CERTIFICATION

I, Nancy Herman, the duly appointed, qualified and acting clerk of the City of Earlville, Iowa, do hereby certify that the following Resolutions number 5-89-90 and 13-90-91, attached hereto, are true and exact copies of said Resolutions, and that said Resolutions were duly adopted by the Council of the City of Earlville, Iowa, at City meetings thereof on the dates shown therein.

I further certify that these proceedings pertain to the following described real estate situated in Delaware County, Iowa, in the City of Earlville, Iowa:

> Lot Three (3) of Earlville ROW Subdivision, a part of Section Twenty-Six (26) and part of Section Thirty-Five (35), Township Eighty-Nine North (T89N), Range Four West (R4W) of the Fifth Principal Meridian, City of Earlville, Delaware County, Iowa, according to plat recorded in Book 6 Plats, Page 101; also that part of the Northeast Quarter (NE1/4) of the Northeast Quarter (NE1/4) of Section Thirty Five (35), Township Eighty Nine (89) North, Range Four (4), West of the Fifth P.M. described as commencing at the Northeast corner of Lot One (1), Block Eight (8), Pitkin's Addition to Earlville, Iowa, thence North 0° 00′ 00″ East two hundred sixty three and thirty seven hundredths (263.37) feet to the point of beginning, said point being three hundred seventy five (375) feet South of the North line of said Section Thirty Five (35), thence continuing North 00° 00′ 00″ East two hundred fifty three and sixty four hundredths (253.64) feet to the South right-of-way line of Margaret Street, thence North 89° 31′ 28″ West along said South right-of-way line two hundred ninety seven and fifty one hundredths (297.51) feet, thence South 00° 00′ 00″ West two hundred fifty nine and thirty three hundredths (259.33) feet to a point three hundred seventy nine and two hundredths (379.02) feet South of the North line of said Section Thirty Five (35), thence North 89° 22′ 49″ East two hundred ninety seven and five-tenths (297.5) feet to the point of beginning.

I further certify that the attached legal notice, published in the Delaware County Leader, a newspaper published at Hopkinton, Delaware County, Iowa, is a true and exact copy of said publication as published therein on January 3, 1990, as evidenced by the Affidavit of the publisher of said newspaper, and that the copy of the Affidavit of Publication is a true and exact copy thereof.

I, Nancy Herman, as City Clerk, for the City of Earlville, Iowa, hereby direct that this Affidavit and its attachments be filed

FILE No. 88=2429
RECORDING FEE $ 20.00
TRANSFER FEE $

FILED FOR RECORD THE 22 DAY OF April, 1991 AT 8:32 O'CLOCK A. M. BOOK 2 PAGE 163

STATE OF IOWA, DELAWARE COUNTY
Joan Sheppard, Recorder
Misc.

of record and hereby appoint the County Recorder of the County wherein said land is situated as the authorized Attorney in Fact to file the same.

Witness my official signature and the seal of the City of Earlville, Iowa, this 29 day of March, 1991.

Nancy Herman
NANCY HERMAN, City Clerk

STATE OF IOWA)
DELAWARE COUNTY) ss:

On this 29 day of March, 19 91, before me, the undersigned, a Notary Public in and for said County and State, personally appeared Nancy Herman, City Clerk for City of Earlville, Iowa to me known to be the identical persons named in and who executed the foregoing instrument, and acknowledged that they executed the same as their voluntary act and deed.

Mary P. Manson
Notary Public in and for said County and State

MARY P. MANSON
MY COMMISSION EXPIRES
12-10-93

RESOLUTION NO. 13 - 90 -91

Approval of the Execution of a Deed by the City of Earlville, Iowa to Duane and Judy Robinson

WHEREAS, it appears that it is in the best interest of the City of Earlville to sell certain real property, not only to obtain sales proceeds for municipal purpose, but also to have such real property improved and producing tax revenue for the City;

WHEREAS, after compliance with Iowa law pertaining to the proposed sale to Duane and Judy Robinson;

BE IT HEREBY RESOLVED BY THE CITY OF EARLVILLE, IOWA, AS FOLLOWS:

1. That the City of Earlville hereby approves the Warranty Deed which is attached to this Resolution conveying the property described therein to Duane and Judy Robinson; and

2. That the Mayor and City Clerk are hereby directed and authorized to execute said Warranty Deed in favor of Duane and Judy Robinson upon receipt of the purchase price therefor.

Dated this 6 day of March, 1991.

Robert Peters, Mayor

Curtis Salow, Councilman

Thomas Nefzger, Councilman

Dave Mensen, Councilman

Anthony Salow, Councilman

Fred Cree, Council Member

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but which there have been indications to the City of interest from certain parties to purchase said real estate.

WHEREAS, it appears that it may be in the best interest of the City of Earlville to sell such real estate, not only to obtain sales proceeds for municipal use, but also to have such real estate improved and producing tax revenue for the City;

WHEREAS, such real estate is legally described below:

A parcel of land located in the Northeast Quarter of Section 35, Township 89 North, Range 4 West of the 5th P.M. in Earlville, Delaware County, Iowa, more particularly described as:

Commencing at the Northeast corner of Lot 1, Block 8, Pitkin's Addition, Earlville, Iowa; thence N 00O 00'00" E, 263.37 feet to the Point of Beginning. Said Point of Beginning lies 375 feet South of North Line of Section 35-89-4; thence continuing N 00 00' 00" E, 253.64 feet to the South right of way line of Margaret Street; thence N 89O31'28" W along the South right of way line of Margaret Street, 297.51 feet; thence S 00O00'00" W, 259.33 feet to a point lying 379.02 feet South of the North line of said Section 35; thence N 89O22'49" E, 297.50 feet to the Point of Beginning. Said parcel contains 1.755 acres more or less including adjacent borrow pit north of said land.

RESOLUTION NO. 5-89-90
PROPOSAL, BY RESOLUTION, TO SELL CERTAIN REAL ESTATE OWNED BY THE CITY OF EARLVILLE, IOWA

WHEREAS, the City of Earlville owns a parcel of real estate which has little or no present value or use the City,

BE IT HEREBY RESOLVED BY THE CITY OF EARLVILLE AS FOLLOWS:

1. That the City of Earlville proposes to sell such real estate pursuant to procedures and rules of 364.7 of the Code of Iowa

2. That is contemplated that any sale shall include a requirement that any purchasers pay for any costs of sale incurred by the City, in addition to, or as a portion of the purchased price, such costs to include any appraisal fees, any legal costs including drafting of deed, any abstracting costs, any costs of survey or platting, any publication expenses, and any other expense of sale.

3. That, pursuant to 362.3 of the Code of Iowa, public hearing on this resolution shall be held at the Council Chambers of the Earlville City Council in Earlville, Iowa at 7:30 P.M. on the 10th day of January, 1990, and that said public hearing shall be properly published.

No. of Weeks _____

First Pub. _____

Last Pub. _____

Filed _____

Cost _____

State of Iowa, Delaware County, ss.

I, Mary Helle, being duly sworn, state that I am the publisher of the Delaware County Leader, a newspaper published at Hopkinton, Delaware County, Iowa, and the attached notice was published in said newspaper for One consecutive weeks beginning Jan. 3 19 90, and ending Same 19 ____, Printer's fees, $ 19.31.

Mary Helle

Subscribed in my presence and sworn to before me by Mary Helle **on this** 25th **day of** January, 19 90.

NOTARIAL SEAL
GERALDINE P. HUBER
MY COMMISSION EXPIRES
Jan 26- 1992

Geraldine P Huber

Notary Public