

Recorded: 10/27/2023 at 12:58:37.0 PM  
County Recording Fee: \$17.00  
Iowa E-Filing Fee: \$3.00  
Combined Fee: \$20.00  
Revenue Tax:  
Delaware County, Iowa  
Daneen Schindler RECORDER  
BK: 2023 PG: 2677

Prepared by & Return to: Erin Learn, City Clerk, City of Manchester, Iowa, 208 East Main Street,  
Manchester, Iowa 52057, Phone: (563) 927-3636

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**R-082-2023**  
**RESOLUTION ASSENTING TO THE ANNEXATION OF CERTAIN REAL ESTATE TO THE CITY OF  
MANCHESTER, IOWA**

**WHEREAS**, the City of Manchester, State of Iowa, is a duly organized municipal corporation; and,

**WHEREAS**, there has been presented to the City Council of said City an Application for Annexation, as required by Section 368.7 of the Code of Iowa, executed by Earlene Houlihan and Joe Hildebrand, parties to the real estate to be annexed, said real estate lying adjacent to the existing City Limits of the City as shown on the accompanying plat in Exhibit "A" attached hereto; and,

**WHEREAS**, the City of Manchester, Iowa, desires to annex said territory upon the application heretofore presented.


**NOW THEREFORE, IT IS HEREBY RESOLVED** by the City Council of the City of Manchester, Iowa, as follows:

1. That the Application for Annexation be approved for the real estate described as:

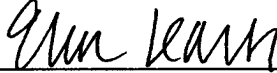
**Lots 4, 5, 6, and the West 15 feet of Lot 2 of Houlihan Ag Subdivision** in the Southeast Quarter of the Southwest Quarter Section 31, Township 89 North, Range 5 West of the 5<sup>th</sup> P.M., Delaware County, Iowa according to the plat recorded in Book 2019, Page 348; **AND: Lot 7 of Houlihan Ag Subdivision** in the Southeast Quarter of the Southwest Quarter Section 31, Township 89 North, Range 5 West of the 5<sup>th</sup> P.M., Delaware County, Iowa according to the plat recorded in Book 2019, Page 348, **EXCEPT** that portion described as follows: **BEGINNING** at the Southwest Corner of said Lot 7; **THENCE** along the Westerly Line of said Lot 7, North 00° 11' 08" East, 206.63 feet; **THENCE** South 87° 44' 22" East, 290.08 feet to the Easterly Line of said Lot 7; **THENCE** along the Easterly Line of said Lot 7, South 00° 25' 27" East, 196.00 feet to the Southerly Line of said Lot 7; **THENCE** along the Southerly Line of said Lot 7, North 89° 50' 29" West, 291.98 feet to the **POINT OF BEGINNING**; **AND:** That portion of the Northeast Quarter of the Southwest Quarter of Section 31, Township 89 North, Range 5 West of the 5<sup>th</sup> P.M. described as follows: **BEGINNING** at the Southwest Corner of the NE 1/4 - SE 1/4 of Section 31, T89N, R5W of the Fifth Principal Meridian, Delaware County, Iowa, being the Northwest Corner of Houlihan Ag Subdivision, as recorded in Book 2019, Page 348; **THENCE** along the westerly Line of the NE 1/4 - SE 1/4 of said Section 31, North 00° 11' 09" East, 180.00 feet; **THENCE** North 76° 47' 36" East, 410.00 feet; **THENCE** South 87° 06' 17" East, 272.00 feet; **THENCE** South 85° 44' 05" East, 460.00 feet to the Westerly Line of Iowa State Highway #13; **THENCE** along the Westerly Line of Iowa State Highway #13, South 08° 02' 42" West, 222.00 feet to the Southerly Line of the NE 1/4 - SE 1/4 of said Section 31, being the Northerly line of said Houlihan Ag Subdivision; **THENCE** along the Southerly Line of the NE 1/4 - SE 1/4 of said Section 31, being the Northerly line of said Houlihan Ag Subdivision, South 89° 41' 32" West, 1099.07 feet to the **POINT OF BEGINNING**; (To be known as Lot 8 of Houlihan Ag Subdivision #2); Delaware County, Iowa.

