

FILE No. 11 0055
RECORDING FEE \$ 104.00
Non Standard
TRANSFER FEE \$ 10.00
Total fee \$ 114.00

FILED FOR RECORD THE 12th
January, 2011 AT 12:06 p.m.
O'CLOCK P.M. BOOK 10-A PAGE 899

STATE OF IOWA, IOWA COUNTY
By: Julie Phillips Recorder
Deputy

APPLICATION FOR ANNEXATION

COMES NOW, the City of Ida Grove, Iowa, Box 236, Ida Grove, Iowa; Godbersen LLC, 119 E. Hwy 175, Ida Grove, Iowa; the Battle Creek Ida Grove Community School District, 900 Montgomery Drive, Ida Grove, Iowa; and Midwest Properties of Ida Grove, LLC, Box 379, Pequot Lakes, MN 56472, and hereby petitions the City of Ida Grove, Iowa, to annex the properties described on the attached plat which plat has also attached legal descriptions of each of the parcels.

IT IS ALSO REQUESTED that all of the properties be zoned and classified as suburban with the exception of Parcel 3 owned by Midwest Properties of Ida Grove LLC for which the requested zoning classification is 3R.

WHEREFORE pursuant to Iowa Code Section 368.7 it is requested that the City accept the filing of these annexation proceedings, set a time and place of hearing on the annexation and upon hearing approve the annexation, and grant the requested zoning classifications for these properties.

City of Ida Grove, Iowa

Godbersen LLC

By: _____
Dennis Ernst, Mayor

By: Bruce Godbersen
Bruce Godbersen, Manager

By: _____
Edie Ball, City Clerk

Midwest Properties of Ida Grove LLC

By: _____
Kent W. Marthaler

Battle Creek Ida Grove Community School District

By: _____
Duane Hummelgard, Board President

By: _____
Kathy Leonard, Board Secretary

APPLICATION FOR ANNEXATION

COMES NOW, the City of Ida Grove, Iowa, Box 236, Ida Grove, Iowa; Godbersen LLC, 119 E. Hwy 175, Ida Grove, Iowa; the Battle Creek Ida Grove Community School District, 900 Montgomery Drive, Ida Grove, Iowa; and Midwest Properties of Ida Grove, LLC, Box 379, Pequot Lakes, MN 56472, and hereby petitions the City of Ida Grove, Iowa, to annex the properties described on the attached plat which plat has also attached legal descriptions of each of the parcels.

IT IS ALSO REQUESTED that all of the properties be zoned and classified as suburban with the exception of Parcel 3 owned by Midwest Properties of Ida Grove LLC for which the requested zoning classification is 3R.

WHEREFORE pursuant to Iowa Code Section 368.7 it is requested that the City accept the filing of these annexation proceedings, set a time and place of hearing on the annexation and upon hearing approve the annexation, and grant the requested zoning classifications for these properties.

City of Ida Grove, Iowa

By: 
Dennis Ernst, Mayor

By: 
Edie Ball, City Clerk

Battle Creek Ida Grove Community School District

By: _____
Duane Hummelgard, Board President

By: _____
Kathy Leonard, Board Secretary

Godbersen LLC

By: _____
Bruce Godbersen, Manager

Midwest Properties of Ida Grove LLC

By: _____
Kent W. Marthalter

APPLICATION FOR ANNEXATION

COMES NOW, the City of Ida Grove, Iowa, Box 236, Ida Grove, Iowa; Godbersen LLC, 119 E. Hwy 175, Ida Grove, Iowa; the Battle Creek Ida Grove Community School District, 900 Montgomery Drive, Ida Grove, Iowa; and Midwest Properties of Ida Grove, LLC, Box 379, Pequot Lakes, MN 56472, and hereby petitions the City of Ida Grove, Iowa, to annex the properties described on the attached plat which plat has also attached legal descriptions of each of the parcels.

IT IS ALSO REQUESTED that all of the properties be zoned and classified as suburban with the exception of Parcel 3 owned by Midwest Properties of Ida Grove LLC for which the requested zoning classification is 3R.

WHEREFORE pursuant to Iowa Code Section 368.7 it is requested that the City accept the filing of these annexation proceedings, set a time and place of hearing on the annexation and upon hearing approve the annexation, and grant the requested zoning classifications for these properties.

City of Ida Grove, Iowa

Godbersen LLC

By: _____
Dennis Ernst, Mayor

By: _____
Bruce Godbersen, Manager

By: _____
Edie Ball, City Clerk

Midwest Properties of Ida Grove LLC

By:  _____
Kent W. Marthaler

Battle Creek Ida Grove Community School District

By: _____
Duane Hummelgard, Board President

By: _____
Kathy Leonard, Board Secretary

APPLICATION FOR ANNEXATION

COMES NOW, the City of Ida Grove, Iowa, Box 236, Ida Grove, Iowa; Godbersen LLC, 119 E. Hwy 175, Ida Grove, Iowa; the Battle Creek Ida Grove Community School District, 900 Montgomery Drive, Ida Grove, Iowa; and Midwest Properties of Ida Grove, LLC, Box 379, Pequot Lakes, MN 56472, and hereby petitions the City of Ida Grove, Iowa, to annex the properties described on the attached plat which plat has also attached legal descriptions of each of the parcels.

IT IS ALSO REQUESTED that all of the properties be zoned and classified as suburban with the exception of Parcel 3 owned by Midwest Properties of Ida Grove LLC for which the requested zoning classification is 3R.

WHEREFORE pursuant to Iowa Code Section 368.7 it is requested that the City accept the filing of these annexation proceedings, set a time and place of hearing on the annexation and upon hearing approve the annexation, and grant the requested zoning classifications for these properties.

