



Document 2005 736

Book 101 Page 999 Type 06 013 Pages 4
Date 9/26/2005 Time 10:18 AM
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FILE NO. 05/1663
BOOK 534 PAGE 347

347 ✓

COMPUTER	✓
RECORDED	✓
COMPARED	✓

MARY L. MILLER, RECORDER
ADAMS COUNTY, IOWA

05 SEP 15 AM 8:18
Wichita Springs Recorder's
JANELLE SCHNEIDER Assistant
RECORDER
ADAIR COUNTY, IOWA

Document 2005 5163

Book 2005 Page 5163 Type 06 017 Pages 4
Date 10/25/2005 Time 12:37 PM
Rec Amt \$22.00

\$20.00 + \$1.00 + \$1.00E

MICHELLE UTSLER, COUNTY RECORDER
MADISON IOWA

**RESOLUTION AUTHORIZING EASEMENT
COORDINATOR, FIELD INSPECTOR, AND ADD-
ON-PROJECT-MANAGER-TO-EXECUTE-WATER-
USER AGREEMENTS ON BEHALF OF
SOUTHERN IOWA RURAL WATER
ASSOCIATION, STATE OF IOWA**

Recorder's Cover Sheet

Document 2005 2228
Book 2005 Page 2228 Type Pages 4
Date 9/28/2005 Time 10:51 AM
Rec Amt \$22.00

Preparer Information:

DAVID L. JUNGSMANN
113 W. Iowa, PO Box 329,
Greenfield, IA 50849
(641) 743-6195

JOYCE JENSEN, CASS COUNTY RECORDER
CASS COUNTY IOWA

Taxpayer Information:

State of Iowa, Decatur County Filed for
Record this 21 day of October
2005 at 11:45 o'clock A. M.
and Recorded in Book 2005
Page 1801 \$ 22.00 Filing Fee Paid

Return Address

David L. Jungmann, P.C.
113 W. Iowa, PO Box 329
Greenfield, IA 50849

Rale K. Kama
1801 RECORDER

347

Grantors: Southern Iowa Rural Water Association

1391 -- 190th Street
Creston, IA 50801

Grantees: Counties of Adair, Adams, Cass, Clarke, Decatur, Madison,
Ringgold, Taylor and Union, Iowa.

Legal Description: N/A

Document or instrument number if applicable:

REC	<u>✓</u> \$22	FILED NO. <u>052592</u>
AUD	_____	STATE OF IOWA
TRNS	_____	CLARKE COUNTY
E-CCM	_____	
REL	_____	
COPY	<u>✓</u>	2005 OCT 4 AM 10 02
INDEX	<u>9</u>	
SCAN	<u>✓</u>	BOOK <u>96</u> PAGE <u>613-616</u>
RETURN	_____	PENNIE CONSETH RECORDER

September 13, 2004

Board Member Henry Heaton introduced the following Resolution entitled "RESOLUTION AUTHORIZING EASEMENT COORDINATOR, FIELD INSPECTOR, AND ADD-ON PROJECT MANAGER TO EXECUTE WATER USER AGREEMENTS ON BEHALF OF SOUTHERN IOWA RURAL WATER ASSOCIATION, STATE OF IOWA," and moved that the same be adopted. Board Member Jim Smith seconded the motion to adopt. The roll was called and the vote was:

AYES: Ethel Campbell, Henry Heaton, Eldon Binning,
Helmut Mueller, Jim Smith and Delbert Rogers.

NAYS: None.

Whereupon the Chairman declared the Resolution duly adopted as follows:

RESOLUTION AUTHORIZING EASEMENT
COORDINATOR, FIELD INSPECTOR, AND ADD-
ON PROJECT MANAGER TO EXECUTE WATER
USER AGREEMENTS ON BEHALF OF
SOUTHERN IOWA RURAL WATER
ASSOCIATION, STATE OF IOWA

WHEREAS, the bylaws of the Southern Iowa Rural Water Association (SIRWA or the "Association"), State of Iowa, require all new members of SIRWA to execute a Water User Agreement. Said agreement legally binds SIRWA and the member to certain mutual covenants, promises, and agreements contained therein.

