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DEBORAH L. PEYTON, RECORDER/REGISTRA
DELAWARE COUNTY IOWA

Prepared by: Erin Rempe, City of Manchester, 208 E. Main St., Manchester, Iowa 52057 (563)927-3636
Return to: Erin Rempe, City of Manchester, 208 E. Main St., Manchester, Iowa 52057

AFFIDAVIT RE: DISPOSAL OF CITY PROPERTY

STATE OF IOWA)
) ss:
DELAWARE COUNTY)

IN RE: **That portion of the alley lying between Lots 826 & 851, Original Town of Manchester, Delaware County, Iowa.**

I, Erin Rempe, first being duly sworn, on oath, state:

1. That I am City Clerk of the City of Manchester, Iowa.

2. That I caused to be published a Notice of Public Hearing on the Sale of City Property for the above described property in the City of Manchester, Iowa, on September 26th, 2006 in The Manchester Press and attached hereto is a copy of the proof of publication.

3. That also attached is a copy of Resolution R-131-2006 passed by the City Council on October 23rd, 2006, which directs the sale of said property to Jerry and Pam Lindauer.

4. That the above items are a part of the public records in my custody as City Clerk and that all above mentioned resolutions and motions have been approved by the City Council of the City of Manchester, Iowa

Dated this 19th day of January, 2007.

Erin Rempe, City Clerk

Subscribed and sworn to before me, a Notary Public, by Erin Rempe this 19th day of January, 2007.

A K. THOMAS
Commission Number 718135
My Commission Expires
5-2608

Notary Public

STATE OF IOWA, Delaware County-ss.

I, Latisha L. Sand, being duly sworn depose and say that I am editor of The Manchester Press, a newspaper published weekly in Manchester, in said county, and that the CITY OF MANCHESTER

in case of PUBLIC HEARING - VACATION

a copy of which is hereto attached, was published in said newspaper for 1 weeks consecutively; the first publication having been made on the 26th day of SEPT. A.D. 2006 and the last on the 26th day of SEPT. A.D. 2006.

Publication fee, $ 8.78

Latisha L. Sand

Subscribed by Latisha L. Sand and by her sworn to before me, a notary public in and of Delaware County, Iowa this 26th day of SEPT. A.D. 2006

Witness my hand and seal the date last above written.

Denise Deppe Notary Public

DENISE A. DEPPE
Commission Number 734551
My Comm. Exp. 5-19-08

PUBLIC HEARING NOTICE

You are hereby notified that a Public Hearing will be held by the City Council of the City of Manchester, Iowa, at 5:00pm on October 9th, 2006 in the City Council Chambers, 204 East Main Street, Manchester, Iowa, for the purpose of hearing public comment on the proposed vacation of a portion of the alley lying south of Denton Street and north of Kane Street further described as follows:

That portion of the alley lying between Lots 826 & 851, Original Town of Manchester, Delaware County, Iowa.

Any or all persons desiring to give testimony or to present other evidence with respect to the vacation of said alley may appear at said time and place and be heard or may file written comments with the City Clerk prior to the hearing.

Erin Rempe, City Clerk

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RESOLUTION R-131-2006

RESOLUTION APPROVING THE SALE OF CERTAIN REAL ESTATE

Whereas, the City of Manchester is the owner of real estate described as:

That portion of the alley lying between Lots 826 & 851, Original Town of Manchester, Delaware County, Iowa; and,

Whereas, the City Council of the City of Manchester has determined it is in the best interest of the City to sell that property, and,

Whereas, Iowa Code Section 364.7 requires that the City set forth its proposal in a resolution, publish notice, and hold a public hearing on said proposal; and,

Whereas, said resolution was passed at the council meeting August 28th, 2006, notice was published in The Manchester Press on September 26th, 2006, and public hearing held October 9th, 2006, on the proposed sale.

Therefore, be it resolved as follows:

1. It is found that the City of Manchester has no present use or use in the foreseeable future for the land above described.
2. The Council sells the property to Jerry & Pam Lindauer
3. That the City Clerk and Mayor are authorized to do all things necessary to complete the sale transfer of the following described real estate

   That portion of the alley lying between Lots 826 & 851, Original Town of Manchester, Delaware County, Iowa

   for a valuable consideration. And to in all ways necessary confirm the action of this Council.

Passed and approved October 23rd, 2006.

Milt L. Kramer, Mayor

Erin Rempe, City Clerk