CITY OF DELHI
316 Franklin Street
PO Box 225
Delhi, Iowa 52223

TO WHOM IT MAY CONCERN:

I, Janet L. Cords, City Clerk of the City of Delhi, Iowa do hereby certify that the attached is a true and exact copy of Resolution Number 2-95-1 as adopted by the City Council of the City of Delhi, Iowa on March 1, 1995.

Janet L. Cords

Janet L. Cords, City Clerk

Subscribed and sworn to before me, a Notary Public in the State of Iowa, this 8th day of May, 1995.

Delores R. Herington

Delores R. Herington, Notary Public
Delaware County, Iowa

DELORES R. HERINGTON
MY COMMISSION EXPIRES
June 22, 1996

FILE No. 128-3067
RECORDING FEE $ 21.00
TRANSFER FEE $

FILED FOR RECORD THE 18 DAY OF May, 19 95 AT 2:42
O'CLOCK P M. BOOK 5 PAGE 146

STATE OF IOWA, DELAWARE COUNTY
Deborah L. Peyton, Recorder
Misc.

MINUTES

Delhi, Iowa, March 1, 1995.

The Council of Delhi, Iowa met on the above date in Special/Regular Session pursuant to law and the rules of said Council and in accordance with the terms of a Notice of Meeting, a copy of which was served on each member of the Council within the time required by law and accepted in writing by each member thereof, said Notice of Meeting being as follows:

NOTICE

Delhi, Iowa, 02-28-95, 1995

TO: Jay Else, Scott Salow, Andy Gearhart, Charles Flint and Laurie Kramer

Dear Sir or Madam:

You are hereby notified that a meeting of the Council of Delhi, Iowa will be held on the 1 day of March, 1995 at the City Hall at Delhi, Iowa at 7 o'clock p.m. for the purpose of considering the vacation of a certain portion of the City alley located in Block 5, Original Town of Delhi, Iowa and for the vacation of Lexington Street in the City of Delhi between 4th Street and 5th Street and the selling of the same to adjoining property owners, and for such other business in connection therewith as may come before the meeting.

Respectfully submitted,

Roy Atkinson

ROY ATKINSON, Mayor

Service of the foregoing Notice is hereby acknowledged.

Laurie Kramer

Jay Else

Scott Salow

Charles F. Flint

Andy Gearhart

March 1, 1995

The meeting was called to Order by Roy Atkinson, Mayor, and on roll call the following Council Members were present: Charles Flint, Laurie Kramer, Jay Else Scott Salow, Andy Gearhart absent: .

Councilperson Jay Else introduced the following Resolution entitled "Resolution to Vacate a Portion of City Alley in Block 5, Original Town of Delhi, Delaware County, Iowa and to Vacate Lexington Street Between 4th Street and 5th Street and to Sell the Same to Adjoining Landowners and Setting Public Hearing on Said Vacations and Sales" and moved its adoption. Councilperson Scott Salow seconded the Motion to adopt roll call vote. The roll was called and the vote was, AYES: Salow, Gearhart, Flint, Kramer, Else , NAYES: . Whereupon the Mayor decalred the following Resolution duly adopted:

NO. 2-95

RESOLUTION TO VACATE A PORTION OF CITY ALLEY IN BLOCK 5, ORIGINAL TOWN OF DELHI, DELAWARE COUNTY, IOWA AND TO VACATE LEXINGTON STREET BETWEEN 4TH STREET AND 5TH STREET AND TO SELL THE SAME TO ADJOINING LAND OWNERS AND SETTING PUBLIC HEARING ON SAID VACATIONS AND SALES.

BE IT RESOLVED BY THE CITY COUNCIL of the City of Delhi, Iowa:

WHEREAS the City Council has been requested to vacate portions of alley and Lexington Street, descriptions hereinafter set out, by the respective adjoining landowners, and

WHEREAS the City Council is of the opinion that the vacating of the alley and street is in the best interest of the City, and without detriment to any other property owners, and

WHEREAS the City Council has determined that a fair price for a frontage foot of alley would be Three dollars ($3.00) and the value of the street frontage foot would be Six dollars ($6.00) and that the alley and street premises would be sold to the adjoining landowners for that amount on a proportional basis. The adjoining landowners have agreed to pay said prices for the land to be conveyed to them.