City of Ida Grove, Iowa

Godbersen LLC

By: _____
Dennis Ernst, Mayor

By: _____
Bruce Godbersen, Manager

By: _____
Edie Ball, City Clerk

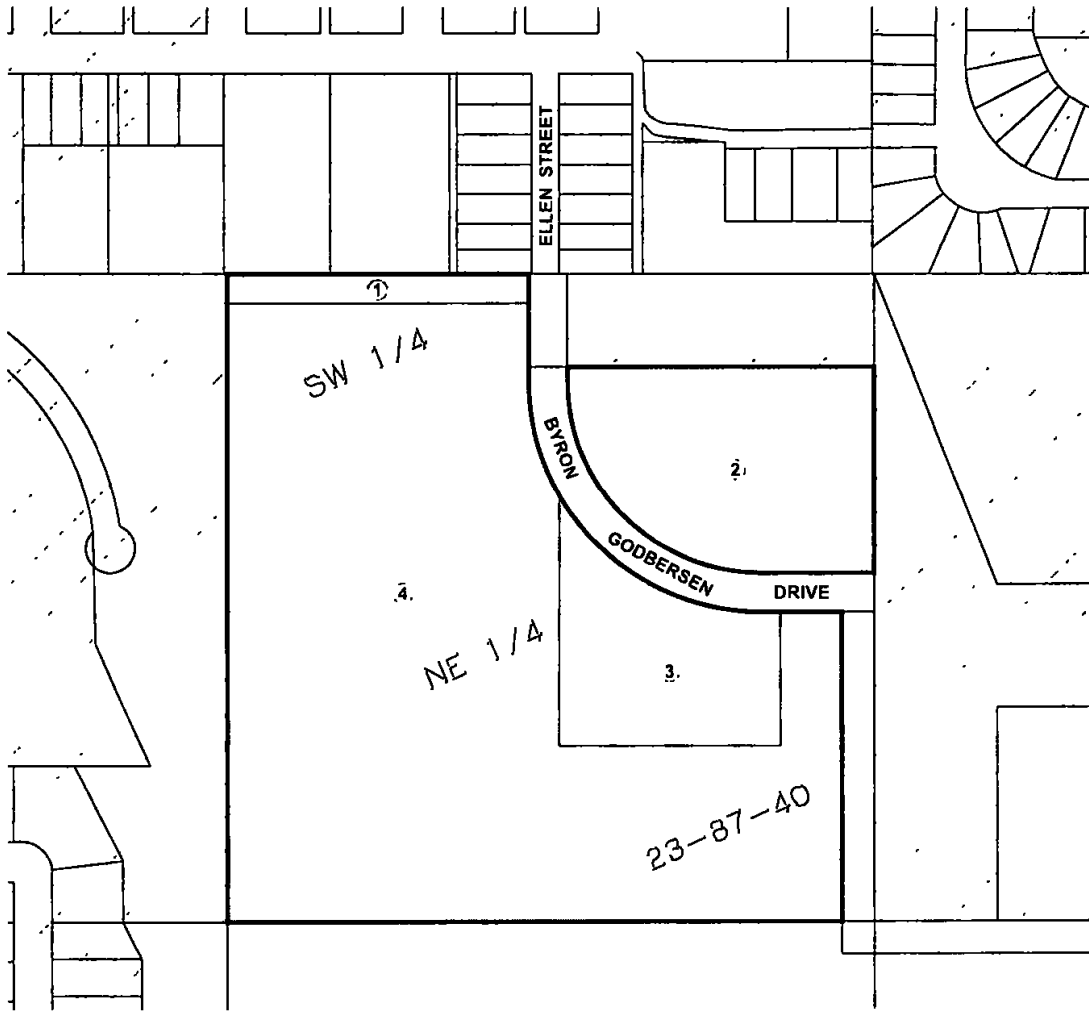
Midwest Properties of Ida Grove LLC

By: _____
Kent W. Marthaler

Battle Creek Ida Grove Community School
District

By: 
Duane Hummelgard, Board President

By: 
Kathy Leonard, Board Secretary





| PARCEL | OWNER |
|--------|--|
| 1 | CITY OF IDA GROVE |
| 2 | BATTLE CREEK - IDA GROVE COMMUNITY SCHOOL DISTRICT |
| 3 | MIDWEST PROPERTIES OF IDA GROVE, LLC |
| 4 | GODBERSEN, LLC |



SCALE: 1" = 300'



LEGEND

-  = EXISTING CITY LIMITS
-  = PROPOSED ANNEXATION AREA

**ANNEXATION PLAT
PART SW 1/4 NE 1/4
SECTION 23
T-87-N R-40-W
IDA COUNTY, IOWA**

Kuehl & Payer Ltd. 2002 West Main St.
Sac City, IA 50583
Ph (712)662-7859
Fax (712)662-7038

PN: 100585
DRAWN: JMK
SHEET NO. 1 OF 3
SURVEYED: 9/21/2010
REVISED 10/11/2010

PARCEL 1:

THE NORTH SIXTY (60) FEET OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER (SW 1/4 NE 1/4) OF SECTION TWENTY-THREE (23), TOWNSHIP EIGHTY-SEVEN (87) NORTH, RANGE FORTY (40), WEST OF THE 5TH P.M., EXCEPT LOT D GRANTOR RESERVES AN EASEMENT FOR A STREET AND UTILITIES OVER THE PROPERTY CONVEYED, SUCH EASEMENT NOT TO INTERFERE WITH A RECREATIONAL TRAIL THROUGH THE PROPERTY

PARCEL 2:

A TRACT OF LAND LOCATED IN THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER (SW 1/4 NE 1/4) OF SECTION 23, TOWNSHIP 87 NORTH, RANGE 40 WEST OF THE 5TH P.M., IDA COUNTY, IOWA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS

Commencing at the Northeast (NE) Corner of the Southwest Quarter of the Northeast Quarter (SW 1/4 NE 1/4) of said Section 23; Thence on an assumed bearing of South 00° 26' 35" East, along the East line of said Southwest Quarter of the Northeast Quarter (SW 1/4 NE 1/4), 180.00 feet to the Point of Beginning Thence continuing along said East line, South 00° 26' 35" East, 465.94 feet to the North line of a public street as shown on a dedication plat recorded in Survey Book 5, page 143 in the Ida County Recorder's Office; Thence along the northerly and easterly line of said public street the following described courses South 90° 00' 00" West, 267.42 feet; Thence along the arc of a 360.35 foot curve concave northeasterly, 561.95 feet, said curve having a chord bearing and distance of North 45° 19' 32" West, 506.71 feet, Thence North 00° 39' 03" West, 112.51 feet; Thence departing from the easterly line of said public street on a line bearing South 89° 44' 26" East, 625.44 feet to the Point of Beginning

Tract contains 6.08 Acres and is subject to all easements of record.