2. That on the passage of this Resolution, this territory shall thereafter be and become a part of the City of Manchester, Iowa, and shall be zoned PUD Planned Unit Development District.
3. That the Clerk shall forthwith cause this Resolution and the attached exhibit to be filed with the Secretary of State, Delaware County Board of Supervisors, each affected public utility, and the State Department of Transportation as required by Section 368.7 of the Code of Iowa.

**PASSED AND APPROVED** by the City Council of the City of Manchester, Iowa, the 25<sup>th</sup> day of September, 2023.

  
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Connie Behnken, Mayor

ATTEST:

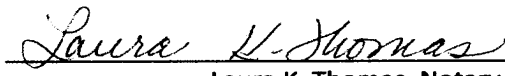
  
\_\_\_\_\_  
Erin Learn, City Clerk



STATE OF IOWA                                 )  
  ) SS.  
COUNTY OF DELAWARE                     )

On this 26<sup>th</sup> day of October, 2023, before me, Laura K. Thomas, a Notary Public in and for the State of Iowa, personally appeared Connie Behnken 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-082-2023 adopted by the City Council on the 25<sup>th</sup> day of September, 2023, and that Connie Behnken 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.



  
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Laura K. Thomas, Notary Public

# MARGARET EARLENE HOULIHAN REVOCABLE TRUST & EASTERN IOWA PUMPING, INC. ANNEXATION EXHIBIT

NW CORNER NE 1/4 - SW 1/4  
 SEC. 31, T89N, R5W  
 FOUND 1/2" REBAR W/ORANGE CAP #17939

NE 1/4 - SW 1/4  
SEC. 31, T89N, R5W

N 76°47'56" E 410.00'

S 87°06'17" E 272.00'

S 85°44'05" E 480.00'

HOULIHAN AG SUB. #2  
LOT 8

180.00'  
N 00°11'08" E  
SW CORNER NE 1/4 - SW 1/4  
SEC. 31, T89N, R5W  
FOUND 1/2" REBAR  
W/ORANGE CAP #17939

S 89°41'32" W 1089.07'

S 87°07'49" W 222.00'

LOT 7

LOT 5

LOT 6

HOULIHAN AG SUB.  
BOOK 2019, PAGE 348

S 87°44'22" E 280.08'

LOT 4

208.83'  
N 00°11'03" E

268.220'  
S 00°00'00" E

N 89°50'25" W 281.98'

SE 1/4 - SW 1/4  
SEC. 31, T89N, R5W

WEST 15' - LOT 2

PARCEL B  
PLAT BOOK 6, PAGE 121

LOT 1

LOT 2  
EXCEPT  
WEST 15'

LOT 3

PARCEL L  
BOOK 2001, PAGE 3308

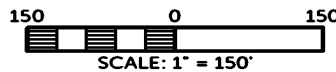
220th STREET

SW CORNER SE 1/4 - SW 1/4  
SEC. 31, T89N, R5W  
FOUND MAGNAIL  
BOOK 2001, PAGE 3307

S 1/4 CORNER  
SEC. 31, T89N, R5W  
FOUND CUT "X"  
BOOK 2016, PAGE 358

### LEGEND

- ▲ SECTION CORNER
- FOUND 1/2" REBAR w/ORANGE CAP #17939
- SET 1/2" REBAR w/ORANGE CAP #17939
- SECTION LINE
- QUARTER LINE
- QTR.-QTR. LINE
- CENTER LINE
- EASEMENT OR ROW LINE
- FORMER LOT LINE
- LOT LINE
- BOUNDARY ESTABLISHED
- R RECORDED



**BASIS OF BEARINGS:**  
 IOWA REGIONAL COORDINATE SYSTEM  
 NAD 83(2011) EPOCH 2010.00  
 ZONE 3: ELKADER