[redacted] [redacted] [redacted]

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 the Clerk of the City of Winterset.

1. Resolution of City of Winterset, Iowa proposing to sell real estate and setting public hearing on the proposal;

2. Notice of Hearing on Proposed Sale of Real Estate by City of Winterset, Iowa;

3. Resolution Approving the Sale of Real Estate;

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 published by the Madisonian in accordance with the Affidavit attached hereto.



Mark Nitchals

Mark Nitchals, City Administrator
City of Winterset

FILED NO. 693
BOOK 55 PAGE 333
89 OCT 10 AM 10: 56
MARY E. WELTY
RECORDER
MADISON COUNTY, IOWA
Fee $ $20.00

NOTICE OF HEARING ON PROPOSED SALE OF REAL ESTATE

BY THE CITY OF 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 2nd day of October, 1989, at 7:30 o'clock p.m., Central Daylight Savings Time, at the City Hall in Winterset, Madison County, Iowa on the proposal by the City Council of Winterset, Iowa to sell the real estate legally described as:

> Beginning at the Northeast Corner of Lot 1, Block 5 of Guiberson Addition to the City of Winterset; thence along the east line of said Block 5, South 211.33 feet to the Southeast Corner of Lot 8, Block 5 of said Guiberson Addition; thence East 66.00 feet to a point on the west line of Outlot 9, Original Outlots East to the City of Winterset; thence along said west line, North 211.33 feet; thence West 66.00 feet to the point of beginning,

to the Winterset Cemetery Improvement Association, Inc., upon the following terms and conditions: convey legal title to the above described real estate by Quit Claim Deed in consideration of the sum of $50.00 with possession to be delivered upon the date of closing; and, reserve and retain to the City a perpetual utility easement upon, across and under the said real estate.

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 sale, if any, you may have.

Mark Nitchals

Mark Nitchals
City Administrator
City of Winterset, Iowa

RESOLUTION 89-93
RESOLUTION PROPOSING TO SELL REAL ESTATE
AND SETTING PUBLIC HEARING ON THE PROPOSAL

WHEREAS, the City has closed and vacated that portion of South Fifth Street lying between Grade Street and Summit Street;

WHEREAS, the City now proposes to dispose of its interest in the real estate formerly used as a street right-of-way as described above;

WHEREAS, the real estate is legally described as:

> Beginning at the Northeast Corner of Lot 1, Block 5 of Guiberson Addition to the City of Winterset; thence along the east line of said Block 5, South 211.33 feet to the Southeast Corner of Lot 8, Block 5 of said Guiberson Addition; thence East 66.00 feet to a point on the west line of Outlot 9, Original Outlots East to the City of Winterset; thence along said west line, North 211.33 feet; thence West 66.00 feet to the point of beginning.

WHEREAS, the City proposes to sell the real estate to the Winterset Cemetery Improvement Association, Inc. upon the following terms and conditions: convey legal title to the above described real estate by Quit Claim Deed in consideration of the sum of $50.00 with possession to be delivered upon the date of closing; and, reserving to the City a perpetual utility easement upon, across and under the said real estate.

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

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Winterset, Iowa, that proposal is hereby made to sell to the Winterset Cemetery Improvement Association, Inc., 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 2nd day of October, 1989 at 7:30 o'clock p.m., Central Daylight Savings 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 by the City Council of Winterset, Iowa and approved by the undersigned on this 18th day of September, 1989 at Winterset, Iowa.

Robert W. Howell, Mayor

ATTEST:

Mark Nitchals, City Administrator

RESOLUTION NO 89-97
RESOLUTION APPROVING THE SALE OF REAL ESTATE

WHEREAS, the City Council of Winterset, Iowa has proposed the sale of the following described real estate:

> Beginning at the Northeast Corner of Lot 1, Block 5 of Guiberson Addition to the City of Winterset; thence along the east line of said Block 5, South 211.33 feet to the Southeast Corner of Lot 8, Block 5 of said Guiberson Addition; thence East 66.00 feet to a point on the west line of Outlot 9, Original Outlots East to the City of Winterset; thence along said west line, North 211.33 feet; thence West 66.00 feet to the point of beginning.

WHEREAS, the City Council has proposed to sell the above described real estate to Winterset Cemetery Improvement Association, Inc., upon the following terms and conditions: convey legal title to the above described real estate by Quit Claim Deed in consideration of the sum of $50.00 with possession to be delivered upon the date of closing; and, reserve and retain to the city a perpetual utility easement upon, across and under the said real estate.

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

WHEREAS, notice of the hearing has been published as provided by Iowa Code Section 362.3 in the Madisonian which is a newspaper published weekly and having general circulation in the City, at least four (4) days nor more than twenty (20) days before the date of hearing 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;

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

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

BE IT FURTHER RESOLVED that the Mayor and 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 buyer.

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 2nd day of October, 1989, at Winterset, Iowa.

Robert W. Howell

Robert W. Howell, Mayor
City of Winterset, Iowa

ATTEST:

Mark Nitchals

Mark Nitchals, City Administrator
City of Winterset, Iowa