FILED
MAY 2 2011
CARLA K. BECKER
DELAWARE COUNTY AUDITOR

FILED
MAY - 2 2011
CLAUDIA J. CAHALAN
DELAWARE COUNTY ASSESSOR

Book 2011 Page 1457

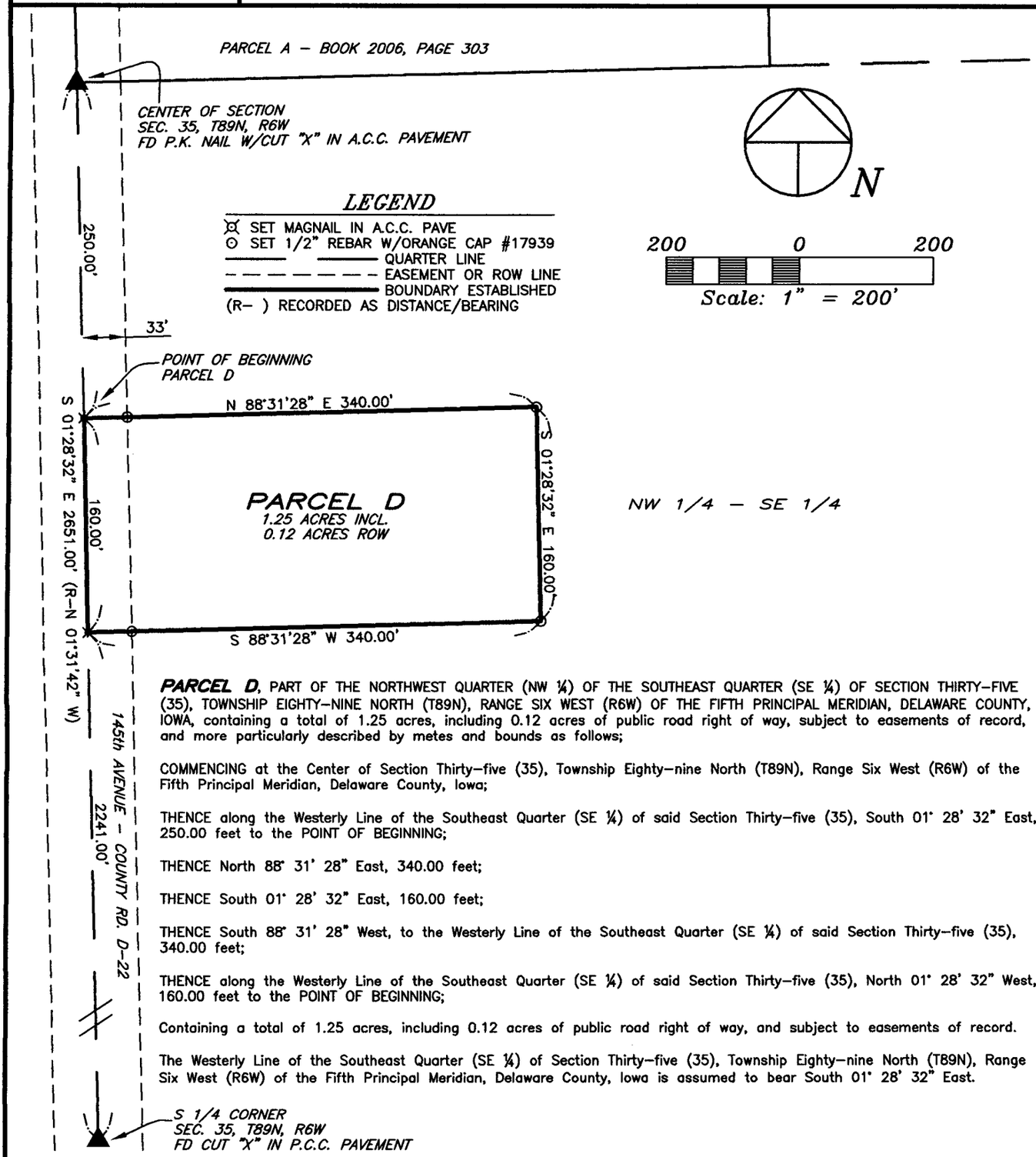
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DEBORAH L PEYTON, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

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

PLAT OF SURVEY

PARCEL D
PART OF THE NW 1/4 - SE 1/4
SEC. 35. T89N, R6W OF THE FIFTH P.M., DELAWARE COUNTY, IOWA



PARCEL D, PART OF THE NORTHWEST QUARTER (NW ¼) OF THE SOUTHEAST QUARTER (SE ¼) OF SECTION THIRTY-FIVE (35), TOWNSHIP EIGHTY-NINE NORTH (T89N), RANGE SIX WEST (R6W) OF THE FIFTH PRINCIPAL MERIDIAN, DELAWARE COUNTY, IOWA, containing a total of 1.25 acres, including 0.12 acres of public road right of way, subject to easements of record, and more particularly described by metes and bounds as follows;

COMMENCING at the Center of Section Thirty-five (35), Township Eighty-nine North (T89N), Range Six West (R6W) of the Fifth Principal Meridian, Delaware County, Iowa;

THENCE along the Westerly Line of the Southeast Quarter (SE ¼) of said Section Thirty-five (35), South 01° 28' 32" East, 250.00 feet to the POINT OF BEGINNING;

THENCE North 88° 31' 28" East, 340.00 feet;

THENCE South 01° 28' 32" East, 160.00 feet;

THENCE South 88° 31' 28" West, to the Westerly Line of the Southeast Quarter (SE ¼) of said Section Thirty-five (35), 340.00 feet;

THENCE along the Westerly Line of the Southeast Quarter (SE ¼) of said Section Thirty-five (35), North 01° 28' 32" West, 160.00 feet to the POINT OF BEGINNING;

Containing a total of 1.25 acres, including 0.12 acres of public road right of way, and subject to easements of record.

