Book 2012 Page 4266
Document 2012 4266 Type 06 018 Pages 4
Date 12/11/2012 Time 3:27:59PM
Rec Amt $22.00

DEBORAH L PEYTON, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

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

R-167-2012
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 have been presented to the City Council of said City one Application for Annexation, as required by Section 368.7 of the 2011 Code of Iowa, executed by A.J. Spiegel on behalf of Spiegel Family Realty Company Iowa, LLC, party to the real estate to be annexed, said real estate lying adjacent to the existing City Limits of the City as shown on the accompanying plats 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 East one-half (E1/2) of the Northeast fractional Quarter (NEfr¼) of Section One (1), Township Eighty Eight (88) North, Range Six (6), West of the Fifth P.M., except that part condemned by the State of Iowa by Condemnation Proceedings recorded in Book G Misc., Pages 335-350 and in Book M Misc., Page 68 and except that part conveyed to the State of Iowa by Warranty Deed recorded in Book 89 L.D., Page 241.

   and,

   Parcel C in the W 1/2 Fr'l NE 1/4 Section 1 - T88N - R6W Delaware County, Iowa, according to plat recorded in Book 2012, Page 2978 on September 6th, 2012 in the Office of the Delaware County Recorder.

   and,

   The portion of Iowa Highway 13 Right-Of-Way adjacent to the above, more particularly described as:

   Beginning at the Northeast Corner of the Fractional Northeast Quarter of Section 1; Thence **S 01°14'32" E** (Record bearing) **1,050.95 feet** along the East Line of said Section 1; Thence **S 88°45'28" W 149.31 feet** to the West Right-of-Way Line of Iowa Highway 13; Thence **N 01°31'29" W 476.44 feet**; Thence **N 01°31'29" W 38.36 feet**; Thence **N 08°28'06" W 127.37 feet**; Thence **N 01°48'19" W 258.59 feet**; Thence **N 46°24'25" W 103.19 feet**; Thence **S 88°06'45" W 546.01 feet**; Thence **N 87°39'06" W 201.00 feet**; Thence **S 88°10'09" W 102.31 feet**; Thence **S 88°10'09" W 220.86 feet**, all along said Highway Right-of-Way Line, to the East Line of Northwest Quarter of the Fractional Northeast Quarter of said Section 1; Thence **N 00°22'33" W 57.87 feet** along said East Line to the North Line of said Section 1; **Thence N88°00'29" E 1,312.57 feet** along said North Line of said Section 1 to the Point of Beginning.

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 B-3 Service and Wholesale 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 2011 Code of Iowa.

PASSED AND APPROVED by the City Council of the City of Manchester, Iowa, the 26th day of November, 2012.

Milt L. Kramer, Mayor

CITY OF MANCHESTER CITY SEAL MANCHESTER, IOWA

ATTEST:

Erin Learn, City Clerk

STATE OF IOWA)
) SS.
COUNTY OF DELAWARE)

On this 11th day of December, 2012, before me, Laura K. Thomas, a Notary Public in and for the State of Iowa, personally appeared Milt L. Kramer and Erin Learn, 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-167-2012 adopted by the City Council on the 26th day of November, 2012, and that Milt L. Kramer and Erin Learn 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.

