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FILED
RECORDER
MADISON COUNTY, IOWA

✓ Mark Nitchals
City of Winterset
101 E. Jefferson
Winterset IA 50273

CERTIFICATION

The undersigned, the duly appointed and acting City Administrator of the City of Winterset, 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 Winterset.

1. Resolution on the City of Winterset, Iowa proposing the vacation and closing of city street and setting public hearing on the proposal;
2. Notice of Hearing on proposed vacation and closing of city street in Winterset, Iowa;
3. Resolution approving vacation and closing of city street; and,
4. Affidavit of Publication with enclosure from the Madisonian Newspaper.

The undersigned does further certify the Notice of Hearing was duly and timely served personally by certified mail, return receipt, through the United States Postal Service upon the persons or parties indicated on the Notice who constitute all adjoining landowners, utility companies whose facilities adjoin the street right-of-way, and the Madison County Auditor.

The undersigned does further certify that the Notice of Hearing was duly and timely published in the Madisonian, a newspaper of general circulation within the City of Winterset, Iowa, and Madison County, Iowa in accordance with the Affidavit attached hereto.

Dated on this 6th day of April 2000, at Winterset, Iowa.



Mark Nitchals
Mark J. Nitchals, City Administrator

RESOLUTION 2000-18
RESOLUTION OF CITY OF WINTERSSET, IOWA PROPOSING
THE VACATION AND CLOSING OF A PORTION OF A
CITY STREET AND SETTING PUBLIC HEARING ON THE PROPOSAL

WHEREAS, the City proposes to vacate and close that portion of Adair Street legally described as:

That portion of Adair Street laying adjacent to and directly north of Lot Two (2), Block Four (4), Kirkwood's Addition to the City of Winterset, Iowa.

WHEREAS, Iowa Code Section 306.11 requires a public hearing on the proposal prior to being placed on final passage;

WHEREAS, Iowa Code Section 306.12 requires Notice to be made on the time, date and place of such public hearing.

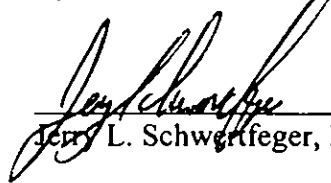
NOW, THEREFORE, BE IT RESOLVED by the City Council of Winterset, Iowa that the Proposal is hereby made to vacate and close that portion of Adair Street legally described as:

That portion of Adair Street laying adjacent to and directly north of Lot Two (2), Block Four (4) Kirkwood's Addition to the City of Winterset, Iowa.

BE IT FURTHER RESOLVED that a public hearing before the City Council on this proposal shall be held on the 6th day of March, 2000 at 7:00 o'clock P.M., Central Standard Time, at the City Hall in Winterset, Iowa.

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

Passed and approved on this 7th day of February, 2000 at Winterset, Iowa.


Jerry L. Schwertfeger, Mayor

ATTEST:


Mark Nitchals, City Administrator

NOTICE OF HEARING ON PROPOSED
VACATION AND CLOSING OF A PORTION OF
A CITY STREET IN WINTERSET, IOWA

TO: ANY INTERESTED PERSON

You are hereby notified that a public hearing before the City Council of Winterset, Iowa will be held on the 6th day of March, 2000, at 7:00 o'clock p.m., Central Standard Time, at the City Hall in Winterset, Madison County, Iowa, on the proposed vacation and closing of that portion of Adair Street legally described as:

That portion of Adair Street laying adjacent to and directly north of Lot Two (2), Block Four (4), Kirkwood's Addition to the City of Winterset, Iowa.

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 proposal, if any, you may have.

You are further notified that any person owning land abutting on the portion of the street proposed for vacation and closing shall have the right to file with the City of Winterset, Iowa, in writing, a claim for damages resulting from this vacation and closing at any time on or before the date fixed for hearing above.

