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NICKI UTSLER
RECORDER
MADISON COUNTY, IOWA

dy
Mark Nitchals
City of Winterset
~~101 E. Jefferson~~ *124 W. Court*
Winterset IA 50273 *Ave.*

REC \$ *25⁰⁰*
AUD \$ *1⁰⁰*
R.M.F. \$ *5⁰⁰*

COMPUTER	<input checked="" type="checkbox"/>
RECORDED	<input checked="" type="checkbox"/>
COMPARED	<input checked="" type="checkbox"/>

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 a city alley in Winterset, Iowa;
3. Resolution approving vacation and closing of a city alley; 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 19th day of August 2003, at Winterset, Iowa.



Mark Nitchals

Mark J. Nitchals, City Administrator

RESOLUTION 2003-77

RESOLUTION OF CITY OF WINTERSET, IOWA PROPOSING
THE VACATION AND CLOSING OF A PORTION OF A
CITY ALLEY AND SETTING PUBLIC HEARING ON THE PROPOSAL

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

The alley located in Block Six (6) of Guiberson'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.

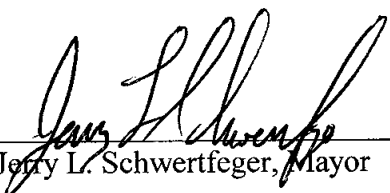
NOW, THEREFORE, BE IT RESOLVED by the City Council of Winterset, Iowa that the Proposal is hereby made to vacate and close that portion of a public alley legally described as:

The alley located in Block Six (6) of Guiberson'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 7th day of July, 2003 at 7:00 o'clock P.M., 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 16th day of June, 2003.


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 7th day of July, 2003, at 7:00 o'clock p.m. at the City Hall in Winterset, Iowa, on the proposed vacation and closing of a public alley legally described as:

The alley located in Block Six (6) of Guiberson'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.

Mark Nitchals
City Administrator
City of Winterset, Iowa

RESOLUTION 2003-84
RESOLUTION APPROVING VACATION AND CLOSING
OF A PORTION OF A CITY ALLEY IN WINTERSET, IOWA

WHEREAS, the City Council of Winterset, Iowa has proposed the vacation and closing of a city alley legally described as:

The alley located in Block Six (6) of Guiberson'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 or are on the alley right-of-way by certified mail;

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 a public alley legally described as:

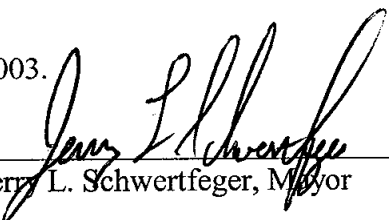
The alley located in Block Six (6) of Guiberson's Addition to the City of Winterset,
Iowa

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 7th day of July 2003.



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

for the period of one consecutive weeks, the last publication thereof being on the 25 day of June, 2003

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

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NOTICE OF HEARING ON PROPOSED VACATION AND CLOSING OF A PORTION OF A CITY ALLEY 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 7th day of July, 2003, at 7:00 o'clock p.m. at the City Hall in Winterset, Iowa, on the proposed vacation and closing of a public alley legally described as:

The alley located in Block Six (6) of Guiberson'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.
Mark Nitchals, City Administrator
City of Winterset, Iowa

Ted Gorman
Subscribed and sworn to before me this 25 day of June, 2003

Shirley Lattig
NOTARY PUBLIC
In and for Madison County

Fee \$ 11.52

