

Recorder's Index

FILED Delaware Co. Assessor

FEB 14 2023



Book 2023 Page 350

Document 2023 350 Type 06 002 Pages 5 Date 2/14/2023 Time 2:21:24PM Rec Amt \$27.00

FILED Delaware Co. Auditor

FEB 14 2023

Daneen Schindler, RECORDER/REGISTRAR DELAWARE COUNTY IOWA

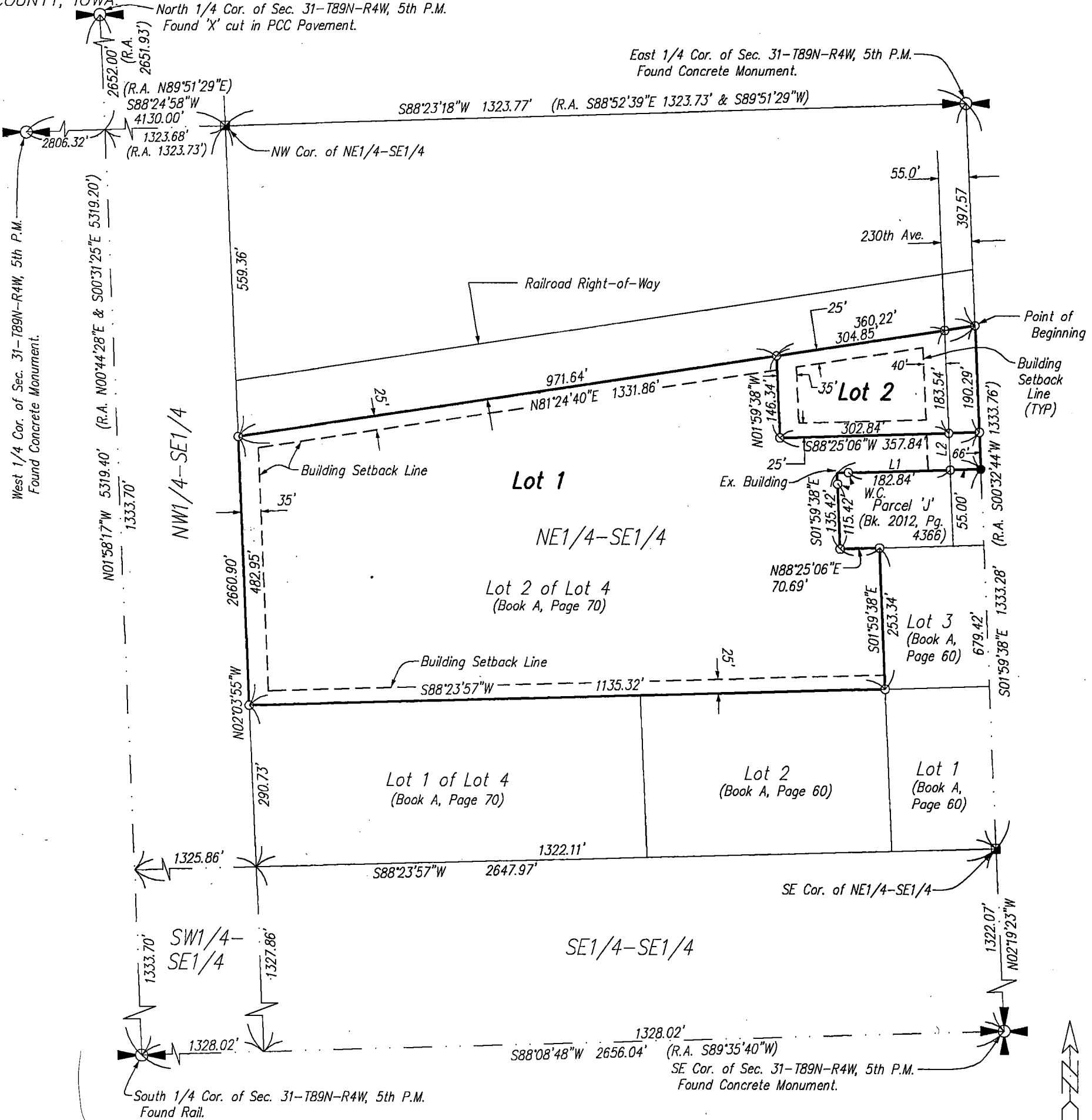
County: Delaware
Section: Section 31, Township 89 North, Range 4 West of the 5th P.M.
Subdivision: Lucy's First Addition
Aliquot Part: A subdivision of Lot 2 of the Subdivision of Lot 4 in the NE1/4-SE1/4 except Parcel J
Proprietor(s): Michael F. Loecke Revocable Trust and Megan A. Loecke Revocable Trust
Requested by: Michael F. Loecke
Surveyor and Return To: Roger R. Mohn, Iowa P.E. & P.L.S. No. 10165
Mohn Surveying, Inc. 1890 Great River Road, Lansing, Iowa 52151
Telephone No.: (563) 538-4067 Email: mohnsurveying@gmail.com