PARCEL 3:

A TRACT OF LAND LOCATED IN THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER (SW 1/4 NE 1/4) OF SECTION 23, TOWNSHIP 87 NORTH, RANGE 40 WEST OF THE 5TH P.M., IDA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Commencing at the Southeast (SE) Corner of the Southwest Quarter of the Northeast Quarter (SW 1/4 NE 1/4) of said Section 23; Thence on a previously recorded bearing of North 00° 26' 35" West along the East line of said Southwest Quarter of the Northeast Quarter (SW 1/4 NE 1/4), 322.72 feet; Thence South 90° 00' 00" West, 191.00 feet to the Point of Beginning Thence North 00° 26' 35" West, 271.44 feet to the South line of Byron Godberson Drive; Thence South 90° 00' 00" West, along said South line, 77.14 feet, Thence continuing along said South line on the arc of a 440.35 foot radius curve concave northeasterly, 416.97 feet, said curve having a chord which bears North 62° 51' 56" West, for 401.57 feet; Thence South 00° 39' 03" East, 454.66 feet; Thence North 90° 00' 00" East, 431.41 feet to the Point of Beginning.

Tract contains 3.14 acres and is subject to all easements of record.

PARCEL 4:

THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER (SW 1/4 NE 1/4) OF SECTION 23, TOWNSHIP 87 NORTH, RANGE 40 WEST OF THE 5TH P.M., IDA COUNTY, IOWA .

EXCEPTING THEREFROM THE FOLLOWING DESCRIBED PARCEL

The North Sixty (60) feet of the Southwest Quarter of the Northeast Quarter (SW 1/4 NE 1/4) of Section Twenty-Three (23), Township Eighty-seven (87) North, Range Forty (40), West of the 5TH P.M., Except Lot D Grantor reserves an easement for a Street and utilities over the property conveyed, such easement not to interfere with a Recreational Trail through the property

AND FURTHER EXCEPTING THEREFROM THE FOLLOWING DESCRIBED PARCEL.

A TRACT OF LAND LOCATED IN THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER (SW 1/4 NE 1/4) OF SECTION 23, TOWNSHIP 87 NORTH, RANGE 40 WEST OF THE 5TH P.M., IDA COUNTY, IOWA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS.

Commencing at the Northeast (NE) Corner of the Southwest Quarter of the Northeast Quarter (SW 1/4 NE 1/4) of said Section 23, Thence on an assumed bearing of South 00° 26' 35" East, along the East line of said Southwest Quarter of the Northeast Quarter (SW 1/4 NE 1/4) 180.00 feet to the Point of Beginning Thence continuing along said East line, South 00° 26' 35" East, 465.94 feet to the North line of a public street as shown on a dedication plat recorded in Survey Book 5, page 143 in the Ida County Recorder's Office, Thence along the northerly and easterly line of said public street the following described courses South 90° 00' 00" West, 267.42 feet Thence along the arc of a 360.35 foot curve concave northeasterly, 561.95 feet, said curve having a chord bearing and distance of North 45° 19' 32" West, 506.71 feet, Thence North 00° 39' 03" West 112.51 feet Thence departing from the easterly line of said public street on a line bearing South 89° 44' 26" East, 625.44 feet to the Point of Beginning.

Tract contains 6.08 Acres and is subject to all easements of record.

AND FURTHER EXCEPTING THEREFROM THE FOLLOWING DESCRIBED PARCEL:

A PART OF THE SOUTHWEST QUARTER (SW 1/4) OF THE NORTHEAST QUARTER (NE 1/4) OF SECTION TWENTY-THREE (SEC 23), TOWNSHIP EIGHTY-SEVEN NORTH (T87N), RANGE FORTY WEST (R40W) OF THE FIFTH PRINCIPAL MERIDIAN, IDA COUNTY, IOWA, BEING 40.00 FEET ON EITHER SIDE OF CENTER LINE SAID CENTERLINE BEING MORE COMPLETELY DESCRIBED AS FOLLOWS

Commencing at the Northeast corner of Said SW 1/4-NE 1/4; thence North 89°49'46" West 666.13 feet along the North line of Said SW 1/4-NE 1/4, thence South 00°36'00" East 179.63 feet to the Point of Beginning, thence continuing South 00°36'00" East 111.81 feet; thence Southeasterly 624.13 feet along the arc of a 400.00 foot radius tangential curve concave Northeasterly having a long chord which bears South 45°18'00" East for 562.75 feet; thence South 90°00'00" East 267.64 feet to a point on the East line of Said SW 1/4-NE 1/4 which is the Point of Termination. This parcel contains 2.17 Acres, more or less

NOTE The North line of the SW 1/4-NE 1/4 of Section 23, 187N, R40W is assumed to bear North 89°49'46" West

AND FURTHER EXCEPTING THEREFROM THE FOLLOWING DESCRIBED PARCEL

A PART OF THE EAST HALF (E 1/2) OF SECTION TWENTY-THREE (SEC. 23), TOWNSHIP EIGHTY-SEVEN NORTH (T87N) RANGE FORTY WEST (R40W), OF THE FIFTH PRINCIPAL MERIDIAN, IDA COUNTY, IOWA BEING 33.00 FEET ON EITHER SIDE OF CENTERLINE SAID CENTERLINE BEING DESCRIBED AS FOLLOWS

