

Return to Neil Grant
City of West Des Moines
P.O. Box 65320
West Des Moines, IA 50265-0320

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BOOK 45 PAGE 226

ANNEXATION MORATORIUM AGREEMENT 98 JUL 22 PH 3:41

This ANNEXATION MORATORIUM AGREEMENT, entered into by and between the City of West Des Moines, Iowa, and the City of Cumming, Iowa, as authorized by resolution of the respective City Councils in accordance with Section 368.4 of the Code of Iowa, is as follows:

1. The Cities of West Des Moines and Cumming hereby agree upon the establishment of an annexation moratorium area legally described as follows:

A TRACT OF LAND IN SECTIONS 4, 5 AND 6, TOWNSHIP 77 NORTH, RANGE 25 WEST OF THE 5th P.M., WARREN COUNTY, IOWA, AND SECTIONS 1 AND 2, TOWNSHIP 77 NORTH, RANGE 26 WEST OF THE 5th P.M., MADISON COUNTY, IOWA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF SECTION 4, TOWNSHIP 77 NORTH, RANGE 25 WEST OF THE 5TH P.M., WARREN COUNTY, IOWA; THENCE WEST, ALONG THE NORTH LINE OF SAID SECTION 4, TO THE NORTHEAST CORNER OF SECTION 5, TOWNSHIP 77 NORTH, RANGE 25 WEST OF THE 5TH P.M., WARREN COUNTY, IOWA; THENCE WEST, ALONG THE NORTH LINE OF SAID SECTION 5, TO THE NORTHEAST CORNER OF SECTION 6, TOWNSHIP 77 NORTH, RANGE 25 WEST OF THE 5TH P.M., WARREN COUNTY, IOWA; THENCE WEST, ALONG THE NORTH LINE OF SAID SECTION 6, TO THE NORTHEAST CORNER OF SECTION 1, TOWNSHIP 77 NORTH, RANGE 26 WEST OF THE 5TH P.M., MADISON COUNTY, IOWA; THENCE WEST, ALONG THE NORTH LINE OF SAID SECTION 1, TO THE NORTHEAST CORNER OF SECTION 2, TOWNSHIP 77 NORTH, RANGE 26 WEST OF THE 5TH P.M., MADISON COUNTY, IOWA; THENCE WEST, ALONG THE NORTH LINE OF SAID SECTION 2, TO THE NORTHWEST CORNER OF SAID SECTION 2; THENCE SOUTH, ALONG THE WEST LINE OF SAID SECTION 2, TO THE SOUTHWEST CORNER OF SAID SECTION 2; THENCE EAST, ALONG THE SOUTH LINE OF SAID SECTION 2, TO THE SOUTHWEST CORNER OF SECTION 1, TOWNSHIP 77 NORTH, RANGE 26 WEST OF THE 5TH P.M., MADISON COUNTY, IOWA; THENCE EAST, ALONG THE SOUTH LINE OF SAID SECTION 1, TO THE SOUTHWEST CORNER OF SECTION 6, TOWNSHIP 77 NORTH, RANGE 25 WEST OF THE 5TH P.M., WARREN COUNTY, IOWA; THENCE EAST, ALONG THE SOUTH LINE OF SAID SECTION 6, TO THE SOUTHWEST CORNER OF SAID SECTION 5, TOWNSHIP 77 NORTH, RANGE 25 WEST OF THE 5TH P.M. WARREN COUNTY, IOWA; THENCE EAST, ALONG THE SOUTH LINE OF SAID SECTION 5, TO THE SOUTHWEST CORNER OF SAID SECTION 4, TOWNSHIP 77 NORTH, RANGE 25 WEST OF THE 5TH P.M., WARREN COUNTY, IOWA; THENCE EAST, ALONG THE SOUTH LINE OF SAID SECTION 4, TO THE SOUTHEAST CORNER OF SAID SECTION 4; THENCE NORTH, ALONG THE EAST LINE OF SAID SECTION 4, TO THE POINT OF BEGINNING.

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CITY OF WEST DES MOINES, IOWA
CERTIFIED COPY
July 14 1998
J. Ashires (Upes)
deputy City Clerk

CITY OF WEST DES MOINES, 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 authority of its City Council, as contained in Resolution No. 98-07-13-01 adopted by the City Council, under Roll Call No. 98-433 of the City Council on the 13th day of July, 1998, and that Eugene T. Meyer and Jody E. Smith acknowledged 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.