NOW, THEREFORE, BE IT RESOLVED that the City will proceed to vacate the following described alley and street and sell the same to adjoining owners on the above basis:

The City alley located between Lots 3, 4, 5, 6, 7, 8, 9, and 10 in Block 5, Original Town of Delhi, Delaware County, Iowa, according to the plat recorded in Book A, L.D., Pages 128-129.

Lexington Street in the City of Delhi, Iowa between 4th Street and 5th Street.

and that a public hearing be held on the same at 7 o'clock P.m. on the 11 day of April, 1995, at Council Chambers in the City Hall of the City of Delhi, Iowa and that the City Clerk is directed to publish the Notice attached hereto in the Hopkinton Leader, the official publication for the City of Delhi, for one (1) time, not less than 4 days prior to nor more than 20 days before said hearing date, and that any person or persons may file written objections to said vacations and sales or may appear and be heard for or against the proposed vacations and sales at said hearing.

Passed and approved this 1 day of March, 1995.

Roy Atkinson
ROY ATKINSON, Mayor

ATTEST:

Janet L Cords
JANET CORDS, City Clerk

NOTICE OF PROPOSAL TO VACATE A PORTION OF CITY ALLEY IN BLOCK 5, ORIGINAL TOWN OF DELHI, DELAWARE COUNTY, IOWA AND TO VACATE LEXINGTON STREET BETWEEN 4TH STREET AND 5TH STREET AND TO SELL THE SAME TO ADJOINING LAND OWNERS AND SETTING PUBLIC HEARING ON SAID VACATIONS AND SALES.

A Public Notice is hereby given that pursuant to a Resolution adopted by the City of Delhi, Iowa through its City Council, the City proposes to vacate a portion of the City alley in Block 5, Original Town of Delhi, Delaware County, Iowa and to vacate Lexington Street in Delhi, Iowa between 4th Street and 5th Street and to sell the same to adjoining land owners on the basis of frontage foot facing alley and said street, the price of the frontage foot of the alley is set at Three dollars ($3.00) and the frontage foot for the street is set at Six dollars ($6.00) and that the vacated alley and the vacated street premises will be sold to the adjoining landowners for that amount on a proportional basis. The adjoining landowners have agreed to pay said prices for the land being vacated and for the Quit Claim Deeds to them conveying said premises.

The City intends to have hearing on vacation of the following described alley and street in the City of Delhi and to sell the same to adjoining owners on above basis:

The City alley located between Lots 3, 4, 5, 6, 7, 8, 9, and 10 in Block 5, Original Town of Delhi, Delaware County, Iowa, according to the plat recorded in Book A, L.D., Pages 128-129.

Lexington Street in the City of Delhi, Iowa between 4th Street and 5th Street.

That a public hearing will held on the same at 7 o'clock P.m. on the 11 day of April, 1995, at Council Chambers in the City Hall of the City of Delhi, Iowa and that any person or persons may file written objections to said vacations and proposed sales or may appear and be heard for or against the proposed vacations and sales at said hearing.

Published by order of the City Council of Delhi, Iowa.

Janet Cords
JANET CORDS, City Clerk
Delhi, Iowa

Legal Notice -- City of Delhi

NOTICE OF PROPOSAL TO VACATE A PORTION OF CITY ALLEY IN BLOCK 5, ORIGINAL TOWN OF DELHI, DELAWARE COUNTY, IOWA AND TO VACATE LEXINGTON STREET BETWEEN 4TH STREET AND 5TH STREET AND TO SELL THE SAME TO ADJOINING LANDOWNERS AND SETTING PUBLIC HEARING ON SAID VACATIONS AND SALES.

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Lexington Street in the City of Delhi, Iowa between 4th and 5th Street.

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Published by order of the City Council of Delhi, Iowa.

Janet Cords, City Clerk
Delhi, Iowa

State of Iowa, Delaware County, ss.

I, Mary Heele, 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 April 5 19 95, and ending same 19 ___, Printer's fees, $ 17.36.

Mary Heele

Subscribed in my presence and sworn to before me by Mary Heele on this 3rd day of May, 19 95.

BRENDA K. KELCHEN
MY COMMISSION EXPIRES
04-13-96

Brenda Kelchen
Notary Public