Commencing at a point 594.19 feet North and 33.00 feet West of the S.E. Corner of the SW 1/4-NE 1/4, thence South parallel to and 33.00 feet West of the East line of the SW 1/4-NE 1/4 to a point 33.00 feet South and 33.00 feet West of the S.E. Corner of the SW 1/4-NE 1/4; thence East parallel to and 33.00 feet South of the South line of the SE 1/4-NE 1/4, to a point on the East line of Said Section 23, being 33.00 feet South of the East 1/4 Corner of Said Section 23 Containing 3.00 Acres, more or less, inclusive of existing roadway easement

AND FURTHER EXCEPTING THEREFROM THE FOLLOWING DESCRIBED PARCEL:

A TRACT OF LAND LOCATED IN THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER (SW 1/4 NE 1/4) OF SECTION 23, TOWNSHIP 87 NORTH, RANGE 40 WEST OF THE 5TH P.M., IDA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS

Commencing at the Southeast (SE) Corner of the Southwest Quarter of the Northeast Quarter (SW 1/4 NE 1/4) of said Section 23; Thence on a previously recorded bearing of North 00° 26' 35" West along the East line of said Southwest Quarter of the Northeast Quarter (SW 1/4 NE 1/4), 322.72 feet. Thence South 90° 00' 00" West, 191.00 feet to the Point of Beginning. Thence North 00° 26' 35" West, 271.44 feet to the South line of Byron Godbersen Drive. Thence South 90° 00' 00" West, along said South line 77.14 feet, Thence continuing along said South line on the arc of a 440.35 foot radius curve concave northeasterly, 416.97 feet, said curve having a chord which bears North 62° 51' 56" West, for 401.57 feet, Thence South 00° 39' 03" East, 454.66 feet, Thence North 90° 00' 00" East, 431.41 feet to the Point of Beginning

Tract contains 3.14 acres and is subject to all easements of record

AND FURTHER EXCEPTING THEREFROM THE FOLLOWING DESCRIBED PARCEL

A PARCEL OF LAND IN THE SOUTHWEST QUARTER (SW 1/4) OF THE NORTHEAST QUARTER (NE 1/4) OF SECTION 23, TOWNSHIP 87 NORTH, RANGE 40 WEST OF THE 5TH P.M., IDA COUNTY, IOWA MORE PARTICULARLY DESCRIBED AS FOLLOWS

Beginning at the Northeast (NE) corner of the Southwest Quarter (SW 1/4) of the Northeast Quarter (NE 1/4) of Section 23, Township 87 North, Range 40 West of the 5th P.M., Ida County Iowa, thence West along the North line of said Southwest Quarter (SW 1/4) of the Northeast Quarter (NE 1/4) of said Section 23 a distance of 707.43 feet to a point on the North line of said Southwest Quarter (SW 1/4) of the Northeast Quarter (NE 1/4) thence South 180.00 feet; thence East and parallel with the North line of said Southwest Quarter (SW 1/4) of the Northeast Quarter (NE 1/4) of said Section 23 a distance of 707.43 feet to a point on the East line of said Southwest Quarter (SW 1/4) of the Northeast Quarter (NE 1/4) of said Section 23, thence North, 180.00 feet to the point of beginning and containing 2.923 acres, more or less

The North line of the Southwest Quarter of the Northeast Quarter (NE 1/4), Section 23, Township 87 North, Range 40 West, Ida County, Iowa is taken as bearing due East and West

APPLICATION FOR ANNEXATION

COMES NOW, Ida County, Iowa, by its Board of Supervisors for application for annexation and request to dedicate streets to the City of Ida Grove, Iowa.

COMES NOW, the Ida County, Iowa, by its Board of Supervisors and hereby requests that the City of Ida Grove, Iowa, annex the properties described on the attached plat to the City of Ida Grove, Iowa, and that as part of said annexation proceedings, the City of Ida Grove, Iowa, accept the dedication of the streets described on the attached plat of the streets of Ida Grove, Iowa. The east west portion of the street that is described on the plat for annexation and dedication consists of a road 66 feet in width and it is proposed by Ida County, Iowa, that only the north 33 feet of said road be included in the annexation and dedicated to the City of Ida Grove, Iowa, with the South 33 feet to be retained by the County and to be maintained by the County as part of their road system.

Because the properties to be annexed will be dedicated to the city as roads, it is unnecessary for a zoning classification to be obtained for the road easements.

WHEREFORE, pursuant to Iowa Code Section 368.7 it is requested that the City accept the filing of these annexation proceedings, set a time and place of hearing on the annexation and upon hearing approve the annexation, and accept the dedication of the annexed property as part of the City road system.

Ida County, Iowa

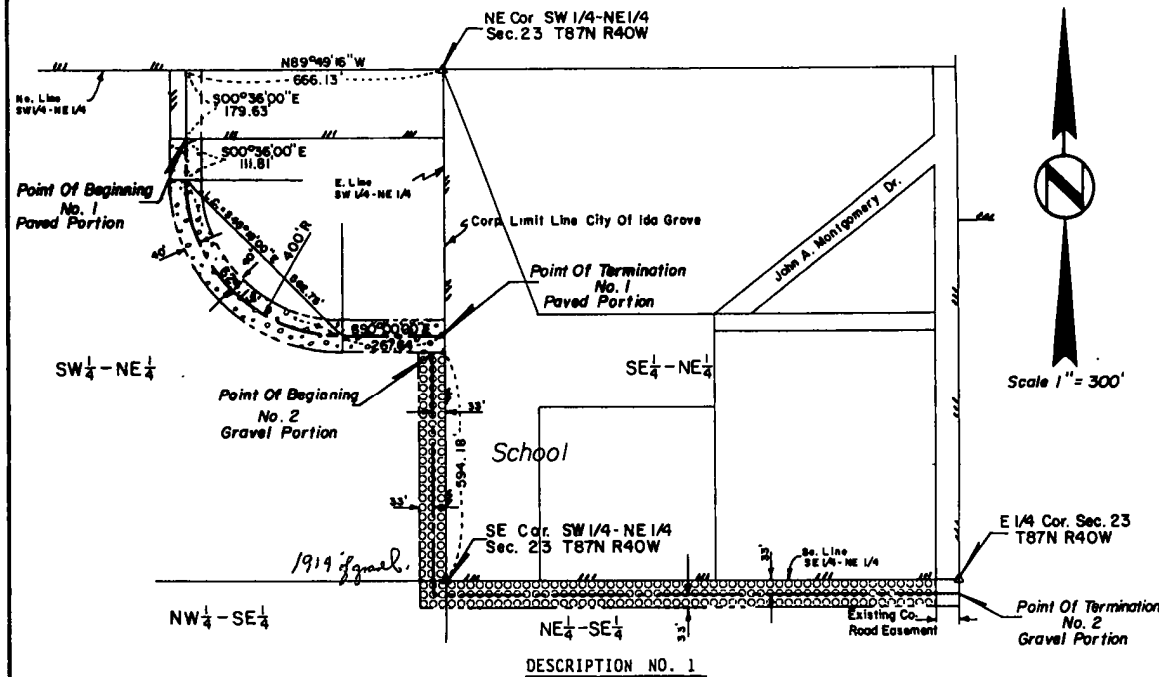
By: Robert H. Paulsrud
Bob Paulsrud, Chairman
Board of Supervisors

