FILED

JAN 22 2013

CARLA K. BECKER
DELAWARE COUNTY AUDITOR

FILED

JAN 22 2013

CLAUDIA J. CAHALAN
DELAWARE COUNTY ASSESSOR

Book 2013 Page 314

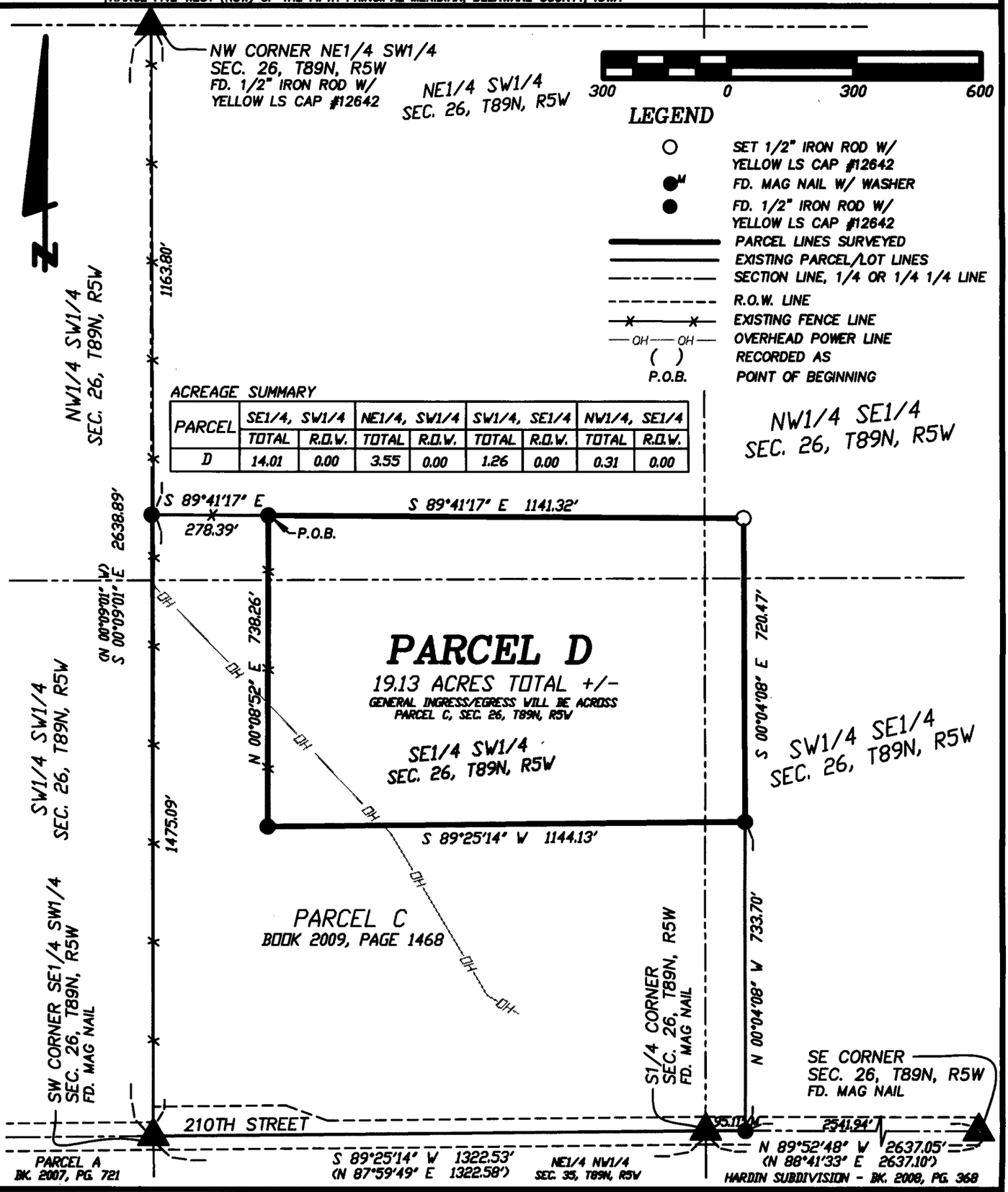
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DEBORAH L PEYTON, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

PREPARED BY BILL BURGER 510 3RD STREET WEST COURT, WORTHINGTON, IOWA 52078 (563) 855 2028

PLAT OF SURVEY

PARCEL D PART OF THE SOUTHEAST QUARTER (SE1/4) OF THE SOUTHWEST QUARTER (SW1/4), PART OF THE NORTHEAST QUARTER (NE1/4) OF THE SOUTHWEST QUARTER (SW1/4), PART OF THE SOUTHWEST QUARTER (SW1/4) OF THE SOUTHEAST QUARTER (SE1/4) AND PART OF THE NORTHWEST QUARTER (NW1/4) OF THE SOUTHEAST QUARTER (SE1/4) ALL IN SECTION TWENTY-SIX (26), TOWNSHIP EIGHTY-NINE NORTH (T89N), RANGE FIVE WEST (R5W) OF THE FIFTH PRINCIPAL MERIDIAN, DELAWARE COUNTY, IOWA



