CERTIFICATION

RECORDED. COMPARED. FILED NO. BOOK 2003 PAGE 1198

2003 MAR -4 PM 1:49

STATE OF IOWA

:ss

MADISON COUNTY

I, Janet Lea Downs, being first duly sworn on oath, state that I am the city clerk of the City of St. Charles, Iowa. I further state that the City Council of the City of St. Charles, has by resolution, proposed to sell certain real estate described in said resolution. See copy of said resolution No. 10B-96 attached hereto and marked Exhibit "A". Notice of the proposal to dispose of said real estate was duly given as provided law. See copy of said notice attached hereto and marked Exhibit "B". Hearing on said proposal was held on November 4, 1996, and on said date the City Council, the City of St. Charles, Iowa, passed and adopted resolution No. 11B-96 approving the sale of said real estate. See copy of said resolution attached hereto and marked Exhibit "C".

Dated this <u>29</u> day <u>fanuary</u>, 1997.

fanct Lea Son

Subscribed and sworn to before me by Janet Lea Downs on this 29 day of

ANN M. ANDERSON MY COMMISSION EXPIRES

STATE OF IOWA SS.

Madison County

de dicad end grand **(11** an Notice Of Proposal

To Dispose Of Real Estate Concern:

NOTICE IS HEREBY GIVEN that the City of St. Charles, lowa, hereby proposes to sell the following described real estate:

That part of the former Chicago and North Western Transportation Company's railroad right of way as recorded in Book 54, Page 8, Madison County, lowa, Recorder's Office, located in the Town of West St. Charles (Hanley), lowa, and in the Northeast Quarter of the Northwest Quarter of Section 22, Township 75 North, Range 26 West of the Fifth Principal Meridian, Madison County, lowa, (Parcel C), to J. Paul Scrivner, for the price of \$1,250.00

NOTICE IS FURTHER GIVEN that public hearing on said proposal will be held on the 4th day of November, 1996, at 7:00 P.M., at the City Hall in St. Charles, lowa.

Dated this 7th day of October, 1996.

Joan Brown, Mayor

ATTEST: Janet Lea Downs, City Clerk

AFFIDAVIT OF PUBLICATION

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

for the period of <u>ONE</u> consecutive weeks, the last publication thereof being

on the 23rd day of October 19 96.

Subscribed and sworn to before me this

23rd day of <u>October</u>, 1996

NOTARY PUBLIC In and for Madison County

Fee \$ 8.91



EXHIBIT "A"

RESOLUTION NO. 10B-96

WHEREAS, The City of St. Charles, Iowa, proposes to convey all of its right, title and interest in and to the following described real estate:

That part of the former Chicago and North Western Transportation Company's railroad right of way as recorded in Book 54, Page 8, Madison County, Iowa, Recorder's Office, located in the Town of West St. Charles (Hanley), Iowa, and in the Northeast Quarter of the Northwest Quarter of Section 22, Township 75 North, Range 26 West of the Fifth Principal Meridian, Madison County, Iowa, (Parcel C),

to <u>J. Paul Scrivner</u> by quit claim deed; and
WHEREAS, The City of St. Charles, Iowa, proposes to make said conveyance to said purchaser for a price ofOne thousand, two hundred fifty dollars(\$\frac{1}{2},250.00)
NOW THEREFORE, Be It Resolved by the City Council of the City of St. Charles, Iowa:
1. The City of St. Charles, Iowa, proposes to sell said real estate to said purchaser upon the terms and conditions set forth above.
2. Hearing on said proposal to sell said real estate shall be held on the $\frac{y+h}{\text{City Council at the City Hall in St. Charles, Iowa.}}$ Notice of hearing shall be

given by publication as required by law.

Joan Brown, Mayor

Attest:

Janet Lea Downs, Clerk

EXHIBIT "B"

NOTICE OF PROPOSAL

TO DISPOSE OF REAL ESTATE

TO WHOM IT MAY CONCERN:

NOTICE IS HEREBY GIVEN that the City of St. Charles, Iowa, hereby proposes to sell the following described real estate:

That part of the former Chicago and North Western Transportation Company's railroad right of way as recorded in Book 54, Page 8, Madison County, Iowa, Recorder's Office, located in the Town of West St. Charles (Hanley), Iowa, and in the Northeast Quarter of the Northwest Quarter of Section 22, Township 75 North, Range 26 West of the Fifth Principal Meridian, Madison County, Iowa, (Parcel C),

to J. Paul Scrivner, for the price of \$1,250.00.

NO	OTICE I	SF	JR'	THER	GIVEN	that	a	pı	ıblic	heai	ing	on	said	pro	ogo	sal	will	be	held
	4th Charle				Nove	ember	·	_′	1996,	at	7	:00	_ P.N	1.,	at	the	City	r Ha	all

Dated this __7th_ day of __October___, 1996.

Joan Brown, Mayor

ATTEST:

Janet Lea Downs, City Clerk

EXHIBIT "C"

RESOLUTION NO. 11B-96

WHEREAS, on October 7, 1996, the City Council of the City of St. Charles, Iowa, passed a resolution proposing to sell certain real estate described as follows:

That part of the former Chicago and North Western Transportation Company's railroad right of way as recorded in Book 54, Page 8, Madison County, Iowa, Recorder's Office, located in the Town of West St. Charles (Hanley), Iowa, and in the Northeast Quarter of the Northwest Quarter of Section 22, Township 75 North, Range 26 West of the Fifth Principal Meridian, Madison County, Iowa, (Parcel C).

WHEREAS, a hearing said proposal to sell said real estate was held on November 4, 1996, at 7:00 P.M., before the City Council; and

WHEREAS, notice of such hearing was given by posting and publication as provided by law.

NOW THEREFORE, BE IT RESOLVED by the City of St. Charles, Iowa:

- 2. The Mayor and City Clerk are hereby authorized and directed to deliver a quit claim deed to the purchaser of said real estate.

APPROVED this 4th day of November, 1996.

CITY OF ST. CHARLES, IOWA

Joan Brown, Mayo

Attest:

Janet Lea Downs, Clerk