The Westerly Line of the Southeast Quarter (SE ¼) of Section Thirty-five (35), Township Eighty-nine North (T89N), Range Six West (R6W) of the Fifth Principal Meridian, Delaware County, Iowa is assumed to bear South 01° 28' 32" East.

SURVEY REQUESTED BY: LLOYD FUNKE

SURVEYED ON: 4/18/2011

LICENSED LAND SURVEYOR
RANDALL L. RATTENBORG
17939
IOWA

PAGES OR SHEETS COVERED BY THIS SEAL: 1

PROPRIETORS: CONSTANCE J. FUNKE

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.

4/20/2011

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. 11-33
SCALE: 1"=100'
DATE: 4/18/2011
DRAWN BY: RLR
CHECKED BY: JDG
GPS: 26
REVISED
SHEET 1 OF 3

RESOLUTION WAIVING RIGHT TO REVIEW PLAT

WHEREAS, A PLAT OF PARCEL D IN DELAWARE COUNTY, IOWA, located on the premises described as follows:

PARCEL D, PART OF THE NORTHWEST QUARTER (NW ¼) OF THE SOUTHEAST QUARTER (SE ¼) OF SECTION THIRTY-FIVE (35), TOWNSHIP EIGHTY-NINE NORTH (T89N), RANGE SIX WEST (R6W) OF THE FIFTH PRINCIPAL MERIDIAN, DELAWARE COUNTY, IOWA

WHEREAS, said Parcel D is located on the fringes of the two mile radius of the current city limits, and outside the Urban Growth Area and;

WHEREAS, it is unlikely that the city limits will extend to include this parcel;

WHEREAS, the Manchester Planning and Zoning Commission is recommending to the City Council that the City waive its right to review the parcel;

NOW, THEREFORE, BE IT RESOLVED, by the Planning and Zoning Commission of the City of Manchester, Iowa that the Commission hereby waives it's right to review the plat of Parcel D as described above, all located in Delaware County, Iowa, and that the Chairperson and Secretary are hereby authorized and directed to certify this resolution and affix the same to said plat as provided by law.

PASSED AND APPROVED this 20th day of April, 2011.

PLANNING & ZONING COMMISSION - CITY OF MANCHESTER, IOWA

By _____
Scott Wegmann, Chairperson

By Laura Thomas
Laura Thomas, Recording Secretary

STATE OF IOWA)
) ss:
COUNTY OF DELAWARE)

On this 20th day of April, 2011, before me, Julie A. Schmitz, a Notary Public in and for the State of Iowa, personally appeared Scott Wegmann 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 the instrument was signed and sealed on behalf of the corporation, by the authority of its Planning and Zoning Commission, as contained in Resolution adopted by the Planning and Zoning Commission on the 20th day of April, 2011, and that Scott Wegmann and Laura Thomas 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.

_____
Notary Public

JULIE A. SCHMITZ
Commission Number 224151
My Commission Expires
8-25-2011

R-056-2011
RESOLUTION WAIVING RIGHT TO REVIEW PLAT

WHEREAS, A PLAT OF PARCEL D IN DELAWARE COUNTY, IOWA, located on the premises described as follows:

> ***PARCEL D,*** PART OF THE NORTHWEST QUARTER (NW ¼) OF THE SOUTHEAST QUARTER (SE ¼) OF SECTION THIRTY-FIVE (35), TOWNSHIP EIGHTY-NINE NORTH (T89N), RANGE SIX WEST (R6W) OF THE FIFTH PRINCIPAL MERIDIAN, DELAWARE COUNTY, IOWA

WHEREAS, said Parcel D is located on the fringes of the two mile radius of the current city limits, and outside the Urban Growth Area and;

WHEREAS, it is unlikely that the city limits will extend to include this parcel;

WHEREAS, the Manchester Planning and Zoning Commission have recommended to the City Council that the City waive its right to review the parcel;

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 D as described above, all located in 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 25th day of April, 2011.

Milt L. Kramer, Mayor

ATTEST:

Erin Rempe, City Clerk

STATE OF IOWA)
) SS.
COUNTY OF DELAWARE)

On this 26th day of April, 2011, before me, Julie A. Schmitz, 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-056-2011 adopted by the City Council on the 25th day of April, 2011, 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.

Julie A. Schmitz, Notary Public

JULIE A. SCHMITZ
Commission Number 224151
My Commission Expires
8-23-2011