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DEBORAH L PEYTON, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

Prepared by: Attorney William G. Blum, 1411 Miller Rd., Dubuque, IA 52003, (563) 588-0775

EAV ⊗Return to: City of Edgewood, PO Box 397 Edgewood IA 52042

RESOLUTION NO. 10-09

A RESOLUTION APPROVING THE DISPOSAL OF CITY-OWNED PROPERTY TO MITCHELL A. KIRBY AND JESSICA M. KIRBY, HUSBAND AND WIFE, AND LEGALLY DESCRIBED AS FOLLOWS:

Lot Eight (8) of the Survey and Plat of Kern's Subdivision of Lot Three (3) and part of Lot Four (4) of the Subdivision of the NW ¼ of the NE ¼ and adjacent Railroad R-O-W, Section Two (2), Township Ninety (90) North, Range Five (5) West of the Fifth P.M., Delaware County, Iowa, according to Plat recorded in Book 6, Page 129.

WHEREAS, pursuant to duly published notice, the City Council of the City of Edgewood, Iowa, met on the 10th day of March, 2010, at 7:00 p.m., at Edgewood, Iowa, to consider the proposal of disposing of city-owned real estate described above.

WHEREAS, the City Council of the City of Edgewood, Iowa, has overruled any and all objections, oral and written, to the proposal to dispose of the interests of the City of Edgewood, Iowa, in the above-named real estate to the above-named Grantees.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Edgewood, Iowa:

Section 1. That the disposal of the interests of the City of Edgewood, Iowa, in the above-described property to Mitchell A. Kirby and Jessica M. Kirby is hereby approved.

Section 2. That upon receipt of the sum of Two Hundred Dollars ($200.00) and associated fees from Mitchell A. and Jessica M. Kirby, the Mayor

is hereby authorized and directed to execute all necessary documents, and that the City Clerk be and she is hereby directed to attest to such documents.

Passed, approved, and adopted this 8th day of March, 2010.

James Stone, Mayor

ATTEST:

Cindy Vorwald, City Clerk

THE IOWA STATE BAR ASSOCIATION
Official Form No. 192

FOR THE LEGAL EFFECT OF THE USE OF THIS FORM, CONSULT YOUR LAWYER

STATE OF IOWA, COUNTY OF Delaware, ss:

On this 10th day of March, 2010, before me, the undersigned, a Notary Public in and for the State of Iowa, personally appeared James Stone and Cindy Vorwald, to me personally known, who, being by me duly sworn, did say that they are the Mayor and City Clerk, respectively, of the City of Edgewood, Iowa; a municipal corporation; 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 by Resolution of the City Council ~~under Roll Call No. _____ of the City Council~~ on the 8th day of March, 2010; and James Stone and Cindy Vorwald 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.

NOTARIAL SEAL IOWA
ELISE BERGAN
Commission Number 711108
My Commission Expires
7-2-2010

Elise Bergan
_____, Notary Public in and for said State.

(Section 558.39, Code of Iowa)

Acknowledgment: For use in the case of municipalities

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Revised January, 1999