City of Delhi
P.O. Box 225
Delhi IA
52223-0225

DELAWARE COUNTY IOWA
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DEBORAH L. PEYTON
DELAWARE CO. RECORDER
$11.00

PREPARED BY: THOMAS J. HANSON 401 EAST MAIN ST. MANCHESTER, IA 52057 (319) 927-5920

RESOLUTION NO. 5-2000

The City Council of the City of Delhi, Iowa (City), a municipality organized and existing under the laws of the State of Iowa, met in regular session at the City Council Chambers, Delhi, Iowa, beginning at 6:30 o'clock p .m. on the 14 day of December, 1999. Present were Mayor Roy Atkinson in the chair, and the following Council members: Laurie Kramer, Jason Else Anderson Gearhart, Scott Salow, Charles Flint

Absent: None

Council member Flint introduced the following Resolution and moved its adoption. Council member Gearhart seconded the Motion to Adopt; the roll was called and the vote was:

AYES: Salow, Gearhart, Flint, Kramer, Else

NAYS: None

WHEREUPON, the Mayor declared the following Resolution duly adopted:

RESOLVED, that Ordinance No. 229 passed by the City Council of the City of Delhi, Iowa on June 19, 1990 is hereby clarified to provide that the portions of Fifth Street and South Street that were vacated pursuant to said Ordinance are described as follows:

> Fifth Street between the South side of Market Street and the North side of Gay Street; Fifth Street between the South side of Gay Street and the North side of South Street; South Street between the East line of Fifth Street and the West line of Sixth Street and the alley in Block Eighteen of the original plat of the town of Delhi, Iowa.

FURTHER RESOLVED: that the Mayor and City Clerk of the City of Delhi, Iowa shall execute and deliver for recording a corrective Quit Claim Deed to American Trencher, Inc. an Iowa Corporation to clarify any discrepancies as to the real estate that was to be conveyed to the American Trencher, Inc. pursuant to Quit Claim Deed issued by the City on June 20, 1990 and recorded on October 11, 1993, in Book 53, L.D., Page 46 of the records of the Delaware County Recorder.

Passed and approved this 14 day of December, 1999.

Roy Atkinson
Mayor

ATTEST: Janet L Cords
City Clerk

CITY OF DELHI IOWA CO 52

On this 5th day of January, ~~19~~ 2000, before me, Cynthia L. Orr, a Notary Public in and for the State of Iowa, personally appeared Roy Atkinson and Janet Cords, to me personally known, and, who, being by me duly sworn, did say that they are the Mayor and City Clerk, respectively, of the City of Delhi, Iowa; that the seal affixed to the foregoing instrument is the corporate seal of the corporation, and that the instrument was signed and sealed on behalf of the corporation, by authority of its City Council, as contained in ~~Ordinance~~ No._____ passed (or the resolution #5-2000 adopted) by the City Council, under Roll Call No._____ of the City Council on the 14 day of December, 1999, and that Roy Atkinson and Janet Cords acknowledged the execution of the instrument to be their voluntary act and deed and the voluntary act and deed of the corporation, by it voluntarily executed.

(SEAL)

Cynthia L. Orr
Notary Public; my commission expires Oct. 6, 2002

CYNTHIA L. ORR
MY COMMISSION EXPIRES
October 6 2002