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LISA SMITH. COUNTY RECORDER  
MADISON COUNTY IOWA

Prepared by: Jerrold B. Oliver, PO BOX 230, Winterset, IA 50275 15/462-3731

Return to: Ardis Myers, City of Macksburg, PO BOX-144, Macksburg, IA 50155

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**AFFIDAVIT**

**STATE OF IOWA** :  
: ss  
**MADISON COUNTY** :

I, Ardis Myers, being first duly sworn on oath state that I am the City Clerk for the City of Macksburg, Iowa, and that this Affidavit concerns the chain of title to the following described real estate:

A tract of land described as follows: Commencing at the Northeast Corner of the Southeast Quarter of the Northeast Quarter (SE $\frac{1}{4}$  NE $\frac{1}{4}$ ) of Section 16, Township 74 North, Range 29, West of the 5th P.M., Madison County, Iowa, thence South 466.7 feet, thence West 466.7 feet, thence North 466.7 feet, thence East 466.7 feet to the place of beginning, except a tract described as commencing at the Northeast Corner of the SE $\frac{1}{4}$  NE $\frac{1}{4}$ , thence West 242 feet, thence South 200 feet, thence East 242 feet, thence North 200 feet to the point of beginning.

I further state that the City of Macksburg sold said real estate at public auction and attached hereto are the following:

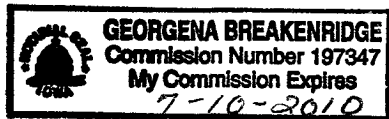
1. Exhibit "A" - Resolution - Proposal to Sale Real Estate
2. Exhibit "B" - PUBLIC NOTICE
3. Exhibit "C" - Resolution Approving the Sale of Real Estate
4. Exhibit "D" - Resolution Approving the Sale of Real Estate

Ardis Myers  
Ardis Myers

STATE OF IOWA, COUNTY OF MADISON

This instrument was acknowledged before me on this 6<sup>th</sup> day of July,  
2009, by Ardis Myers.

Georgena Breakenridge  
Notary Public in and for said State of Iowa



**Exhibit 'A'**

**RESOLUTION - PROPOSAL TO SALE REAL ESTATE**

No. 040409

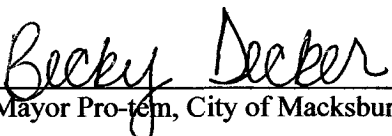
WHEREAS the City of Macksburg proposes to sell the following described real estate:

A tract of land described as follows: Commencing at the Northeast Corner of the Southeast Quarter of the Northeast Quarter (SE $\frac{1}{4}$  NE $\frac{1}{4}$ ) of Section 16, Township 74 North, Range 29, West of the 5<sup>th</sup> P.M., Madison County, Iowa, thence South 466.7 feet, thence West 466.7 feet, thence North 466.7 feet, thence East 466.7 feet to the place of beginning, except a tract described as commencing at the Northeast Corner of the SE $\frac{1}{4}$  NE $\frac{1}{4}$ , thence West 242 feet, thence South 200 feet, thence East 242 feet, thence North 200 feet to the point of beginning.

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

1. The City of Macksburg, Iowa proposes to sell said real estate by public auction. (Date and time decided at hearing)
2. Hearing on said proposal to sell said real estate shall be held on the 4<sup>th</sup> day of May, 2009 at 7:15 o'clock, PM by the City Council.
3. Notice of such Hearing shall be given by posting Notice of Hearing in 3 public places within the City that have been designated by Ordinance as required by the Ordinances of the City of Macksburg, Iowa and Section 362.3 of the Code of Iowa.

Approved this 6<sup>th</sup> day of April, 2009.

  
\_\_\_\_\_  
Mayor Pro-tem, City of Macksburg

Attest:

  
\_\_\_\_\_  
Ardis Myers, City Clerk

# PUBLIC NOTICE

## NOTICE OF PROPOSAL TO DISPOSE OF REAL ESTATE

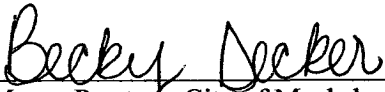
Notice is hereby given that the City of Macksburg, Iowa proposes to sell a tract of land described as follows:

Commencing at the Northeast Corner of the Southeast Quarter of the Northeast Quarter (SE $\frac{1}{4}$  NE $\frac{1}{4}$ ) of Section 16, Township 74 North, Range 29, West of the 5<sup>th</sup> P.M., Madison County, Iowa, thence South 466.7 feet, thence West 466.7 feet, thence North 466.7 feet, thence East 466.7 feet to the place of beginning, except a tract described as commencing at the Northeast Corner of the SE $\frac{1}{4}$  NE $\frac{1}{4}$ , thence West 242 feet, thence South 200 feet, thence East 242 feet, thence North 200 feet to the point of beginning.