Mark Nitchals
City Administrator
City of Winterset, Iowa

RESOLUTION 2000-29
RESOLUTION APPROVING VACATION AND CLOSING
OF A PORTION OF CITY STREET IN WINTERSET, IOWA

WHEREAS, the City Council of Winterset, Iowa has proposed the vacation and closing of that portion of Adair Street legally described as:

That portion of Adair Street laying adjacent to and directly north of Lot Two (2), Block Four (4), Kirkwood's Addition to the City of Winterset, Iowa.

WHEREAS, the Council has fixed Notice of public hearing on the proposal;

WHEREAS, the City Administrator has published Notice of the hearing in the Winterset Madisonian, which is a newspaper of general circulation within Madison County, Iowa not less than four (4) nor more than twenty (20) days prior to the date of hearing and has delivered Notice of hearing to the adjoining land owners and the utility companies whose facilities adjoin the street right-of-way by certified mail, return receipt, as shown by the returns of service and Affidavit of Publication on file with the City Administrator;

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

WHEREAS, no adjoining landowner has filed any claim in writing for damages resulting from the proposed vacation and closing.

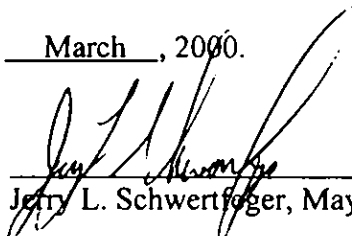
NOW, THEREFORE, BE IT RESOLVED AND ORDERED that the portion of Adair Street legally described as:

That portion of Adair Street laying adjacent to and directly north of Lot Two (2), Block Four (4), Kirkwood's Addition to the City of Winterset, Iowa.
within Winterset, Madison County, Iowa be and is hereby closed and vacated.

BE IT FURTHER RESOLVED AND ORDERED that no damage claims are allowed.


BE IT FURTHER RESOLVED that the City Administrator shall file a true copy of these proceedings with the Madison County Recorder and a true copy of this Resolution with the Madison County Auditor.

Passed and Approved on this 6th day of March, 2000.



Jerry L. Schwertfeger, Mayor

ATTEST:



Mark Nitchals, City Administrator

AFFIDAVIT OF PUBLICATION

STATE OF IOWA
SS.
Madison County

TED GORMAN BEING DULY SWORN
SAYS HE IS PUBLISHER OF THE
WINTERSET MADISONIAN, a once weekly
newspaper of general circulation,
published in Winterset, Iowa, and that
the notice, a copy which is annexed and
made part hereof, was correctly published
in said newspaper

Legal documents are printed
as received at the *Madisonian*.

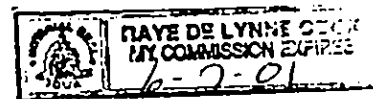
for the period of one consecutive
weeks, the last publication thereof being
on the 23rd day of February, 2000.

Ted Gorman

Subscribed and sworn to before me this
23rd day of February, 2000.

[Signature]

NOTARY PUBLIC
In and for Madison County



Fee \$ 13.57

NOTICE OF HEARING
On Proposed Vacation And Closing Of A Por-
tion Of A City Street In Winterset, Iowa

TO: ANY INTERESTED PERSON

You are hereby notified that a public hearing before the City Council of Winterset, Iowa will be held on the 6th day of March, 2000, at 7:00 o'clock p.m., Central Standard Time, at the City Hall in Winterset, Madison County, Iowa, on the proposed vacation and closing of that portion of Adair Street legally described as:

That portion of Adair Street laying adjacent to and directly north of Lot Two (2), Block Four (4), Kirkwood's Addition to the City of Winterset, Iowa.

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 proposal, if any, you may have.

You are further notified that any person owning land abutting on the portion of the street proposed for vacation and closing shall have the right to file with the City of Winterset, Iowa, in writing, a claim for damages resulting from this vacation and closing at any time on or before the date fixed for hearing above.

Mark Nitchals
City Administrator
City of Winterset, Iowa