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LISA SMITH, COUNTY RECORDER
MADISON IOWA



QUIT CLAIM DEED
THE IOWA STATE BAR ASSOCIATION
Official Form No. 106
Recorder's Cover Sheet

Preparer Information: (Name, address and phone number)

John E. Casper, 223 E. Court Avenue, P.O. Box 67, Winterset, Iowa 50273 (515) 462-4912

Taxpayer Information: (Name and complete address)

Warren Water District
1204 East 2nd Avenue
Indianola, Iowa 50125

Return Document To: (Name and complete address)

✓ John E. Casper
P.O. Box 67
Winterset, Iowa 50273
City of East Peru
119 Stewart Ave
Peru, Ia 50222

Grantors:

City of East Peru

Grantees:

Warren Water District

Legal description: See Page 2

Document or instrument number of previously recorded documents:



QUIT CLAIM DEED

For the consideration of One and 00/100ths-----(\$1.00)
Dollar(s) and other valuable consideration,
CITY OF EAST PERU, IOWA

do hereby Quit Claim to
WARREN WATER DISTRICT

all our right, title, interest, estate, claim and demand in the following described real estate in
MADISON County, Iowa:

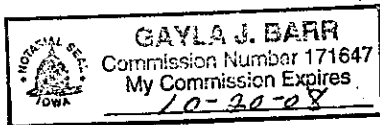
Parcel "D" located in all that part of the West Half (1/2) of the Southwest Quarter (1/4) lying Westerly of the right-of-way of Chicago, St. Paul and Kansas City Railway Company, in Section One (1), Township Seventy-four (74) North, Range Twenty-seven (27) West of the 5th P.M., Madison County, Iowa, containing 8.00 acres, as shown in Plat of Survey filed in Book 2006, Page 4021 on October 2, 2006, in the Office of the Recorder of Madison County, Iowa.

This transferor is a political subdivision of the State of Iowa and is exempt from transfer tax under Iowa Code Section 428A.2(6).

Each of the undersigned hereby relinquishes all rights of power, homestead and distributive share in and to the real estate.

Words and phrases herein, including acknowledgment hereof, shall be construed as in the singular or plural number, and as masculine or feminine gender, according to the context.

Dated: 1-8, 2008



Julia Harper
Julia Harper, Mayor (Grantor)

Sheryl Henley
Sheryl Henley, City Clerk (Grantor)

STATE OF Iowa
COUNTY OF Madison

This instrument was acknowledged before me on

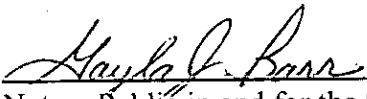
by _____ (Grantor)

_____, Notary Public

(This form of acknowledgment for individual grantor(s) only)

STATE OF IOWA :
:SS
MADISON COUNTY:

On this 8th day of Jan., 2008, before me, a Notary Public in and for the State of Iowa personally appeared Julia Harper and Sheryl Henley, to me personally known, and, who, being by me duly sworn, did say that they are the Mayor and City Clerk, respectively, of the City of East Peru, Iowa; 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 the Resolution adopted by the City Council, of the City Council on the 8th day of Jan., 2008, and that Julia Harper and Sheryl Henley 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.



Notary Public in and for the State of Iowa

RESOLUTION OF CITY OF EAST PERU, IOWA
PROPOSING TO CONVEY REAL ESTATE
AND SETTING PUBLIC HEARING ON THE PROPOSAL

WHEREAS, the City proposes to dispose of its interest in the real estate upon which the sanitary sewer lagoon site is located.

WHEREAS, the real estate is legally described as:

Parcel "D" located in all that part of the West Half (1/2) of the Southwest Quarter (1/4) lying Westerly of the right-of-way of Chicago, St. Paul and Kansas City Railway Company, in Section One (1), Township Seventy-four (74) North, Range Twenty-seven (27) West of the 5th P.M., Madison County, Iowa, containing 8.00 acres, as shown in Plat of Survey filed in Book 2006, Page 4021 on October 2, 2006, in the Office of the Recorder of Madison County, Iowa.

