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 City Administrator of the City of Winterset.

1. Resolution No. 90-128, Resolution Proposing to Vacate Street and Convey Real Estate;

2. Notice of Public Hearing on Proposal to Vacate and Convey Real Estate, with Affidavit of Publication attached thereto;

3. Resolution No. 90-132, Resolution Approving Vacation and Closing of a Portion of a City Street and Approving the Conveyance of Real Estate;

The undersigned further certifies the Resolutions described above were duly passed by the Council and approved by the Mayor, or the duly acting Mayor Protem, on the dates shown thereon.

The undersigned further certifies the Notice was duly and timely published in the Winterset Madisonian in accordance with the attached Affidavit.

Dated on this 5th day of December, 1990, at Winterset, Iowa.

SEAL

FILED NO. 1201
BOOK 56 PAGE 344
90 DEC -6 PM 12: 10
MARY E. WELTY
RECORDER
MADISON COUNTY, IOWA
Fee $ 20.00

Mark Nitchals
City Administrator
City of Winterset, Iowa

7.

RESOLUTION 90-128
RESOLUTION PROPOSING TO VACATE STREET
AND CONVEY REAL ESTATE

WHEREAS, the City proposes to vacate and close a portion of a street, said portion legally described as:

The west four feet of that part of Ninth Street abutting Lot 20, Block 3, Danforth's 2nd Addition to the City of Winterset, Madison County, Iowa, more particularly described as follows:

Beginning at the Northeast Corner of Lot 20, Block 3, Danforth's 2nd Addition to the City of Winterset, Madison County, Iowa; thence along the East line of said Lot 20, South 00°00'00" 110.67 feet to the Southeast Corner of said Lot 20; thence South 88°50'17" East 4.00 feet; thence North 00°00'00" 110.68 feet; thence North 89°03'35" West 4.00 feet to the point of beginning.

and,

WHEREAS, the City proposes to convey the above described real estate to the adjacent property owner by quit claim deed, and

WHEREAS, the Iowa Code requires that a public hearing on the proposal to vacate the street and on the proposal to convey real estate must be held,

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Winterset, Iowa, that a public hearing be held on November 19, 1990 at 7:30 p.m. on the proposal to vacate the above described real estate and on the proposal to convey the legal title as proposed above.

PASSED and APPROVED this 5th day of November, 1990.

Robert W. Howell, Mayor

ATTEST:

Mark Nitchals, City Administrator

8

STATE OF IOWA
SS.
Madison County

November 14, 1990, Page 9B

NOTICE OF PUBLIC HEARING
ON PROPOSAL TO VACATE
AND CONVEY REAL ESTATE
BY THE CITY OF WINTERSET, IOWA

You are hereby notified that the City Council of the City of Winterset, Iowa, will conduct a public hearing on the 19th day of November, 1990, at 7:30 p.m., at the Winterset City Hall, on the proposal to vacate and sell real estate described as:

The west four feet of that part of Ninth Street abutting Lot 20, Block 3, Danforths 2nd Addition to the City of Winterset, Madison County, Iowa, more particularly described as follows:

Beginning at the Northeast Corner of Lot 20, Block 3, Danforths 2nd Addition to the City of Winterset, Madison County, Iowa; thence along the East line of said Lot 20, South 00 degrees 00'00" 110.67 feet to the Southeast Corner of said Lot 20; thence South 88 degrees 50'17" East 4.00 feet; thence North 00 degrees 00'00" 110.66 feet; thence North 89 degrees 03'35" West 4.00 feet to the point of beginning.

The proposal is to vacate that portion of Ninth Street above described and to convey legal title of the real estate to the adjacent property owner by Quit Claim Deed.

All interested persons are invited to appear at the public hearing to offer any objections or comments on the proposal.

24

4

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 one consecutive weeks,

the last publication thereof being on the 14th day

of Nov., 19 90

Ted Gorman

Subscribed and sworn to before me this 14th day of

Nov., 1990

Gail Hartman

NOTARY PUBLIC
In and for Madison County

Fee $ 10.10

GAIL HARTMAN
MY COMMISSION EXPIRES
2-4-93

9

RESOLUTION 90-132
RESOLUTION APPROVING VACATION & CLOSING
OF A PORTION OF A CITY STREET AND APPROVING
THE CONVEYANCE OF REAL ESTATE

WHEREAS, the City Council has proposed the vacation and closing of that portion of 9th Street legally described as:

The west four feet of that part of Ninth Street abutting Lot 20, Block 3, Danforth's 2nd Addition to the City of Winterset, Madison County, Iowa, more particularly described as follows:

Beginning at the Northeast Corner of Lot 20, Block 3, Danforth's 2nd Addition to the City of Winterset, Madison County, Iowa; thence along the East line of said Lot 20, South 00°00'00" 110.67 feet to the Southeast Corner of said Lot 20; thence South 88°50'17" East 4.00 feet; thence North 00°00'00" 110.68 feet; thence North 89°03'35" West 4.00 feet to the point of beginning.

and,

WHEREAS, the City Council has proposed to convey title of the above described real estate by Quit Claim Deed to Peggy Finnell, the adjacent property owner, and

WHEREAS, following publication as required by state law, the City Council has conducted a public hearing on the proposal to vacate and close the street and on the proposal to convey real estate,

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Winterset, Iowa, that the following described portion of North Ninth Street be hereby declared vacated and closed:

The west four feet of that part of Ninth Street abutting Lot 20, Block 3, Danforth's 2nd Addition to the City of Winterset, Madison County, Iowa, more particularly described as follows:

Beginning at the Northeast Corner of Lot 20, Block 3, Danforth's 2nd Addition to the City of Winterset, Madison County, Iowa; thence along the East line of said Lot 20, South 00°00'00" 110.67 feet to the Southeast Corner of said Lot 20; thence South 88°50'17" East 4.00 feet; thence North 00°00'00" 110.68 feet; thence North 89°03'35" West 4.00 feet to the point of beginning.

BE IF FURTHER RESOLVED that the conveyance of title of the above described real estate to Peggy Finnell by Quit Claim Deed be hereby approved.

BE IT FURTHER RESOLVED that the Mayor and City Administrator are hereby authorized and directed to execute the Quit Claim Deed on behalf of the City.

PASSED and APPROVED this 19th day of November, 1990.

Larry J. Breeding
Larry Breeding, Mayor Protem

ATTEST:

Mark Nitchals
Mark Nitchals, City Administrator