Julia Skires
Notary Public in and for the State of Iowa

CITY OF CUMMING, IOWA

Michael Wagner
Michael Wagner, Mayor

Attest:

Sylvia Smith
Sylvia Smith, City Clerk

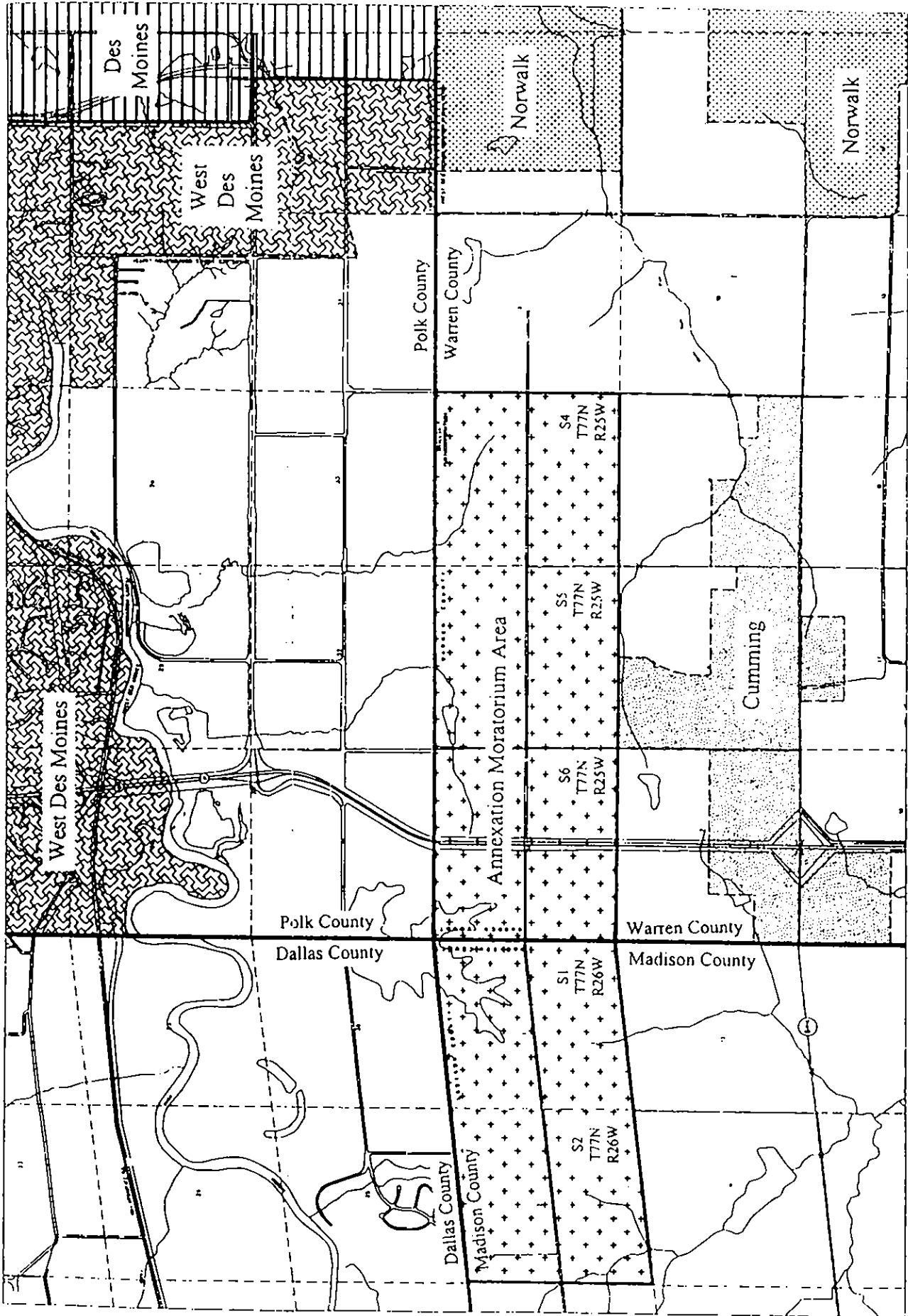
STATE OF IOWA)
) SS
COUNTY OF WARREN)

On this 24th day of June, 1998, before me, the undersigned, a Notary Public in and for the State of Iowa, personally appeared Michael Wagner and Sylvia Smith, 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 CUMMING, 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 authority of its City Council, as contained in Resolution No. 98-8 adopted by the City Council, under Roll Call No. of the City Council on the 22 day of June, 1998, and that Michael Wagner and Sylvia Smith acknowledged 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.

Joyce Cortum
Notary Public in and for the State of Iowa



EXHIBIT A



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