Attest:

By: Lorna Steenbock
Lorna Steenbock, Ida County Auditor

DEDICATION PLAT

Book 5 Pg. 148



DESCRIPTION NO. 1

A part of the Southwest Quarter (SW $\frac{1}{4}$) of the Northeast Quarter (NE $\frac{1}{4}$) of Section Twenty-three (Sec. 23), Township Eighty-seven North (T87N); Range Forty West (R40W) of the Fifth Principal Meridian, Ida County, Iowa, being 40.00 feet on either side of centerline. Said centerline being more completely described as follows:

Commencing at the Northeast corner of Said SW $\frac{1}{4}$ -NE $\frac{1}{4}$; thence North 89°49'46" West 666.13 feet along the North line of Said SW $\frac{1}{4}$ -NE $\frac{1}{4}$; thence South 00°36'00" East 179.63 feet to the Point of Beginning; thence continuing South 00°36'00" East 111.81 feet; thence Southeasterly 624.13 feet along the arc of a 400.00 foot radius tangential curve concave Northeasterly having a long chord which bears South 45°18'00" East for 562.75 feet; thence South 90°00'00" East 267.64 feet to a point on the East line of Said SW $\frac{1}{4}$ -NE $\frac{1}{4}$ which is the Point of Termination. This parcel contains 2.17 Acres, more or less.

Note: The North line of the SW $\frac{1}{4}$ -NE $\frac{1}{4}$ of Section 23, T87N, R40W is assumed to bear North 89°49'46" West.

DESCRIPTION NO. 2

A part of the East Half (E $\frac{1}{2}$) of Section Twenty-three (Sec. 23), Township Eighty-seven North (T87N), Range Forty West (R40W), of the Fifth Principal Meridian, Ida County, Iowa being 33.00 feet on either side of centerline. Said centerline being described as follows:

Commencing at a point 594.18 feet North and 33.00 feet West of the S.E. Corner of the SW $\frac{1}{4}$ -NE $\frac{1}{4}$; thence South parallel to and 33.00 feet West of the East line of the SW $\frac{1}{4}$ -NE $\frac{1}{4}$ to a point 33.00 feet South and 33.00 feet West of the S.E. Corner of the SW $\frac{1}{4}$ -NE $\frac{1}{4}$; thence East parallel to and 33.00 feet South of the South line of the SE $\frac{1}{4}$ -NE $\frac{1}{4}$ to a point on the East line of Said Section 23, being 33.00 feet South of the East $\frac{1}{2}$ Corner of Said Section 23. Containing 3.00 Acres, more or less, inclusive of existing roadway easement.

1002.58

The Ida Grove Community School District does hereby dedicate the described property as shown on this plat for a Public Street with said dedication to the Public and to Ida County, Iowa.

Ida Grove Community School District

Donnie Patterson 5-2-88
Chairman, Board of Education Date

APPROVAL OF DEDICATION

Subject to the construction of 1,003.68 Lin. Ft. of 31' B-B X 6" P.C. Concrete Paving on the paved portion and subject to the construction of 1,984 Lin. Ft. of 26' top graveled road on the gravel portion according to County specifications.
Ida County

Roger Spotts 5-5-88
Chairman of the Board of Supervisors Date

1 FILE NO. 00539
 2 RECORDING FEE \$1.00
 3 INDEXING FEE \$1.00
 4 TRAFFIC FEE \$1.00
 5
 6
 7
 8
 9
 10
 11
 12
 13
 14
 15
 16
 17
 18
 19
 20
 21
 22
 23
 24
 25
 26
 27
 28
 29
 30
 31
 32
 33
 34
 35
 36
 37
 38
 39
 40
 41
 42
 43
 44
 45
 46
 47
 48
 49
 50
 51
 52
 53
 54
 55
 56
 57
 58
 59
 60
 61
 62
 63
 64
 65
 66
 67
 68
 69
 70
 71
 72
 73
 74
 75
 76
 77
 78
 79
 80
 81
 82
 83
 84
 85
 86
 87
 88
 89
 90
 91
 92
 93
 94
 95
 96
 97
 98
 99
 100

RESOLUTION NUMBER 2010-10

RESOLUTION ACCEPTING FILING OF ANNEXATION PLAT AND DEDICATION OF PUBLIC STREETS, REFERRING PLAT TO THE PLANNING AND ZONING COMMISSION AND PROVIDING NOTICE TO THE COUNTY AND TOWNSHIP TRUSTEES OF A CONSULTATION MEETING

WHEREAS, Ida County, Iowa has submitted an application for annexation and dedication of public streets to the City Council of the City of Ida Grove; and

WHEREAS, if the filing of the annexation plat and request for dedication of public streets is approved by the City Council, the City must first refer the same to the Planning and Zoning Commission of the City of Ida Grove for consideration and recommendation; and

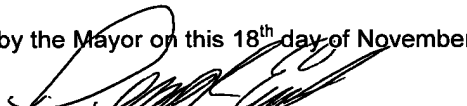
WHEREAS, the City needs to give written notice to the County and Corwin Township Trustees of the proposed annexation and proposed dedication of public streets and needs to set a time for consultation with the Board of Supervisors and the Corwin Township Trustees; and

WHEREAS, the City now wishes to proceed with this application for annexation and dedication of public streets as being in the best interests of the City.