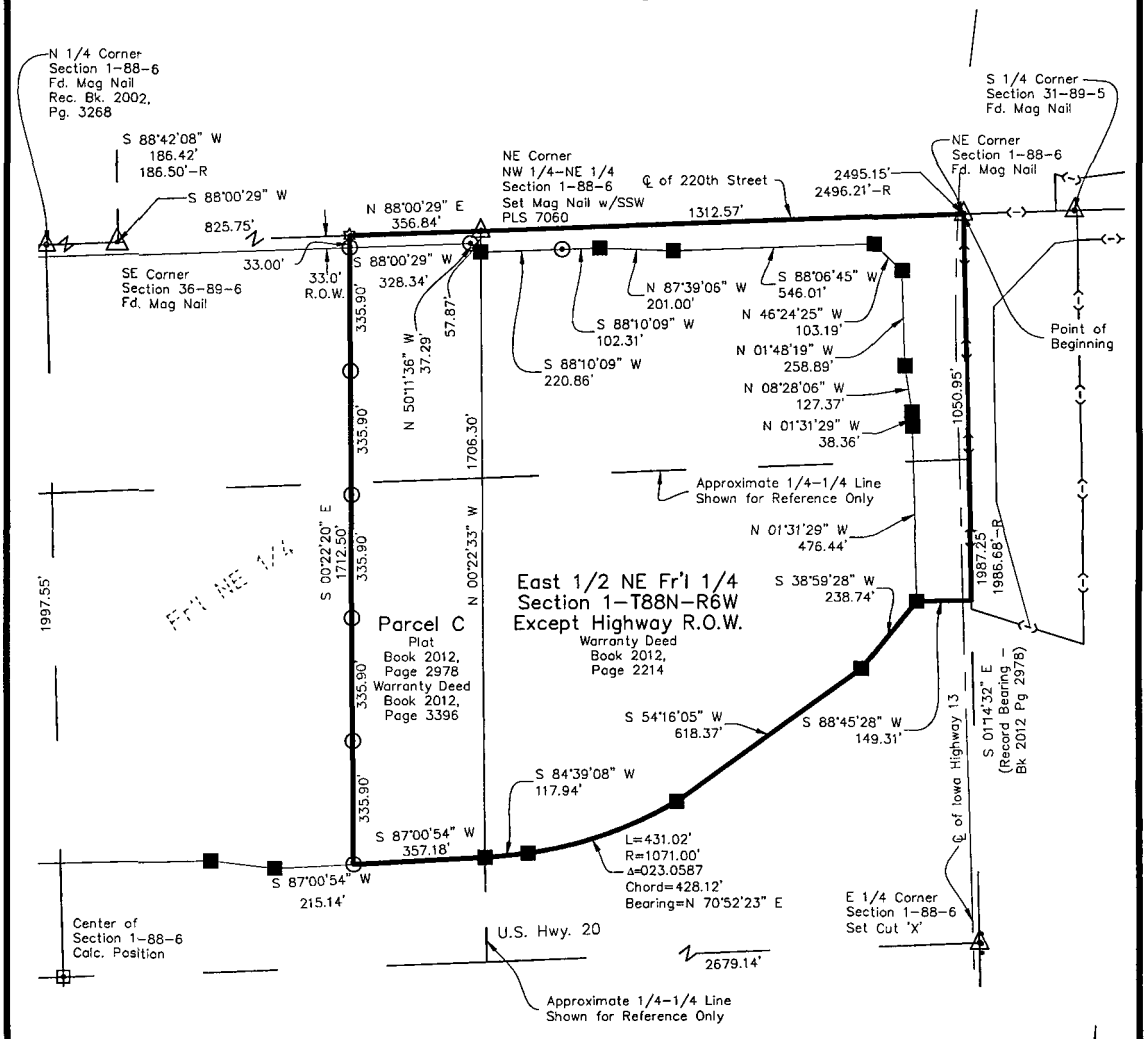
Laura K. Thomas, Notary Public

NOTARIAL SEAL IOWA
LAURA K. THOMAS
Commission Number 718135
My Commission Expires
August 26, 2014

Prepared by/Return to: TeKippe Engineering, P.C., PO Box 357, Manchester, Iowa 52057 Ph. (563)927-2060

EXHIBIT "A"

Annexation of Land in the Fr'l NE 1/4 Section 1 – T88N – R6W Delaware County, Iowa



Proprietors:
Spiegel Family Realty Company Iowa, LLC
Requested by:
A.J. Spiegel

LEGEND

- Section Corner
- Recorded as ..... R
- Fd. ROW Rail
- Fd. 1/2"ø Rebar w/RPC PLS 7060
- Fd. MAG Nail w/SSW PLS 7060
- Calculated Position
- Proposed Annexation
- Section Line
- 1/4 Section Line
- 1/4-1/4 Section Line
- Existing Corporate Line
- Red Plastic Cap ..... RPC
- Aluminum Cap ..... AC
- Stainless Steel Washer ..... SSW

200' 0' 200' 400' 800'

