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DEBORAH L. PEYTON, RECORDER/REGISTRA
DELAWARE COUNTY IOWA

Prepared By: A. Theodore Huinker, #000015893, 151 W. 8th St., 200 Security Bldg., Dubuque, IA 52001
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RESOLUTION NO. 04-2006

RESOLUTION VACATING AND DISPOSING OF CITY INTEREST IN "ALL OF THE ALLEY PREVIOUSLY PLATTED BETWEEN LOTS 1 AND 12 AND LOTS 2 AND 11, BLOCK 9, HOBBS ADDITION TO DELHI, BOOK D, LAND DEEDS, PAGE 516, RECORDS OF THE DELAWARE COUNTY RECORDER, LYING WITHIN PARCEL D ACCORDING TO THE PLAT OF SURVEY FILED MARCH 18, 2003, BOOK 2003, PAGE 1180, RECORDS OF THE DELAWARE COUNTY RECORDER" IN THE CITY OF DELHI, DELAWARE COUNTY, IOWA

WHEREAS, pursuant to resolution and published notice of time and place of hearing, published in the Leader Publications, a newspaper of general circulation published in the City of Hopkinton, Iowa, on the 31st day of January, 2006, the City Council of the City of Delhi, Iowa, met on this 8th day of February, 2006, at 7:00 p.m. to consider the proposal for the vacation and disposal of real estate legally described as:

> "All of the alley previously platted between Lots 1 and 12 and Lots 2 and 11, Block 9, Hobbs Addition to Delhi, Book D, Land Deeds, Page 516, records of the Delaware County Recorder, lying within Parcel D according to the Plat of Survey filed March 18, 2003, Book 2003, Page 1180, records of the Delaware County Recorder"; and

WHEREAS, the City Council of the City of Dehli, Iowa, overruled any and all objections, oral or written, to the proposal to vacate and dispose of such real estate.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DELHI, IOWA:

Section 1. That the disposal and sale of City of Delhi real property described as:

> "All of the alley previously platted between Lots 1 and 12 and Lots 2 and 11, Block 9, Hobbs Addition to Delhi, Book D, Land Deeds, Page 516, records of the Delaware County Recorder, lying within Parcel D according to the Plat of Survey filed March 18, 2003, Book 2003, Page 1180, records of the Delaware County Recorder"

in the City of Delhi, Delaware County, Iowa, to Keystone Area Education Agency #1 is hereby approved for the sum of One and 00/100 Dollar ($1.00) and other good and valuable consideration including clearing title to the real property plus the costs of legal, publication and filing fees. Conveyance shall be by Quit Claim Deed.

Section 2. That the Mayor be authorized and directed to execute a Quit Claim Deed, and the City Clerk be and is hereby authorized and directed to deliver said deed of conveyance to Keystone Area Education Agency #1 upon receipt of the purchase price in full.

Section 3. That the City Clerk be and is hereby authorized and directed to record a certified copy of this Resolution in the Offices of the City Assessor, Delaware County Recorder and Delaware County Auditor.

Passed, approved and adopted this 8th day of February, 2006.

Robert Luensmann
Robert Luensmann, Mayor

Attest:

Cindy Kudrna
Cindy Kudrna, City Clerk

CITY OF DELHI INCORPORATED 1852 DELHI IOWA

State of Iowa, county of Delaware, This instrument was acknowledged before me on 3/1/06 by Cindy Kudrna as city clerk of the City of Delhi.

Jean A. Kuehl
Notary Public, State of Iowa

JEAN A. KUEHL
Commission Number 177773
My Commission Expires
1/27/07