IT IS RESOLVED AS FOLLOWS:

1. The application for annexation and dedication of public streets by Ida County, Iowa is hereby accepted for filing. The application for annexation and dedication of public streets is hereby referred to the City of Ida Grove Planning and Zoning Commission for recommendations and their results should be reported after the hearing to the City Council.
2. The City shall provide written notice of the filing of the application for annexation and dedication of public streets along with the application itself and the annexation and dedication plat to the Ida County Board of Supervisors and to the Corwin Township Trustees and the Mayor and City Clerk are hereby authorized to set a time for a consultation with the Board of Supervisors and the Township Trustees to discuss the proposed application for annexation and dedication of public streets. Upon receipt of a copy of the resolution from the Board of Supervisors regarding the annexation and dedication of public streets, the Clerk is directed to send a copy of the application for annexation and dedication of public streets and the attached plat and resolution by the Board of Supervisors to the City Development Board and to bring the matter back to the council for setting a final hearing on the application for annexation and dedication of public streets.

Approved by the City Council and signed by the Mayor on this 18th day of November, 2010.


Dennis R. Ernst, Mayor

ATTEST:


Edith Ann Ball, City Clerk

CERTIFICATION

I, Edith Ann Ball, being first duly sworn upon oath do depose and state:

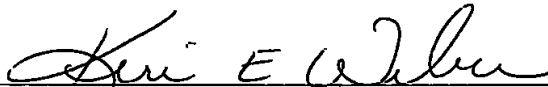
1. That I am the City Clerk of the City of Ida Grove, Iowa.
2. That I was in attendance at the City of Ida Grove Council meeting on November 18, 2010 at 6:00 p.m. at the Council Chambers in Ida Grove, Iowa.
3. That on that date, the above and foregoing resolution was passed by the City Council by a vote of 5 to 0.
4. That the Ida Grove City Council consists of five members and a quorum for the transaction of business is three members and that the above and foregoing resolution was passed on November 18, 2010 and declared by the Mayor passed and the resolution was filed in the official records of the City.

Dated and signed at Ida Grove, Iowa, on this 10th day of January, 2011.

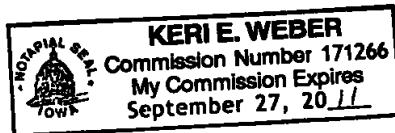


Edith Ann Ball, City Clerk

Subscribed and sworn to before me by Edith Ann Ball, City Clerk, on this 10th day of January, 2011.



Notary Public



RESOLUTION NUMBER 2010-11

**RESOLUTION SETTING TIME AND PLACE OF HEARING ON ANNEXATION
PLAT AND PRESCRIBING NOTICE**

WHEREAS, the City of Ida Grove previously received and approved for filing a plat of property to be annexed to the City of Ida Grove, owned by the City of Ida Grove, Godbersen LLC., the Battle Creek Ida Grove Community School District and Midwest Properties of Ida Grove, LLC; and

WHEREAS, the City of Ida Grove has now received from Ida County, Iowa, an annexation petition and request to dedicate the annexed property as city streets and the petition has now been approved for filing; and

WHEREAS, the City previously set a consultation regarding the petition of the City of Ida Grove, Godbersen LLC, the Battle Creek Ida Grove Community School District and Midwest Properties of Ida Grove, LLC. with the Board of Supervisors and the Township Trustees and has now met with the Board of Supervisors and the Township Trustees who have indicated that they have no objections to the annexation with the exception that they are requesting that the county roads located in the property to be annexed be included in the annexation; and

WHEREAS, the City has now directed the Mayor and Clerk to meet with the Board of Supervisors and the Township Trustees for an additional consultation regarding the plat filed by Ida County and their request for dedication of the roads to the City; and

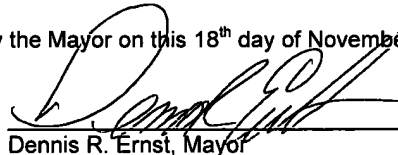
WHEREAS, it is now necessary to set the time and place for hearing on the consideration and proposed approval of the final annexation plats, the request for dedication of the county roads to the City as city streets and also to approve the zoning classification for the properties to be annexed; and

WHEREAS, the City now wishes to determine what notice is required by Iowa law to the public and to other entities.

NOW THEREFORE IT IS RESOLVED AS FOLLOWS:

1. The final hearing on the proposed annexation plats, the request for dedication of the public streets to the City and the final hearing to determine the zoning classification for the properties to be annexed, is hereby fixed for the 20th day of December, 2010, at the City Council Chambers, 403 W. 3rd Street, Ida Grove, Iowa, 51445, at 6:25 p.m.
2. It is further resolved that notice shall be given by the preparation of a notice to the public of the meeting and the items to be considered by the council at the hearing which notice shall be published once in a newspaper of general circulation in the City of Ida Grove, Iowa, at least fourteen days prior to the hearing date and proof of publication shall be filed with the City Clerk's office.
3. It is further directed that a notice be sent to all adjoining property owners who may be effected by the annexation outside the present limits of the City of Ida Grove, the Chairman of the Board of Supervisors and all utilities that may be effected by the proposed annexation, and that said notice shall be sent by certified mail at least fourteen days prior to the hearing date.
4. It is further directed that upon approval of a resolution by the Board of Supervisors approving the annexation proceedings and dedication of public streets that the plats and resolution be sent to the City Development Board.

Approved by the City Council and signed by the Mayor on this 18th day of November, 2010.