MOHN SURVEYING, INC. • ROGER R. MOHN • 1890 GREAT RIVER ROAD • LANSING, IOWA 52151 • 563-538-4067

SUBDIVISION PLAT

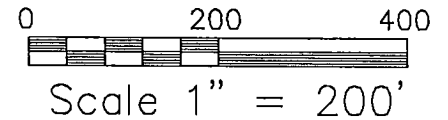
of LUCY'S FIRST ADDITION

A SUBDIVISION OF LOT 2 OF THE SUBDIVISION OF LOT 4 IN THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER (NE1/4-SE1/4), EXCEPT PARCEL J, OF SECTION 31, TOWNSHIP 89 NORTH, RANGE 4 WEST OF THE FIFTH PRINCIPAL MERIDIAN, DELAWARE COUNTY, IOWA.



AREA INFO
Lot 1 = 13.85 Acres (0.08 acres in Public Road ROW)
Lot 2 = 1.38 Acres (0.24 Acres in Public Road ROW)

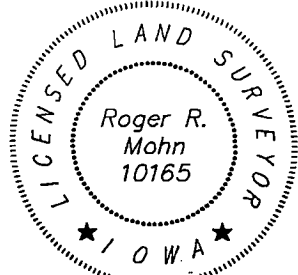
LINE INFO
L1: S88°25'06"W-257.84'
L2: S01°59'38"E-66.00'



Notes

- 1. All easements of record may not be shown on this subdivision plat.
2. Bearings are based on the Iowa State Plane Coordinate System North Zone (1401) Horizontal NAD 83 (2011).

SEAL



I hereby certify that this land surveying document was prepared and the related survey work was performed by me or under my direct personal supervision and that I am a duly licensed Professional Land Surveyor under the laws of the State of Iowa.

Roger R. Mohn February 6, 2023
Roger R. Mohn Date

License Number 10165
My license renewal date is December 31, 2024
Pages or sheets covered by this seal:
Sheet 1 of 2 through 2 of 2.

Proprietor(s):
Michael F. Loecke Revocable Trust
Megan A. Loecke Revocable Trust

Survey requested by:
Michael F. Loecke

Sheet No. 1 of 2
Surveyed: January, 2023 (397, 53-56)
February 6, 2023 Drawn By: RRM, SS
S: \Drawings\Surveys\2023\
Delaware\Loecke\Sec31.dwg

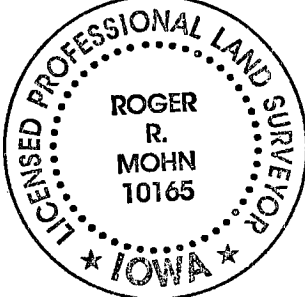
Legend

- Parcel Boundary Established
Set 1/2" iron rod w/PLS cap No. 10165.
Found 1/2" iron rod w/PLS cap No. 12642.
Found 1/2" iron rod w/o PLS cap.
W.C. Witness Corner
(R.A.) Recorded As

LEGAL DESCRIPTION OF LUCY'S FIRST ADDITION:

A subdivision of Lot Two (2) of the Subdivision of Lot Four (4) in the Northeast Quarter of the Southeast Quarter (NE1/4-SE1/4), except Parcel J, of Section Thirty-one (31), Township Eighty-nine (89) North, Range Four (4) West of the Fifth Principal Meridian, Delaware County, Iowa consisting of Lot One (1) and Lot Two (2) containing 13.85 acres and 1.38 acres, respectively, more or less. The exterior boundary of said Lucy's First Addition is more particularly described by metes and bounds as follows:

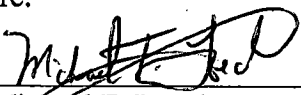
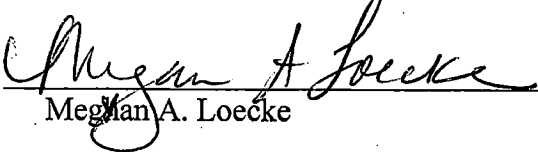
Commencing at the East ¼ Corner of Section 31, Township 89 North, Range 4 West of the 5th P.M.; thence S 01°-59'-38" E, 397.57 feet along the east line of the NE1/4-SE1/4 of said Section 31 to the Point of Beginning; thence S 01°-59'-38" E, 256.29 feet along the east line of the NE1/4-SE1/4 of said Section 31; thence S 88°-25'-06" W, 257.84 feet; thence S 01°-59'-38" E, 135.42 feet; thence N 88°-25'-06" E, 70.69 feet; thence S 01°-59'-38" E, 253.34 feet; thence S 88°-23'-57" W, 1135.32 feet; thence N 02°-03'-55" W, 482.95 feet along the west line of the NE1/4-SE1/4 of said Section 31; thence N 81°-24'-40" E, 1331.86 feet along the southerly right-of-way line of a railroad to the Point of Beginning. Said described parcel of land contains a total of 15.23 acres, more or less. Bearings are based on the Iowa State Plane Coordinate System North Zone (1401) Horizontal NAD 83 (2011).

