iowa, is assumed to bear South 00° 57' 04" East.




# GIBBS ENGINEERING & SURVEYING

## SHEET 3
## PARCEL N & PARCEL O

105 West Main, Manchester, Iowa 52057 (563) 927-2434 www.gibbseng.com

**RESOLUTION #2010 - 2**

## RESOLUTION APPROVING PLAT

WHEREAS, the plat of ***PARCEL N AND PARCEL O,*** *PART OF THE FRACTIONAL NORTHEAST QUARTER (NE ¼) OF SECTION TWO (2), TOWNSHIP EIGHTY-EIGHT NORTH (T88N), RANGE FOUR WEST (R4W) OF THE FIFTH PRINCIPAL MERIDIAN, DELAWARE COUNTY, IOWA,* affecting premises more specifically described in the Surveyor's Certificate of Randall L. Rattenborg, dated February 1, 2010, has been filed with the City Clerk of the City of Earlville, Delaware County, Iowa;

WHEREAS, the Planning and Zoning Commission has fully considered the same and found the same to be in accordance with the ordinances of the City of Earlville, Iowa, relating to plats and additions to cities and has recommended approval by the Earlville City Council;

WHEREAS, the City Council has fully considered the same and found the same to be in accordance with the ordinances of the City of Earlville, Iowa, relating to plats and additions to cities;

WHEREAS, no new well or septic system is being authorized by the approval of final plat;

WHEREAS, the plat and its attachments conform to Sections 354.6, 354.11 and 355.8 of the Iowa Code and therefore can be approved pursuant to 354.8 of the Iowa Code;

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Earlville, Delaware County, Iowa, that

> Said ***PARCEL N AND PARCEL O,*** *PART OF THE FRACTIONAL NORTHEAST QUARTER (NE ¼) OF SECTION TWO (2), TOWNSHIP EIGHTY-EIGHT NORTH (T88N), RANGE FOUR WEST (R4W) OF THE FIFTH PRINCIPAL MERIDIAN, DELAWARE COUNTY, IOWA,* 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 final plat as by law provided.

Passed this 8 day of February, A.D., 2010.

CITY OF EARLVILLE OFFICIAL SEAL IOWA

Dan Wheeler
, Mayor

ATTEST:

Linda Faul
, City Clerk

STATE OF IOWA )
) SS.
COUNTY OF DELAWARE )

On this 12th day of Feb., 2010, before me, Elaine Mary Diesburg a Notary Public in and for the State of Iowa, personally appeared Dan Wheeler and Linda Faul, 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 ____ adopted by the City Council on the ____ day of ____, ____, and that Dan Wheeler and Linda Faul, 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.

NOTARIAL SEAL IOWA
ELAINE MARY DIESBURG
Commission Number 177512
My Commission Expires
1-19-2013

Elaine Mary Diesburg
Notary Public.