241-429
DELAWARE COUNTY IOWA
FILED
'96 JUL 24 PM 2 12
6 PAGE 154
PEYTON
RECORDER
$6.00

HCH Real Estate
P.O. Box 416
Monticello, IA 52310

A.N. Strittmatter, 123 E. First Street, Monticello, IA 52310 319-465-3531

I, Mary F. Jasper, City Clerk of the City of Hopkinton, Iowa, hereby certify that the following Resolution 4-97 is a true copy as shown by the records of the City of Hopkinton, Iowa.

Mary F. Jasper
Mary F. Jasper, City Clerk

Subscribed and Sworn to before me this 24th day of July, 1996.

BRENDA K. KELCHEN
MY COMMISSION EXPIRES
07-13-98

Brenda Kelchen
Brenda Kelchen, Notary

RESOLUTION NO. 4-97

WHEREAS, it has been brought to the attention of the City Council of Hopkinton, Iowa by the present owners, Lloyd V. Heims and Mary Kay Heims, husband and wife, concerning the property described as being in Delaware County, Iowa:

> Lot Twelve (12), and the East one-half (E 1/2) of Lot Eleven (11), Block One (1) of H. A. Carter's Third Addition to Hopkinton, Iowa, according to plat recorded in Book 19 L.D., Page 104A,

that a survey has disclosed that the garage on the above property extended one (1) foot into the alley adjoining said Lots, contrary to Ordinance No. 204 of the City, and

WHEREAS, the present owners have requested permission and authorization to allow said garage to remain in the alley portion as it presently does, and

WHEREAS, the Council finds that allowing the garage to extend into the alley a distance of one (1) foot is not detrimental to the use of said alley at this time,

NOW, THEREFORE, the City Council grants permission for the owners of the above property for the garage as presently constructed to remain extended into the alley a distance of one (1) foot; however, if this garage is remodeled or rebuilt in any manner, then this Waiver shall cease, and the new, remodeled or replaced garage must be removed from the City alley and conform to setback conditions in accordance with the City Ordinances then in effect.

This Resolution is binding on the above owners, their grantees, heirs and assigns.

Passed and adopted this 23rd day of July, 1996.

Danial J. Tucker
DANIAL J. TUCKER, Mayor

ATTEST:

Mary F. Jasper
MARY F. JASPER, City Clerk

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