

MICHELLE "MICKI" UTSLER, COUNTY RECORDER
MADISON IOWA

✓
Mark Nitchals
City of Winterset
124 W. Court Avenue
Winterset IA 50273

COMPUTER	✓
RECORDED	✓
COMPARED	_____

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, Iowa.

1. Resolution Approving the Conveyance of Real Estate;
2. Notice of Hearing on Proposed Conveyance of Real Estate by City of Winterset, Iowa; and,
3. Affidavit of Publication from the Winterset Madisonian.

The undersigned further certifies the Resolution described above was duly passed by the Council and approved by the Mayor on the date shown thereon.

The undersigned does further certify that the Notice of Hearing was duly and timely published in the Winterset 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 30th day of August, 2005, at Winterset, Iowa.



Mark Nitchals

Mark Nitchals
City Administrator
City of Winterset, Iowa

RESOLUTION 2005-102

RESOLUTION APPROVING THE CONVEYANCE OF REAL ESTATE

WHEREAS, the City Council of the City of Winterset, Iowa has proposed to dispose of its interest in the following described real estate:

The vacated alley located in Block 1 of Adkison's Addition to the City of Winterset, Madison County, Iowa, more particularly described as beginning at the Northwest Corner of Lot 1, Block 1 of Adkison's Addition, thence south to the Southwest Corner of Lot 8, thence west to the Southeast Corner of Lot 7, thence north to the Northeast Corner of Lot 2, thence east to the point of beginning, all located within Block 1 of Adkison's Addition to the City of Winterset, Madison County, Iowa.

by conveying title by Quit Claim Deed to the adjacent and adjoining property owners.

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 timely published as provided by Iowa Code Section 362.3 in the Winterset Madisonian, a newspaper published weekly and having general circulation in the City, as evidenced by the Affidavit of Publication from the Madisonian on file in the Office of the City Administrator.

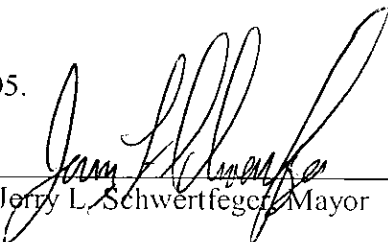
WHEREAS, the public hearing has been held and all interested persons have been heard on the proposal,

NOW, THEREFORE, BE IT RESOLVED that the proposed conveyance of real estate described above be and is hereby approved, with the east half of the above described real estate to be conveyed to the adjacent and adjoining property owners to the east of the alley, and the west half of the above described real estate to be conveyed to the adjacent and adjoining property owners to the west of the alley.

BE IT FURTHER RESOLVED that the City reserve a utility easement over the east half of the above described alley.

BE IT FURTHER RESOLVED that the Mayor and City Administrator 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 Deeds to the Buyers.

Passed and approved on this 15th day of August, 2005.



Jerry L. Schwertfefer, Mayor

ATTEST:



Mark Nitchals, City Administrator

NOTICE OF HEARING ON PROPOSED CONVEYANCE
OF REAL ESTATE BY CITY OF WINTERSET, IOWA

YOU ARE HEREBY NOTIFIED that a public hearing before the City Council of the City of Winterset, Iowa will be held on the 15th day of August, 2005, at 7:00 o'clock pm, at the City Hall, 124 W. Court Avenue in Winterset, Madison County, Iowa on a proposal to dispose of the City's interest in real estate legally described as:

The vacated alley located in Block 1 of Adkison's Addition to the City of Winterset, Madison County, Iowa, more particularly described as beginning at the Northwest Corner of Lot 1, Block 1 of Adkison's Addition, thence south to the Southwest Corner of Lot 8, thence west to the Southeast Corner of Lot 7, thence north to the Northeast Corner of Lot 2, thence east to the point of beginning, all located within Block 1 of Adkison's Addition to the City of Winterset, Madison County, Iowa.

by conveying title by Quit Claim Deed to the adjacent and adjoining property owners.

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.

Mark Nitchals
City Administrator
City of Winterset, Iowa

STATE OF IOWA
SS.
Madison County

AFFIDAVIT OF PUBLICATION

**NOTICE OF HEARING ON PROPOSED CONVEYANCE
OF REAL ESTATE BY CITY OF WINTERSET, IOWA**

YOU ARE HEREBY NOTIFIED that a public hearing before the City Council of the City of Winterset, Iowa, will be held on the 15th day of August, 2005, at 7:00 o'clock p.m., at the City Hall, 124 W. Court Avenue in Winterset, Madison County, Iowa, on a proposal to dispose of the City's interest in real estate legally described as:

The vacated alley located in Block 1 of Adkison's Addition to the City of Winterset, Madison County, Iowa, more particularly described as beginning at the Northwest Corner of Lot 1, Block 1 of Adkison's Addition, thence south to the Southwest Corner of Lot 8, thence west to the Southeast Corner of Lot 7, thence north to the Northeast Corner of Lot 2, thence east to the point of beginning, all located within Block 1 of Adkison's Addition to the City of Winterset, Madison County, Iowa, by conveying title by Quit Claim Deed to the adjacent and adjoining property owners.

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.
Mark Nitchals, City Administrator, City of Winterset, Iowa

TED GORMAN being duly sworn says he is publisher of WINTERSET MADISONIAN a once weekly paper 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 paper.

for the period one consecutive weeks, the last publication thereof being

on the 10th day of August, 2005.

Ted Gorman

Subscribed and sworn to before me this

10th day of August, 2005.

Pamela S. Shady

NOTARY PUBLIC
in and for Madison County



Fee \$ 7.18