Dennis R. Ernst, Mayor

ATTEST:



Edith Ann Ball, City Clerk

CERTIFICATION

I, Edith Ann Ball, being first duly sworn upon oath do depose and state:

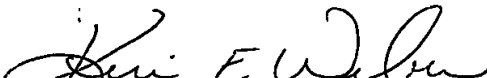
1. That I am the City Clerk of the City of Ida Grove, Iowa.
2. That I was in attendance at the City of Ida Grove Council meeting on November 18, 2010 at 6:00 p.m. at the Council Chambers in Ida Grove, Iowa.
3. That on that date, the above and foregoing resolution was passed by the City Council by a vote of 5 to 0.
4. That the Ida Grove City Council consists of five members and a quorum for the transaction of business is three members and that the above and foregoing resolution was passed on November 18, 2010 and declared by the Mayor passed and the resolution was filed in the official records of the City.

Dated and signed at Ida Grove, Iowa, on this 10th day of January, 2011.

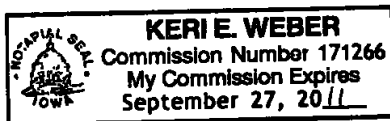


Edith Ann Ball, City Clerk

Subscribed and sworn to before me by Edith Ann Ball, City Clerk, on this 10th day of January, 2011.



Notary Public



AFFIDAVIT OF MAILING NOTICE

STATE OF IOWA

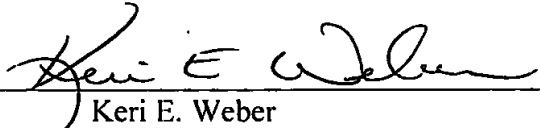
ss:

COUNTY OF IDA


The undersigned, being first duly sworn, states that on the 23th day of November, 2010, she personally mailed to each of the following named persons a copy of the annexation petitions with attached plats, the resolution approving plat upon the condition of acceptance of county roads by the City of Ida Grove, and the resolution setting time and place of hearing on annexation plat and prescribing notice.

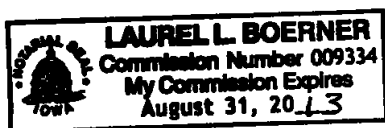
City Development Board, c/o Iowa Department of Economic Development, 200 East Grand Avenue, Des Moines, IA 50309

by regular mail, each such notice, being mailed in a sealed envelope with proper postage thereon, addressed to the said persons respectively, at their last known Post Office addresses, by depositing the same on said date in a United States Post Office mail receptacle in said County.


Keri E. Weber

Subscribed and sworn to before me this 24th day of November, 2010.


Notary Public in and for said County and State



AFFIDAVIT OF MAILING NOTICE

STATE OF IOWA

SS:

COUNTY OF IDA

The undersigned, being first duly sworn, states that on the 24th day of November, 2010, she personally mailed to each of the following named persons a copy of the annexation petitions with attached plats and a copy of the notice of time and place of hearing:

Bob Paulsrud, Chairman
Ida County Board of Supervisors
c/o Ida County Auditor
Ida County Courthouse
Ida Grove, IA 51445


Frontier Communications
c/o Bob Hudson
2573 Chamberlain Drive
Denison, IA 51442

Northwest REC
1505 Albany Place SE
Orange City, IA 51041-9678

Right of Way Administrator
MidAmerican Energy Company
P.O. Box 778
Sioux City, IA 51102


Longlines
c/o Comserv
111 W. 2nd Street, Box 310
Schaller, IA 51053

by regular mail, each such notice, being mailed in a sealed envelope with proper postage thereon, addressed to the said persons respectively, at their last known Post Office addresses, by depositing the same on said date in a United States Post Office mail receptacle in said County.

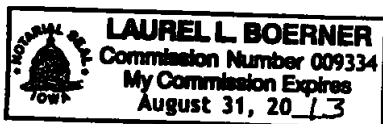


Keri E. Weber

Subscribed and sworn to before me this 24th day of November, 2010.



Notary Public in and for said County and State



AFFIDAVIT OF PUBLICATION

STATE OF IOWA)

) SS

IDA COUNTY)

Roger Rector, being sworn, says he is the publisher of the Ida County Courier, a weekly newspaper of general circulation, published in Ida Grove, Ida County, Iowa.

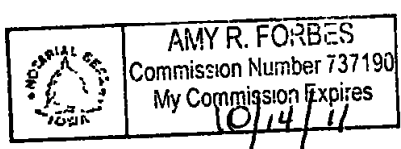
That the notice, a printed copy of which is attached hereto and made a part hereof, was published in the said Ida County Courier, once each week for 1 consecutive weeks, the first publication being on the 1 day of December, 2010, the second on the _____ day of _____, the third on the _____ day of _____, and the fourth on the _____ day of _____, and the fifth and last on the _____ day of _____.

Roger Rector

Subscribed and sworn to by Roger Rector, before me, this 1 day of December, 2010

Amy R. Forbes

Notary Public



PUBLIC NOTICE

City of Ida Grove

**NOTICE OF TIME AND PLACE OF HEARING
ON ANNEXATION PETITIONS,
PROPOSAL FOR ZONING CLASSIFICATION AND
DEDICATION OF PUBLIC STREETS**

YOU ARE NOTIFIED that the City Council of the City of Ida Grove, Iowa, will have a public hearing on the 20th day of December, 2010, at 6:25 p.m. at the Council Chambers at the City Hall at 403 W. 3rd Street, Ida Grove, Iowa, 51445, to consider the proposals for annexation filed by the City of Ida Grove, Godbersen LLC, the Battle Creek-Ida Grove Community School District and Midwest Properties of Ida Grove, LLC and Ida County, Iowa, to annex certain properties to the City of Ida Grove and to dedicate public streets located in said annexation property. A copy of said annexation plats are filed with the City Clerk and are available for public viewing.

YOU ARE FURTHER NOTIFIED that at the time and place of hearing the Council will consider what is the proper zoning class

ification for said properties and that it has been proposed that the zoning classification be suburban for all of the properties with the exception of the property owned by Midwest Properties of Ida Grove, LLC for which the proposed zoning classification is 3R.

YOU ARE FURTHER NOTIFIED that Ida County, Iowa, is requesting that the property to be annexed be dedicated to the City of Ida Grove as public streets.

YOU ARE FURTHER NOTIFIED that you may appear at the time and place of hearing to voice any favorable comments or objections to the matter of annexation, dedication and zoning classifications.