WHEREAS, the City proposes to convey the real estate to Warren Water District, Inc. by conveying legal title to the above described real estate by Quit Claim Deed without consideration.

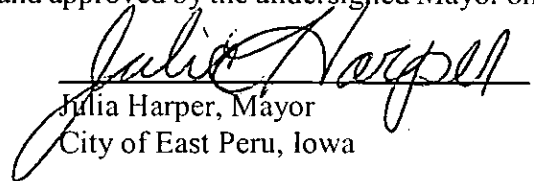
WHEREAS, Iowa Code Section 364.7 requires public notice be made on the proposal.

NOW, THEREFORE, BE IT RESOLVED by the City Council of East Peru, Iowa that proposal is hereby made to convey to the above described real estate upon the terms and conditions above provided.

BE IT FURTHER RESOLVED that a public hearing before the City Council on this proposal shall be held on the 7th day of January, 2008 at 7:00 o'clock p.m. at the City Hall in East Peru, Iowa.

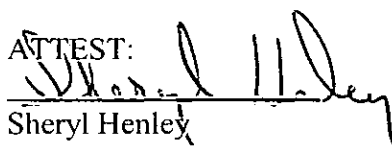
BE IT FURTHER RESOLVED that the City Clerk be and is hereby authorized and directed to give notice of such public hearing as by law required.

PASSED by the City Council of East Peru, Iowa and approved by the undersigned Mayor on this 3rd day of December, 2007 at East Peru, Iowa.



Julia Harper, Mayor
City of East Peru, Iowa

ATTEST:



Sheryl Henley
City Clerk
City of East Peru, Iowa



NOTICE OF HEARING ON PROPOSED CONVEYANCE OF REAL ESTATE

BY CITY OF EAST PERU, IOWA

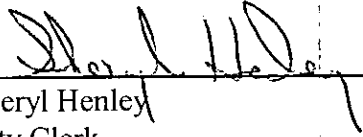
TO: ANY INTERESTED PERSON

YOU ARE HEREBY NOTIFIED that a public hearing before the City Council of East Peru, Iowa will be held on the 7th day of January, 2008, at 7:00 o'clock p.m. at the City Hall in East Peru, Madison County, Iowa on the proposal by the City Council of East Peru, Iowa to convey the real estate legally described as:

Parcel "D" located in all that part of the West Half ($\frac{1}{2}$) of the Southwest Quarter ($\frac{1}{4}$) lying Westerly of the right-of-way of Chicago, St. Paul and Kansas City Railway Company, in Section One (1), Township Seventy-four (74) North, Range Twenty-seven (27) West of the 5th P.M., Madison County, Iowa, containing 8.00 acres, as shown in Plat of Survey filed in Book 2006, Page 4021 on October 2, 2006, in the Office of the Recorder of Madison County, Iowa,

to Warren Water District, Inc. by conveying legal title to the above described real estate by Quit Claim Deed without consideration. This real estate is the site of the City sanitary sewage treatment facility.

Any interested person is invited to appear and be heard at the public hearing on the time, date and place described above to offer objections or comments to the City Council on the proposed conveyance, if any, you may have.



Sheryl Henley
City Clerk
City of East Peru, Iowa

RESOLUTION
APPROVING
THE CONVEYANCE OF REAL ESTATE

WHEREAS, the City Council of East Peru, Iowa has proposed the conveyance of the following described real estate:

Parcel "D" located in all that part of the West Half (1/2) of the Southwest Quarter (1/4) lying Westerly of the right-of-way of Chicago, St. Paul and Kansas City Railway Company, in Section One (1), Township Seventy-four (74) North, Range Twenty-seven (27) West of the 5th P.M., Madison County, Iowa, containing 8.00 acres, as shown in Plat of Survey filed in Book 2006, Page 4021 on October 2, 2006, in the Office of the Recorder of Madison County, Iowa.

WHEREAS, the City Council has proposed to convey the above described real estate to Warren Water District, Inc. by conveying legal title to the above described real estate by Quit Claim Deed without consideration.

WHEREAS, the City Council has fixed notice of public hearing upon the proposed conveyance of real estate pursuant to Iowa Code Section 364.7.