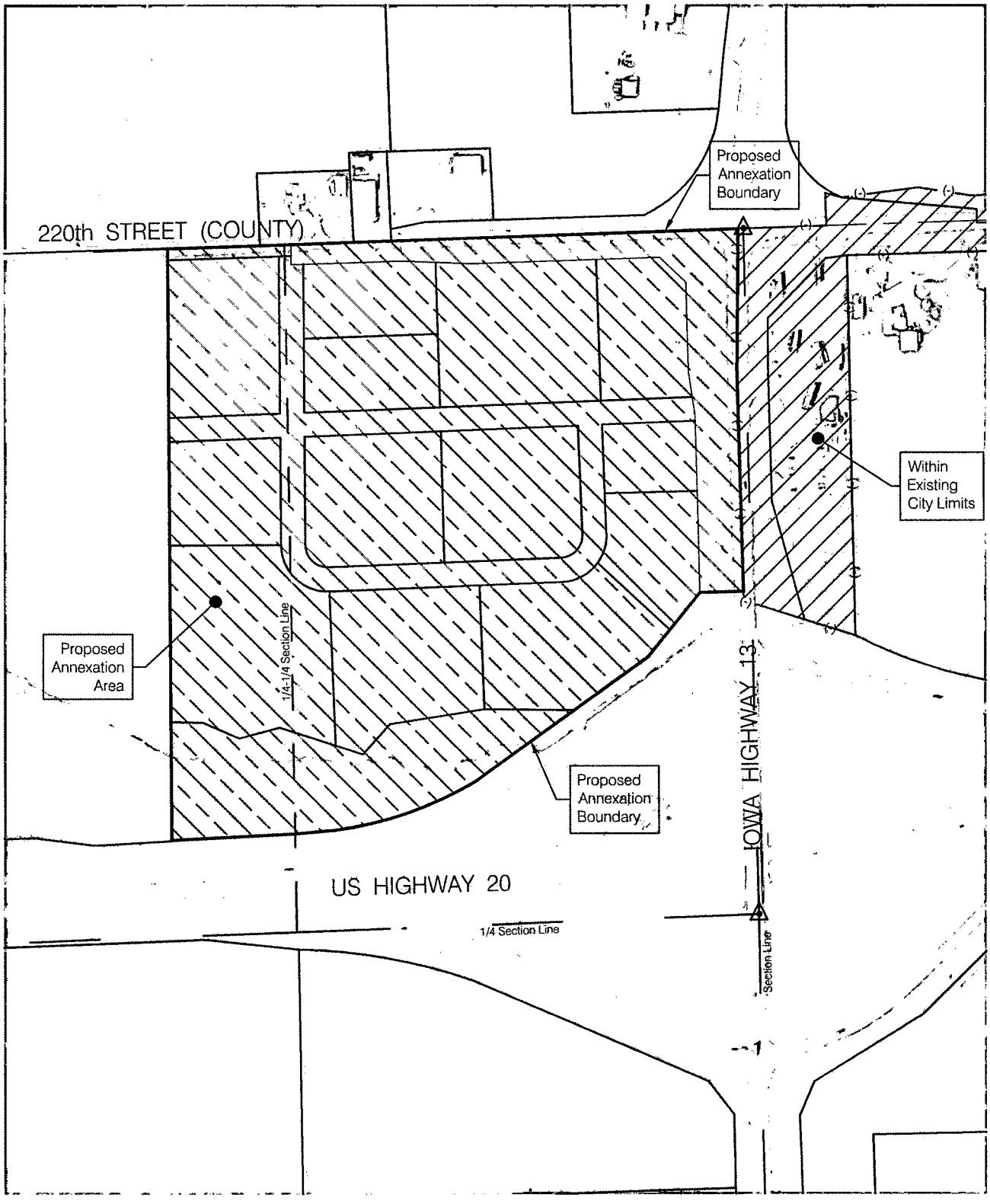
1 inch = 400 ft.

N

TeKippe Engineering, P.C.
West Union
563-422-5131
Manchester 563-927-2060
Cedar Rapids 319-294-6909
www.tekippe.com

M:\Projects\2012\122059MS\Dwg\122059ms-Annexation.dwg
Field Book: Manchester 39 Pages: 53-54
Project No. 122055LS Sheet P1

SPIEGEL DEVELOPMENT
MANCHESTER, IOWA - Project No. 122059.MS



TEKIPPE ENGINEERING, P.C. *Serving Eastern Iowa Since 1980* West Union - Manchester - Cedar Rapids	PROPOSED ANNEXATION Plot Date: October 24, 2012 File Name:M:\Projects\2012\122059MS\Dwg\122059ms-Prelim.dwg	SHEET 1