ACREAGE SUMMARY

PARCEL	SE1/4, SW1/4		NE1/4, SW1/4		SW1/4, SE1/4		NW1/4, SE1/4	
	TOTAL	R.O.W.	TOTAL	R.O.W.	TOTAL	R.O.W.	TOTAL	R.O.W.
D	14.01	0.00	3.55	0.00	1.26	0.00	0.31	0.00

DATE OF SURVEY: 3/11/2009, 12/11/2012 — SHEET 1 OF 2

PROPRIETORS AND SURVEY REQUESTED BY: RICHARD & DIANNE FOUST — SCALE: 1" = 300'

I HEREBY CERTIFY THAT THIS LANDSURVEYING DOCUMENT WAS PREPARED AND 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. MY LICENSE RENEWAL DATE IS DECEMBER 31, 2014

LICENSED LAND SURVEYOR
WILLIAM H. BURGER
12642
IOWA

William H Burger 1/22/13

WILLIAM H. BURGER #12642 DATE

NO. OF SHEETS COVERED BY THIS SEAL 1

Wm. Burger LandSurveyor
510 3rd Street West Court
Worthington, Iowa 52078

LEGAL DESCRIPTION

PARCEL D Part of the Southeast Quarter (SE1/4) of the Southwest Quarter (SW1/4), part of the Northeast Quarter (NE1/4) of the Southwest Quarter (SW1/4), part of the Southwest Quarter (SW1/4) of the Southeast Quarter (SE1/4) and part of the Northwest Quarter (NW1/4) of the Southeast Quarter (SE1/4) all in Section Twenty-six (26), Township Eighty-nine North (T89N), Range Five West (R5W), of the Fifth Principal Meridian, Delaware County, Iowa; containing a total of 19.13 acres more or less and **subject to easements, reservations, restrictions, and rights of way of record and not of record** and more particularly described by metes and bounds as follows;

COMMENCING at the Northwest Corner of the Northeast Quarter (NE1/4) of the Southwest Quarter (SW1/4), Section Twenty-six (26), Township Eighty-nine North (T89N), Range Five West (R5W) of the Fifth Principal Meridian, Delaware County, Iowa;

Thence South 00°-09'-01" East 1163.80 feet along the West line of the Northeast Quarter (NE1/4) of the Southwest Quarter (SW1/4) to the Northwest corner of Parcel C as recorded in the Office of the Delaware County, Iowa in Book 2009, Page 1468;

Thence South 89°-41'-17" East 278.39 feet along the North line of said Parcel C to the **POINT OF BEGINNING**, said corner also being a Northeasterly corner of said Parcel C;

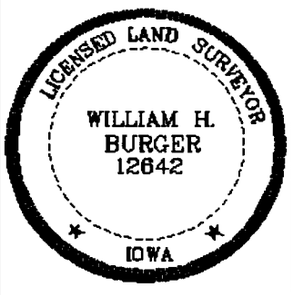
Thence South 89°-41'-17" East 1141.32 feet;

Thence South 00°-04'-08" East 720.47 feet to a Northeasterly corner of said Parcel C;

Thence South 89°-25'-14" West 1144.13 feet along a Northerly line and to a Northwesterly corner of said Parcel C;

Thence North 00°-08'-52" East 738.26 feet along a Westerly line of said Parcel C to the **POINT OF BEGINNING**; containing a total of 19.13 acres more or less and **subject to easements, reservations, restrictions, and rights of way of record and not of record**;

The West line of the Northeast Quarter (NE1/4) of the Southwest Quarter (SW1/4) of Section Twenty-six (26), Township Eighty-nine North (T89N), Range Five West (R5W) of the Fifth Principal Meridian of Delaware County, Iowa is assumed to bear South 00°-09'-01" East.



SURVEYORS CERTIFICATE

I hereby certify that this land survey document was prepared and 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;

My license renewal date is December 31, 2014

William H. Burger 1/22/13

William H. Burger Date Reg. No. 12642

Sheet No. 2 covered by this seal

R-005-2013
RESOLUTION WAIVING RIGHT TO REVIEW PLAT

WHEREAS, A PLAT OF PARCEL D IN DELAWARE COUNTY, IOWA, submitted by Richard and Dianne Foust, located on the premises described as follows:

> Parcel D, part of the Southeast Quarter (SE ¼) of the Southwest Quarter (SW ¼), part of the Northeast Quarter (NE ¼) of the Southwest Quarter (SW ¼), part of the Southwest Quarter (SW ¼), of the Southeast Quarter (SE ¼) and part of the Northwest Quarter (NW ¼) of the Southeast Quarter (SE ¼) all in Section Twenty-Six (26), Township Eight-Nine North (T89N), of Range Five West (R5W) 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;

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 14th day of January, 2013.

CITY OF MANCHESTER
CITY SEAL
MANCHESTER, IOWA

Milt L. Kramer
Milt L. Kramer, Mayor

ATTEST:
Erin Learn
Erin Learn, City Clerk

STATE OF IOWA)
) SS.
COUNTY OF DELAWARE)

On this 14th day of January, 2013 before me, Laura 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-005-2013 adopted by the City Council on the 14th day of January, 2013and 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
Laura K. Thomas, Notary Public

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