Book 2011 Page 889

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DEBORAH L PEYTON, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

Ret: City of Earlville
PO Box 188
Earlville, IA 52041

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

RESOLUTION NO. 2010-17

A RESOLUTION APPROVING THE DISPOSAL OF CITY-OWNED PROPERTY TO BRAD TUCKER AND MANDY MAHONEY, AND DESCRIBED AS FOLLOWS:

Alley in Block Nine (9), Earlville, formerly Nottingham, Iowa, according to plat recorded in Book I L.D., Page 346.

WHEREAS, pursuant to duly published notice, the City Council of Earlville, Iowa, met on the 8th day of November, 2010, at 7:00 p.m., at the Fire Station in Earlville, Iowa, to consider the proposal of disposing of city-owned real estate described above.

WHEREAS, said property is proposed to be sold to Brad Tucker and Mandy Mahoney for the sum of $1,000.00, plus all fees associated with the sale.

WHEREAS, the City Council of the City of Earlville, Iowa, has overruled any and all objections, oral and written, to the proposal to vacate said alley and to dispose of the interests of the City of Earlville, Iowa, to the above-named Grantees.

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

Section 1. That the disposal of the interests of the City of Earlville, Iowa, in the above-described property to Brad Tucker and Mandy Mahoney for the sum of $1,000.00, plus all costs associated with the sale is hereby approved.

Section 2. That the City of Earlville will reserve a ten foot easement for public utilities.

Section 3. Upon receipt of the sale price and associated costs the Mayor be and he is hereby authorized and directed to execute a Quit Claim Deed and that the City Clerk be and she is hereby directed and authorized to deliver such deed conveying the above-described real estate to the above-named Grantees.

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

Dan Wheeler, Mayor

ATTEST:

Linda Gaul, City Clerk

CITY OF EARLVILLE OFFICIAL SEAL EARLVILLE, IOWA

Linda Gaul

Dan Wheeler

STATE OF IOWA, COUNTY OF Delaware, SS:

On this 10th day of March, 2011, before me, the undersigned a Notary Public in and for the State of Iowa, personally appeared Dan Wheeler and Linda Gaul, 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 Earlville, Iowa; a municipal corporation, and that the instrument was signed and sealed on behalf of the corporation, and Dan Wheeler and Linda Gaul 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.

LIZ RUDE
Commission Number 754103
My Commission Expires
8/8/2011

Notary Public in and for said State

STATE OF IOWA
DUBUQUE COUNTY SS:

CERTIFICATE OF PUBLICATION

I, Linda L. Vorwald, of Woodward Communications, Inc., an Iowa corporation, publisher of the Dyersville Commerical, a newspaper of general circulation published in the City of Dyersville, County of Dubuque and State of Iowa; hereby certify that the attached notice was published in said newspaper on the following dates Oct 27, 2010, and for which the charge is $ 11.58.

Subscribed to before me, a Notary Public in and for Dubuque County, Iowa, this 29th day of Oct 2010.

NOTARIAL SEAL IOWA
LINDA L. VORWALD
Commission Number 702790
MY COMM. EXP. 4-18-12

Linda L. Vorwald

Notary Public in and for
Dubuque County, Iowa

NOTICE OF PUBLIC HEARING
City of Earlville, Iowa

NOTICE IS HEREBY GIVEN that the Earlville City Council will hold a meeting on Monday, Nov. 8, 2010, at 7 p.m. at the Earlville Fire Station to consider the vacation and disposal of the following property:

Alley in Block Nine (9), Earlville, formerly Nottingham, Iowa, according to plat recorded in Book I L.D., Page 346.

to Brad Tucker and Mandy Mahoney for One Thousand Dollars ($1,000.00) plus costs of publication and legal costs.

The City will reserve a ten foot easement for public utilities.

Any objections to the disposal of said property may be filed with the City Clerk prior to the meeting, or persons shall be allowed to address the City Council with any objections at the public hearing.

PUBLISHED BY ORDER OF THE CITY COUNCIL OF EARLVILLE, IOWA
Linda Gaul,
City Clerk
10-27

CERTIFICATION OF CITY CLERK

I certify that the foregoing is a duplicate original of proceedings adopting Resolution # 2010-17 at a regular meeting of the Council of the City of Earlville, Iowa, held on November 8th, 2010, and that the attached Proof of Publication is a duplicate original publication of the Notice of Hearing published in the Dyersville Commercial on October 27, 2010,

Certified this 12th day of January, 2011.

Linda Gaul, City Clerk