	<p><i>I hereby certify that this land surveying 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.</i></p> <p><i>Roger R. Mohn</i> February 6, 2023 Roger R. Mohn Date License Number 10165 My license renewal date is December 31, 2024. Pages or sheets covered by this seal: Sheet No. 1 of 2 through 2 of 2.</p>
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The attached subdivision plat represents a survey of Lucy's First Addition being a subdivision of Lot Two (2) of the Subdivision of Lot Four (4) in the Northeast Quarter of the Southeast Quarter (NE1/4-SE1/4), except Parcel J, of Section Thirty-one (31), Township Eighty-nine (89) North, Range Four (4) West of the Fifth Principal Meridian, Delaware County, Iowa.

OWNER'S CONSENT:

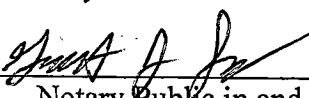
I (We), Michael F. Loecke, trustee of the Michael F. Loecke Revocable Trust, and Meghan A. Loecke, trustee of the Meghan A. Loecke Revocable Trust, of Delaware County, State of Iowa, do hereby certify that the above survey, as shown by the attached Plat of Survey, is made with my (our) free consent and in accordance with my (our) desire.

 Michael F. Loecke	 Meghan A. Loecke
--	--

STATE OF IOWA, Delaware County SS.

On this 6 day of FEB A.D., 2023 before me, a Notary Public in and for said County, personally appeared Michael F. Loecke and Meghan A. Loecke of said County, to me personally known to be the identical person(s) whose name(s) is (are) affixed to the foregoing statement, and acknowledge the same to be their voluntary act and deed.

Witness my hand and seal.


 Notary Public in and for said County



CERTIFICATE OF TREASURER

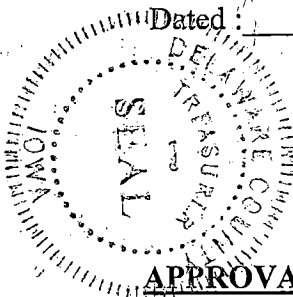
I, the undersigned, Pam Klein, state that I am the Delaware County Treasurer and have examined the records in our office for the lands legally described as follows:

Lot Two (2) of the Subdivision of Lot Four (4) in the Northeast Quarter of the Southeast Quarter (NE1/4-SE1/4), except Parcel J, of Section 31, Township 89 North, Range 4 West of the Fifth Principal Meridian, Delaware County, Iowa.

and pursuant to Iowa Code section 354.11, the property is free from certified taxes and certified special assessments.

Dated: 2-14-2023

Jenny Eichen - Deputy
Pam Klein
Delaware County Treasurer



APPROVAL OF SUBDIVISION PLAT NAME BY DELAWARE COUNTY AUDITOR

Date 2-14-2023

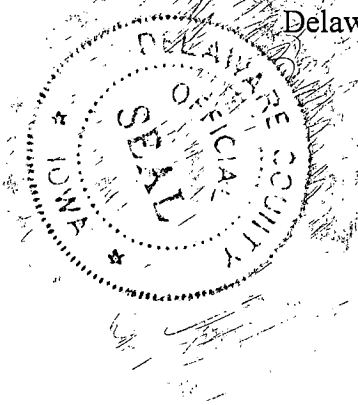
The Delaware County Auditor's Office has reviewed the subdivision plat of:

Lucy's First Addition being a subdivision of Lot Two (2) of the Subdivision of Lot Four (4) in the Northeast Quarter of the Southeast Quarter (NE1/4-SE1/4), except Parcel J, of Section 31, Township 89 North, Range 4 West of the Fifth Principal Meridian, Delaware County, Iowa.

Pursuant to Iowa Code Section 354.6(2) and Section 354.11(6), we approve the subdivision name and title and have no objections to this subdivision plat being recorded.

Signed Carla K. Becker Dated 2-14-2023

Carla K. Becker Deputy
Delaware County Auditor



**RESOLUTION R-001-2023
RESOLUTION APPROVING FINAL PLAT
(LUCY'S FIRST SUBDIVISION)**

WHEREAS, the final plat of *Lucy's First Subdivision, Delaware County, Iowa*, affecting premises more specifically described in the Surveyor's Certificate of Roger R. Mohn, dated February 6, 2023, has been filed with the City Clerk of the City of Delaware, Delaware County, Iowa.

