

301A-93

original to
Dennis Dieterich

ON THE 4th day of October 1993, at a regular meeting of the Mitchell County Board of Supervisors, the following was moved and seconded:

WHEREAS a public hearing on the creation of an Agricultural Area was held on this 4th day of October 1993, and no objections to the proposed Agricultural Area were heard,

NOW THEREFORE:

BE IT RESOLVED that property described as:

The Southwest Quarter of the Southwest Quarter in Section 1, Township 98 North, Range 18 West of the 5th P.M., in Mitchell County, Iowa and the Northwest fractional Quarter and the North half of the Southwest Quarter and the Southeast Quarter and the Northeast fractional Quarter except an area starting at the Northeast corner going South 497 feet, then West 582 feet, then North 497 feet, and then East 582 feet back to the point of origin, all in Section 2, Township 98 North, Range 18 West of the 5th P.M., in Mitchell County, Iowa. And the East half of the Southwest Quarter in Section 35, Township 99 North, Range 18 West, of the 5th P.M., in Mitchell County, Iowa.

Be established as an Agricultural Area in Mitchell County as per the Code of Iowa Section 352.

Signed this 4th day of October 1993.



ATTEST

Sandra Heckstein
COUNTY AUDITOR

Bob Lincoln
CHAIRMAN TO THE BOARD OF SUPERVISORS

Vote recorded as follows: Lincoln Aye
Hendrickson Aye
Nayes - none

590
STATE OF IOWA, MITCHELL COUNTY
Filed for Record OCT 12 1993
at 2:15 P.M. Fee None
Book 71 - Misc. 79 - 83
Lisa Heidman Recorder
Deputy

PETITION
CREATION OF AGRICULTURAL AREA

TO THE BOARD OF SUPERVISORS OF MITCHELL COUNTY, IOWA:

Pursuant to the authority of Iowa Code Section 352.6 (1993 Code), the undersigned owners of farmland described below do hereby petition the Board of Supervisors of the above county for the creation of an Agricultural Area within the above county. In support thereof, it is further stated:

1. That the proposed agricultural area includes at least three hundred acres of farmland;
2. That the undersigned, being the owners of all the farmland included within the proposed Agricultural Area, do state that no land is included within this proposed Agricultural Area without the consent of the owner or owners thereof;
3. That no part of the proposed Agricultural Area is located within the corporate limits of any city;
4. That except as provided by law, the use of the farmland in the proposed Agricultural Area, if it is created, shall be limited to farm operations only;
5. That the land proposed to be included inside the Agricultural Area is legally described as follows:

Tract 1. (Containing 240 acres, more or less)--
Title in Dieterich Farms Ltd.

The Northwest fractional Quarter and the North half of the Southwest Quarter, all in Section 2, Township 98 North, Range 18 West of the 5th P.M., in Mitchell County, Iowa.

Tract 2. (Containing 146 acres, more or less)--
Title in Dolores Fleming

The East half of the Southwest Quarter in Section 35, Township 99 North, Range 18 West of the 5th P.M., in Mitchell County, Iowa and the North half of the Northeast fractional Quarter except an area starting at the Northeast corner going South 497 feet then West 582 feet then North 497 feet and then East 582 feet back to the point of origin, (this area containing 6.6 acres more or less) in Section 2, Township 98 North, Range 18 West of the 5th P.M., in Mitchell County, Iowa.

Tract 3. (Containing 280 acres, more or less)--
Title in Harlan and Dorthy Sponheim

The Southeast Quarter and the South half of the Northeast fractional Quarter in Section 2, Township 98 North, Range 18 West of the 5th P.M. in Mitchell County, Iowa and the Southwest Quarter of the Southwest Quarter in Section 1, Township 98 North, Range 18 West, of the 5th P.M., in Mitchell County, Iowa.

6. That the boundaries of the proposed Agricultural Area are described as follows: The Southwest Quarter of the Southwest Quarter in Section 1, Township 98 North, Range 18 West of the 5th P.M., in Mitchell County, Iowa and the Northwest fractional Quarter and the North half of the Southwest Quarter and the Southeast Quarter and the Northeast fractional Quarter except an area starting at the Northeast corner going South 497 feet, then West 582 feet, then North 497 feet, and then East 582 feet back to the point of origin, all in Section 2, Township 98 North, Range 18 West of the 5th P.M., in Mitchell County, Iowa County, Iowa. And the East half of the Southwest Quarter in Section 35, Township 99 North, Range 18 West, of the 5th P.M., in Mitchell County, Iowa.