Notice is further given that the City of Macksburg, Iowa proposes to sell the real estate at Public Auction. (Date and time decided on at Public Hearing)  
Auction to be held at the grounds at 415 S. East Street.

Notice is further given that a Public Hearing will be held at 7:15 PM on the 4<sup>th</sup> day of May, 2009, at the City Hall of Macksburg, Iowa to act on such notice.

CITY OF MACKSBURG, IOWA

  
\_\_\_\_\_  
Mayor Pro-tem, City of Macksburg

Attest:

  
\_\_\_\_\_  
Ardis Myers, City Clerk

EXHIBIT 'C'

RESOLUTION APPROVING THE SALE OF REAL ESTATE

No. 050509

WHEREAS, on the 6<sup>th</sup> day of April, 2009, the City Council of the City of Macksburg, Iowa, passed a Resolution proposing to sell the following described real estate:

A tract of land described as follows: Commencing at the Northeast Corner of the Southeast Quarter of the Northeast Quarter (SE<sup>1</sup>/<sub>4</sub> NE<sup>1</sup>/<sub>4</sub>) of Section 16, Township 74 North, Range 29, West of the 5<sup>th</sup> P.M., Madison County, Iowa, thence South 466.7 feet, thence West 466.7 feet, thence North 466.7 feet, thence East 466.7 feet to the place of beginning, except a tract described as commencing at the Northeast Corner of the SE<sup>1</sup>/<sub>4</sub> NE<sup>1</sup>/<sub>4</sub>, thence West 242 feet, thence South 200 feet, thence East 242 feet, thence North 200 feet to the point of beginning.

WHEREAS, a Hearing on said proposal to sell said real estate was held on the 4<sup>th</sup> day of May, 2009, at 7:15 o'clock, PM before the City Council.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Macksburg, Iowa that the above described real estate shall be sold at public auction to be held on the 6<sup>th</sup> day of June, 2009, at 10:00 o'clock AM at 415 S. East Street, Macksburg, Iowa.

Passed and Approved this 4<sup>th</sup> day of May, 2009.

  
\_\_\_\_\_  
Mayor Pro-Tem, City of Macksburg

Attest:

  
\_\_\_\_\_  
Ardis Myers, City Clerk

**EXHIBIT 'D'**

**RESOLUTION APPROVING THE SALE OF REAL ESTATE**

No. 050709

WHEREAS, on the 6<sup>th</sup> day of April, 2009, the City Council of the City of Macksburg, Iowa, passed a Resolution proposing to sell the following described real estate:

A tract of land described as follows: Commencing at the Northeast Corner of the Southeast Quarter of the Northeast Quarter (SE1/4NE1/4) of Section 16, Township 74 North, Range 29, West of the 5<sup>th</sup> P.M., Madison County, Iowa, thence South 466.7 feet, thence West 466.7 feet, thence North 466.7 feet, thence East 466.7 feet to the place of beginning, except a tract described as commencing at the Northeast Corner of the SE1/4NE1/4, thence West 242 feet, thence South 200 feet, thence East 242 feet, thence North 200 feet to the point of beginning.

WHEREAS, a Hearing on said proposal to sell said real estate was held on the 4<sup>th</sup> day May, 2009, at 7:15 o'clock, PM before the City Council.

WHEREAS, pursuant to a prior Resolution the above described real estate was sold at public auction.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Macksburg, Iowa, that the sale of the above described real estate to Michael D. Connolly for the sum of \$14,000.00 is hereby approved. The Mayor and City Clerk are authorized and directed to execute and deliver a Quit Claim Deed to the Buyer upon payment of the sale price.

Passed and approved this 6<sup>th</sup> day of July, 2009.

  
\_\_\_\_\_  
Mayor, City of Macksburg

Attest:

  
\_\_\_\_\_  
Ardis Myers, City Clerk