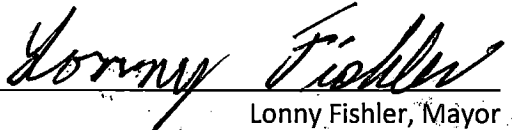
WHEREAS, the City Council has fully considered the same and found the same to be in accordance with the ordinances of the City of Delaware, Iowa, relating to plats and additions to the City or within a two mile radius of the City; and

WHEREAS, the subdivision plat and its attachments conform to Sections 354.6, 354.11 and 355.8 of the Iowa Code and therefore can be approved pursuant to 354.8 of the Iowa Code as presented.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Delaware, Delaware County, Iowa, that the subdivision plat of said *Lucy's First Subdivision, Delaware County, Iowa*, be, and the same is hereby acknowledged, approved and accepted on the part of the City of Delaware, Delaware County, Iowa.

The Mayor and City Clerk are hereby directed to certify this approval and affix the same to said final plat as by law provided.

Adopted and passed this 11th day of February, 2023.



Lonny Fishler, Mayor

ATTEST:

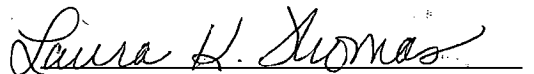


Erin Learn, City Clerk

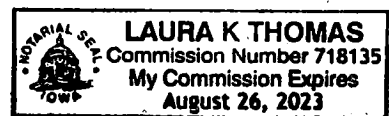


STATE OF IOWA)
) SS.
COUNTY OF DELAWARE)

On this 14 day of February, 2023, before me, Laura K. Thomas, a Notary Public in and for the State of Iowa, personally appeared Lonny Fishler 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 Delaware, 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-001-2023 adopted by the City Council on the 11th day of February, 2023, and that Lonny Fishler 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.



Notary Public





SIMMONS PERRINE MOYER BERGMAN PLC

ATTORNEYS
 Darrel A. Morf
 J. Scott Bogguss
 Roger W. Stone
 Kevin J. Visser
 Randal J. Scholer
 William S. Vernon
 Eric W. Lam
 Matthew J. Brandes
 Michael McDonough¹
 Chad M. VonKampen

Gregory G. Williams
 Nicolas AbouAssaly
 Lynn W. Hartman
 Kathleen A. Kleiman¹
 Thomas D. Wolle
 Paul P. Morf
 Philip A. Burian¹
 Christine L. Conover
 Thomas N. DeBoom
 Matthew J. Adam
 Amanda M. D'Amico

Jacob R. Koller
 Brian J. Fagan
 Kyle W. Wilcox
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 Travis J. Schroeder
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 Ryan C. Shellady⁹
 Nicholas J. Wilson
 Zachary J. Parle

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 Larry G. Gutz⁷
 Robert E. Konchar
 Stephen J. Holtman
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 Philip D. Brooks

RETIRED
 William A. Bergman
 Stephen C. Nelson
 Richard G. Hileman, Jr.
 Iris E. Muchmore
 James A. Gerk
 Mark H. Ogden
 David W. Kubicek

REGISTERED PATENT
 ATTORNEYS
 Gregory G. Williams
 Christopher J. Voci^{4,7}
 Carrie L. Thompson
 Michael J. Neuerburg⁸

Writer's Direct Dial No.: (319) 896-4003
 E-Mail Address: nick@spmblaw.com
 Address Reply to Cedar Rapids Office

February 13, 2023

TO WHOM IT MAY CONCERN:

We have examined an abstract of title to the property to be known as LUCY'S FIRST ADDITION TO DELAWARE COUNTY, IOWA, as described and shown on the subdivision plat drawing, attached hereto and incorporated by reference, as certified by Delaware County Abstract Company, Inc. to February 7, 2023 at 8:00 a.m., and, in our opinion, title to said described property is in Michael F. Loecke as Trustee of the Michael F. Loecke Revocable Trust dated May 2, 2014, as it may be amended from time to time and Megan A. Loecke as Trustee of the Megan A. Loecke Revocable Trust dated May 2, 2014, as it may be amended from time to time, free from liens and encumbrances.

Very truly yours,
 Simmons Perrine Moyer Bergman, PLC

Nicolas AbouAssaly

NAA/wcs

www.SPMBLAW.com

■ 115 Third Street SE, Suite 1200, Cedar Rapids, Iowa 52401 • Telephone (319) 366-7641 • Fax (319) 366-1917

□ City Center Square, 1150 Fifth Street, Suite 170, Coralville, Iowa 52241 • Telephone (319) 354-1019 • Fax (319) 354-1760

Also licensed to practice in: 1 Illinois 2 Wisconsin 3 Minnesota 4 Michigan 5 Nebraska 6 California 7 Pennsylvania 8 Texas 9 Colorado