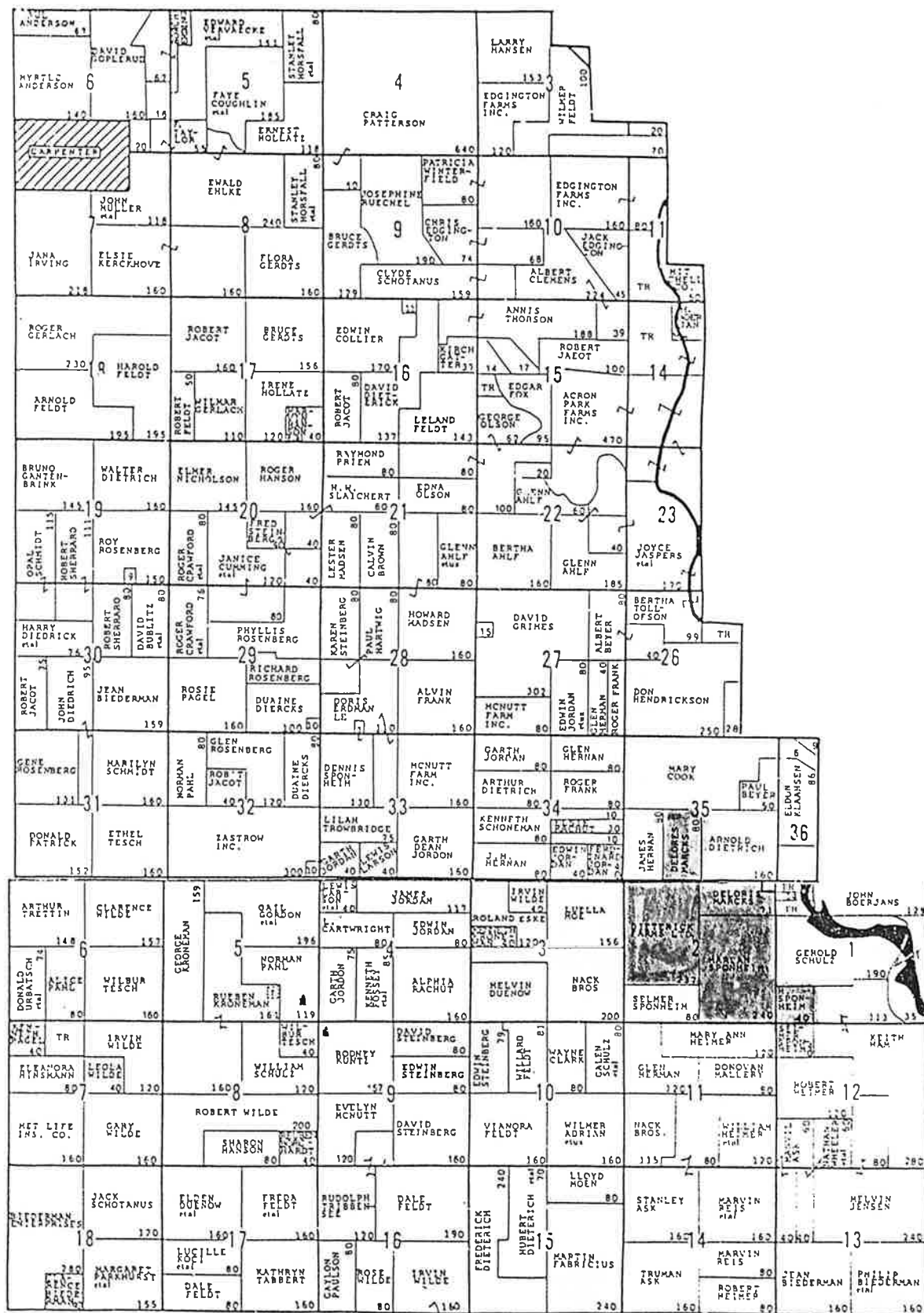
7. That the territory included within the proposed Agricultural Area is as compact and nearly adjacent as feasible; and

8. That a map showing the boundaries of the proposed Agricultural Area has been attached to this Petition and is hereby incorporated by reference herein.

WHEREFORE the undersigned owner/owners of farmland do hereby petition the Board of Supervisors of the above county to publish notice, hold hearings, and take other steps as required by law to create the above proposed Agricultural Area.

IN WITNESS WHEREOF we have signed our names as owner or owners of the above-described farmland on the date(s) stated below.

<u>Lawrence Dieterich</u>	<u>9/3/93</u>
<u>Evelyn Dieterich</u>	<u>9/3/93</u>
<u>John Marches Fleming</u>	<u>9/3/93</u>
<u>Dennis Dieterich</u>	<u>9/3/93</u>
<u>Ann Dieterich</u>	<u>9/3/93</u>
<u>Karlan Sponheim</u>	<u>9/8/93</u>
<u>Dorothy Sponheim</u>	<u>9/8/93</u>
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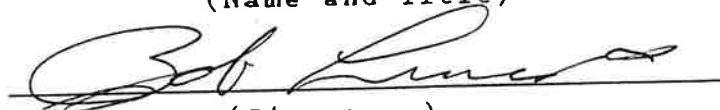
STATE OF IOWA
DESIGNATION OF APPLICANT'S AUTHORIZED REPRESENTATIVE
RESOLUTION

BE IT RESOLVED BY Mitchell County Board of Supervisors Verne Tanner THAT Verne Tanner,
(Governing Body) (Name of Representative)
Emergency Management
Agency Director is hereby authorized to execute in behalf
(Official Position)
of Mitchell County, this application and to file it with the
(Applicant Entity)

Iowa Emergency Management Division (EMD) for the purpose of obtaining
Federal/State financial assistance under the Disaster Relief Act
(PL 93-288, as amended) or otherwise available from the President's
Disaster Relief Fund and the Code of Iowa, Chapter 29C.

PASSED AND APPROVED THIS 4 DAY OF October, 1993.

Bob Lincoln / Chair, Supervisors
(Name and Title)


(Signature)

Chief Executive Officer

CERTIFICATION

I, Sandra Heckstein duly appointed Auditor, of
(Official Position)
Mitchell County do hereby certify that the above is true and
(Applicant Entity)
correct copy of a resolution passed and approved by Mitchell County
(Governing Body)

Board of Supervisors on the 4th day of October, 1993.

Sandra Heckstein
(Printed Name)


(Signature)

515-732-5861
(Area Code/Phone Number)