

Document 2015 3184

Book 2015 Page 3184 Type 06 009 Pages 3 Date 10/28/2015 Time 10:07:40AM

Rec Amt \$17.00

I NDX I ANNO SCAN

LISA SMITH, COUNTY RECORDER MADISON COUNTY IOWA

CHEK

Prepared by: Mark L. Smith, POB 230, Winterset, IA 50273

515/462-3731

Return to:

Mark L. Smith,, POB 230, Winterset, IA 50273

515/462-3731

## **AFFIDAVIT**

**STATE OF IOWA** 

:

**MADISON COUNTY** 

: ss

We, Orville L. Chapins and Shawn A. Chapins, first being duly sworn on oath state that this Affidavit concerns Chapins Acres, Madison County, Iowa. We further state that we know of our own personal knowledge that there is a lawful fence on all boundary lines of the property located within the subdivision.

Oryille L. Chapins

Shawn A. Chapins

Subscribed and sworn to before me on this day of

and Shawn A. Chapins. .

, 2015, by Orville L. Chapins

Notary Public in and for the State of Iowa

## LAND DISTURBING ACTIVITIES **AFFIDAVIT**

STATE OF IOWA

: SS

**MADISON COUNTY** 

Pursuant to section 161A.64, Code of Iowa in consideration for permission to engage in a land disturbing activity as defined in that statute, and recognizing that the agency authorized by that statute to receive and file this affidavit will rely on the statements we make herein, we, Orville L. Chapins and Shawn A. Chapins, being first duly sworn on oath, do solemnly swear to affirm that:

We do not plan to engage in land disturbing activities upon the following described real estate:

## See Legal Description Attached

As owners or occupants of the land described above, we are aware that we must establish and maintain soil conservation practices as necessary to meet the soil loss limits established by the Madison County Soil and Water Conservation District, pursuant to sections 161A.43, and 161A.44, Code of Iowa.

We are aware that loss limit regulations prohibit sediment from leaving the site in excess of 5 tons per acre per year. The land disturbing activities described above will be conducted in a manner that will insure compliance with the soil loss limit regulations.

We assume responsibility for all land disturbing activities conducted on this property by us or other people entities we represent. This authority covers only the land and land disturbing activity described above.

We are the owners of the land, and have full authority to enter into this agreement.

Subscribed and sworn to before me on this  $\underline{9}$  day of  $\underline{6}$ , 2015.

Notary Public in and for the State of Iowa

The North 46 rods of the Northeast Quarter (NE 1/4) of the Southwest Quarter (SW 1/4) of Section 25, Township 76 North, Range 28 West of the 5<sup>th</sup> P.M., Madison County, Iowa, except Parcel "A" thereof more particularly described as follows:

Beginning at the Northwest Corner of the Northeast Quarter of the Southwest Quarter of Section 25, Township 76 North, Range 28 West of the 5<sup>th</sup> P.M., Madison County, Iowa, thence South 89°43'38" East 629.80 feet to the northwest corner of Parcel "A" thereof; thence South 00°06'47" West 294.73 feet along the West line of said Parcel "A"; thence North 89°40'24" East 696.46 feet along the South line of said Parcel "A" to the East line of said Northeast Quarter of the Southwest Quarter; thence South 00°02'47" West 483.700 feet along said East line; thence North 89°43'37" West 1324.20 feet to the West line of said Northeast Quarter of the Southwest Quarter; thence North 00°03'15" West 759.00 feet to the Point of Beginning containing 18.53 acres. Said parcel to be divided into 3 Lots. Lot 1 contains 10.95 acres; Lot 2 contains 3.68 acres and is subject to a 25.00 foot access and public utility easement for Lot 1, and Lot 3 contains 3.90 acres and is subject to a 33.00 foot wide County Road easement and a 25.00 foot access and public utility easement for Lot 1 and Lot 2.

## EASEMENT LEGAL DESCRIPTION:

A permanent easement for ingress/egress and public utilities across the South 25.00 feet of Lots 2 and 3 of Chapins Acres a subdivision in the Northeast Quarter of the Southwest Quarter of Section 25, Township 76 North, Range 28 West of the 5<sup>th</sup> P.M., Madison County, Iowa.