WHEREAS, notice of the hearing has been posted and/or published as provided by Iowa Code Section 362.3 not less than four (4) days nor more than twenty (20) days before the date of hearing as evidenced by the Affidavit of Posting by the City Clerk on file in the Office of the City Clerk.

WHEREAS, the public hearing has been held and all interested persons have been heard on the proposal.

WHEREAS, the City Council now determines that the conveyance of the real estate above described should be approved in all respects as proposed.

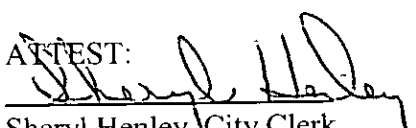
NOW, THEREFORE, BE IT RESOLVED that the proposed conveyance of real estate described above be and is hereby approved in all respects as provided by the prior Resolution of the City Council of East Peru, Iowa.

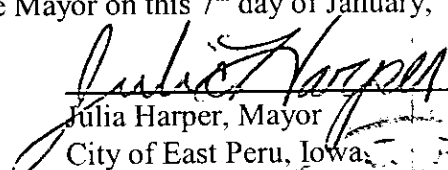
BE IT FURTHER RESOLVED that the Mayor and City Clerk be and are hereby authorized and directed to take all necessary steps to complete this transaction including, but not limited to, the tender of a Quit Claim Deed to the Grantee.

BE IT FURTHER RESOLVED that the City Clerk shall file a true copy of these proceedings with the Madison County Recorder.

Passed by the City Council and approved by the Mayor on this 7th day of January, 2008 at East Peru, Iowa.

ATTEST:


Sheryl Henley, City Clerk
City of East Peru, Iowa


Julia Harper, Mayor
City of East Peru, Iowa



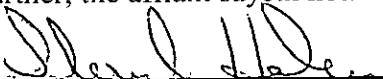
AFFIDAVIT OF POSTING OF NOTICE OF PUBLIC HEARING
ON THE PROPOSED TRANSFER OF REAL ESTATE

The undersigned, Sheryl Henley, upon being duly sworn and deposed, states:

The affiant is the duly appointed and acting City Clerk for East Peru, Iowa and states that on December 21, 2007, she duly posted the attached Notice of Public Hearing at the following three public locations as provided by the Ordinances of the City of East Peru, Iowa:

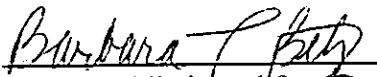
1. United States Postal Service Office in Peru, Iowa;
2. Peru Bar and Grill in East Peru, Iowa; and,
3. East Peru Community Building in East Peru, Iowa.

Further, the affiant sayeth not.

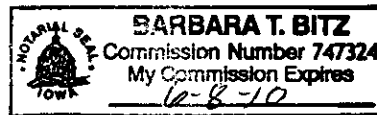


Sheryl Henley, City Clerk
City of East Peru, Iowa

Subscribed and sworn to before me on this 23 day of January, 2008 by Sheryl Henley as the City Clerk for the City of East Peru, Iowa.



Notary Public in and for the
State of Iowa



CERTIFICATION

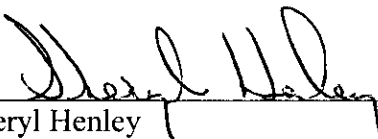
The undersigned, the duly appointed and acting City Clerk of the City of East Peru, Iowa, does hereby certify the following described documents as true and authentic copies of the official records in the custody of the Office of Clerk of the City of East Peru, Iowa.

1. Resolution of City of East Peru, Iowa proposing to convey real estate and setting public hearing on the proposal;
2. Notice of Hearing on Proposed Conveyance of Real Estate by City of East Peru, Iowa;
3. Resolution Approving the Conveyance of Real Estate; and,
4. The Affidavit of Posting pursuant to the Ordinances of East Peru, Iowa.

The undersigned further certifies the Resolutions described above were duly passed by the Council and approved by the Mayor on the dates shown thereon.

The undersigned further certifies the Notice of Hearing was duly and timely posted in accordance with the Affidavit attached hereto.

Dated on this 23rd day of January, 2008, at East Peru, Iowa.



Sheryl Henley
City Clerk
City of East Peru, Iowa