OF THIS NOTICE TAKE DUE REGARD AND GOVERN YOURSELF ACCORDINGLY.

CITY OF IDA GROVE, IOWA

Dated November 18, 2010

Edie Ball, City Clerk

RESOLUTION NUMBER 2010-12

**RESOLUTION APPROVING ANNEXATION AND FILING OF ANNEXATION PLAT
AND APPROVING ZONING CLASSIFICATION**

WHEREAS, the City of Ida Grove has received two requests to annex properties in to the City of Ida Grove, and if the properties are annexed, to zone the property and to dedicate certain public streets within the property to be annexed; and

WHEREAS, an annexation plat was received for property owned by the City of Ida Grove, Godbersen LLC, the Battle Creek Ida Grove Community School District and Midwest Properties of Ida Grove, LLC to annex the properties shown on Exhibit A attached hereto; and

WHEREAS, an annexation plat was received from Ida County, Iowa to annex the properties shown on Exhibit B attached hereto and once annexed to dedicate said properties as city streets of the City of Ida Grove, Iowa; and

WHEREAS, as part of the annexation procedures the proper zoning classification needs to be established for the annexed properties and it is proposed that all annexed properties be zoned as suburban with the exception of the property owned by Midwest Properties of Ida Grove, LLC which is proposed to be zoned as 3R – Multi-family Residential; and

WHEREAS, the City of Ida Grove has had a meeting with the Ida County Board of Supervisors and the Corwin Township Trustees on the proposed annexations and dedication of public streets and the Board of Supervisors has passed a resolution supporting the annexation so long as the streets are dedicated to the City of Ida Grove; and

WHEREAS, the Ida Grove Planning and Zoning Commission has met after notice to the public and considered the annexation, the dedication of public streets, and the zoning classifications and has no objections to the annexation, dedication of streets and proposed zoning classifications; and

WHEREAS, notice of the proposed annexations and dedications of public streets has been sent to all utilities that may be affected and to the City Development Board and there are no adjoining property owners, other than the property owners seeking annexation, which will be affected by this annexation and no objections have been received from said utilities or agency; and

WHEREAS, the City set the time and place of hearing on said annexation proceedings, dedication of public streets and zoning classifications proceedings for December 20, 2010 at 6:25 p.m. at the council chambers in Ida Grove, IA; and

WHEREAS, a notice of the hearings on annexation, dedication of public streets and zoning classifications was sent to the Chairman of the Ida County Board of Supervisors and all utilities on November 24, 2010; and a proof of mailing is now on file in the Clerk's office; and

WHEREAS, notice of the time and place of hearing on the petition for annexation, dedication of public streets and zoning classifications was published in the Ida County Courier, a newspaper of general circulation in Ida Grove, Ida County, Iowa, on the 8th day of November, 2010 and an affidavit of publication is now on file in the clerk's office; and

WHEREAS, the matter of annexation, dedication of public streets and zoning classifications was referred to the Planning and Zoning Commission who held a public hearing on December 14, 2010 after notice; and

WHEREAS, the Ida County Planning and Zoning Commission has unanimously recommended approval of the annexation, dedication of public streets and zoning

classifications and has stated that said annexation, dedication of public streets and zoning classifications will carry out the City's planning and is consistent with uses existing in the area to be annexed and zoned; and

WHEREAS, the Ida Grove City Council, on December 20, 2010, at 6:25 p.m. held a public hearing on the proposal for annexation, dedication of public streets and zoning classifications and all opponents and proponents of the proposal were allowed to speak either opposed or in favor of annexation; and

WHEREAS, the City Council has now deliberated on the proposed annexation, dedication of public streets and zoning classifications and has determined that the same should be submitted to the Council for its vote.

IT WAS THEREFORE moved by Council member Bill Carnine and seconded by Council member Bob Fineran that the proposed annexations, dedication of public streets and zoning classifications be approved and that the annexed property become part of the City of Ida Grove, Iowa, the streets be accepted and dedicated to public use and the zoning classifications for all of the annexed property be suburban with the exception of the Midwest Properties of Ida Grove LLC property being zoned 3R and that the annexation plats and dedication plat be filed of record.

Said resolution was passed by the City Council by a vote of four (4) in favor and none opposed.

Ayes – in favor of enactment of the resolution.

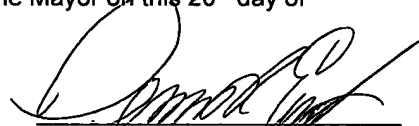
Bill Carnine, Bob Fineran,
Paul Cates, Craig Rupert

Doug Clough absent.

Nays – namely opposed to the enactment of the resolution. None

WHEREUPON it was declared by the Mayor that the annexation plats, dedication of public streets and zoning classifications had been approved and the annexation plats and dedication plat shall be filed in the clerk's office. The Mayor further declared that the zoning classification of the property as suburban with the exception of the Midwest Properties of the Ida Grove LLC property being zoned 3R was approved.

APPROVED by the Council and signed by the Mayor on this 20th day of December, 2010.


Dennis R. Ernst, Mayor

ATTEST:



Edith Ann Ball, City Clerk

CERTIFICATION

I, Edith Ann Ball, being first duly sworn upon oath do depose and state:


1. That I am the City Clerk of the City of Ida Grove, Iowa.
2. That I was in attendance at the City of Ida Grove Council meeting on December 20, 2010 at 6:25 p.m. at the Council Chambers in Ida Grove, Iowa.
3. That on that date, the above and foregoing resolution was passed by the City Council by a vote of 5 to 0.
4. That the Ida Grove City Council consists of five members and a quorum for the transaction of business is three members and that the above and foregoing resolution was passed on December 20, 2010 and declared by the Mayor passed and the resolution was filed in the official records of the City.

Dated and signed at Ida Grove, Iowa, on this 10th day of January, 2011.



Edith Ann Ball, City Clerk

Subscribed and sworn to before me by Edith Ann Ball, City Clerk, on this 10th day of January, 2011.



Notary/Public