WHEREAS, the aforementioned Water User Agreements must be executed by an authorized agent of SIRWA.

WHEREAS, the officers of SIRWA are not always available to sign and execute Water User Agreements when needed. Rather, employees of SIRWA, specifically the Easement Coordinator, Field Inspector, and Add-On Project Manager, are more readily available for execution of the Agreements since they are already meeting with members on various projects to obtain easements and set up water utility services for new members.

WHEREAS, it is deemed necessary and advisable that SIRWA authorize the Easement Coordinator, Field Inspector, and Add-On Project Manager to act as agents of SIRWA with the authority to execute and bind the Association to all

forms of Water User Agreements entered into with members of the Association. Said authorization would be exclusive to these employees AND the officers from the date of this Resolution forward.

WHEREAS, it is further proposed that SIRWA ratify all past executions of Water User Agreements by employees other than officers on behalf of SIRWA. Said ratification is made to confirm SIRWA's intent to be bound by such Water User Agreements even if executed by a non-officer employee of SIRWA prior to the passing of this Resolution.

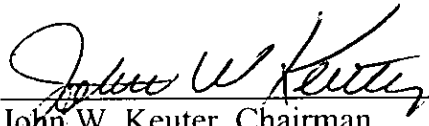
NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF SOUTHERN IOWA RURAL WATER ASSOCIATION, STATE OF IOWA:

1. It is in the best interest of SIRWA and its members to authorize certain employees to enter into and execute Water User Agreements on behalf of SIRWA and to ratify past executions of Water User Agreements by non-officer employees of SIRWA prior to the passing of this Resolution.

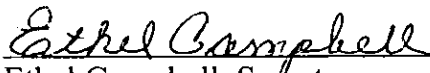
2. The Easement Coordinator, Field Inspector, and Add-On Project Manager are hereby authorized to enter into and execute all forms of Water User Agreements on behalf of SIRWA. This authorization shall be exclusive to said employees AND the officers of SIRWA from this date forward.

3. All past executions of Water User Agreements by non-officer employees of SIRWA prior to the passing of this Resolution are hereby ratified by SIRWA and shall constitute actions exercised by authorized agents on behalf of the Association.

PASSED AND APPROVED on this 13th day of September, 2004.


John W. Keuter, Chairman

ATTEST:


Ethel Campbell, Secretary

349

CERTIFICATE

STATE OF IOWA)
)
COUNTY OF UNION) ss:

I, the undersigned Secretary of Southern Iowa Rural Water Association, State of Iowa, do hereby certify that attached is a true and complete copy of the portion of the corporate records of said public body showing proceedings of the Board of Directors, and the same is a true and complete copy of the action taken by said Board of Directors with respect to said matter at the meeting held on the date indicated in the attachment, which proceedings remain in full force and effect, and have not been amended or rescinded in any way; that meeting and all action thereat was duly and publicly held in accordance with a notice of meeting and tentative agenda, a copy of which was timely served on each member of the Board of Directors and posted on a bulletin board or other prominent place easily accessible to the public and clearly designated for that purpose at the principal office of the Board of Directors (a copy of the face sheet of said agenda being attached hereto) pursuant to the local rules of the Board of Directors and the provisions of Chapter 21, Code of Iowa, upon reasonable advance notice to the public and media at least twenty-four hours prior to the commencement of the meeting as required by said law and with members of the public present in attendance; I further certify that the individuals named therein were on the date thereof duly and lawfully possessed of their respective city offices as indicated therein, that no Board Member vacancy existed except as may be stated in said proceedings, and that no controversy or litigation is pending, prayed or threatened involving the incorporation, organization, existence or boundaries of the rural water district or the right of the individuals named therein as officers to their respective positions.

WITNESS my hand and the seal of the Southern Iowa Rural Water Association hereto affixed this 13th day of September, 2004.

Ethel Campbell
Ethel Campbell, Secretary of the
Southern Iowa Rural Water Association,
State of Iowa



350