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LISA SMITH, COUNTY RECORDER
MADISON COUNTY IOWA

Prepared by: Jerrold B. Oliver, PO BOX 230, Winterset, IA 50273 515/462-3731

✓ Return to: Tricia Gardner, City of Macksburg, PO BOX 144, Macksburg, IA 50155

AFFIDAVIT


STATE OF IOWA :
: ss
MADISON COUNTY :

I, Tricia Gardner, being first duly sworn on oath state that I am the City Clerk for the City of Macksburg, Iowa, and that this Affidavit concerns the chain of title to the following described real estate:

That portion of Eldorado Avenue from the East Line of the East Street to the North Line of Lincoln Street in the City of Macksburg, Madison County, Iowa.

I further state that the City of Macksburg sold said real estate at public auction and attached hereto are the following:

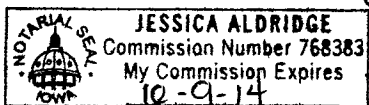
1. Exhibit "A" - Ordinance Vacating a Portion of Street Described Above
2. Exhibit "B" - Resolution Proposal to Sell Real Estate
3. Exhibit "C" - Public Notice
4. Exhibit "D" - Resolution Approving the Sale of Real Estate



Tricia Gardner

STATE OF IOWA, COUNTY OF MADISON

⁴ This instrument was acknowledged before me on this 10 day of March,
2012, by Tricia Gardner.



Jessica Aldridge

Notary Public in and for said State of Iowa

07012014

RESOLUTION - VACATION OF STREET

WHEREAS, the City of Macksburg, Iowa proposes to pass an ordinance for the vacation of that portion of Eldorado Avenue from the East Line of the East Street to the North Line of Lincoln Street in the City of Macksburg, Madison County, Iowa.

WHEREAS, the City of Macksburg, Iowa, proposes to sell real estate to Farmers Cooperative Company.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Macksburg, Iowa:

1. The City of Macksburg, Iowa, proposes to pass an ordinance vacating said portion of Eldorado Avenue from the East line of the East Street to the North line of Lincoln Street in the City of Macksburg, Madison County, Iowa.
2. The City of Macksburg, Iowa, proposes to sell the said real estate as set forth above. The consideration for said sale shall be the expenses incurred by the City of Macksburg, Iowa.
3. Hearing on said proposal to sell said vacated real estate shall be held on the 3rd day of February 2014 at 7:15 pm before the City Council.
4. Notice of such hearing shall be given by posting a notice of the hearing in three (3) public places in the city, which have been designated by ordinance as required by ordinances of the City of Macksburg, Iowa and Section 362.3 of the Code of Iowa.

Approved this 6 day of January, ~~2013~~ ²⁰¹⁴

Ruth Eivins

Ruth Eivins, Mayor of the City of Macksburg

Attest:

Tricia Gardner

Tricia Gardner, City Clerk

NOTICE OF PROPOSAL TO DISPOSE OF REAL ESTATE

Notice is hereby given that the City of Macksburg, Iowa, proposes to vacate and close the portion of that portion of Eldorado Avenue from the East Line of the East Street to the North Line of Lincoln Street in the City of Macksburg, Iowa.

Notice is further given that the City of Macksburg, Iowa, proposes to sell the real estate to Farmers Cooperative Company. The consideration for said sale shall be the expenses incurred by the City of Macksburg, Iowa.

Notice is further given that at a meeting of the City Council of the City of Macksburg, Iowa, to be held at City Hall - 7pm on the 3rd day of February, ~~2013~~, at City Hall, in Macksburg, Iowa, the City Council will act upon said proposal. 2014

CITY OF MACKSBURG, IOWA

Ruth Eivins
Ruth Eivins, Mayor

Attest:
Tricia Gardner
Tricia Gardner, City Clerk

ORDINANCE NO. 02032014

AN ORDINANCE VACATING AND CLOSING THAT PORTION OF ELDORADO AVENUE FROM THE EAST LINE OF THE EAST STREET TO THE NORTH LINE OF LINCOLN STREET IN THE CITY OF MACKSBURG, MADISON COUNTY, IOWA.

BE IT ENACTED by the City Council of the City of Macksburg, Iowa:

SECTION ONE: That portion of Eldorado Avenue from the East Line of the East Street to the North line of Lincoln Street in the City of Macksburg, Madison County, Iowa, is hereby vacated and declared vacated and closed.

SECTION TWO: All ordinances or part of ordinances in conflict herewith are hereby repealed.

SECTION THREE: This Ordinance shall be full force and in effect from and after its passage, approval and publication as provided by law.

Passed and approved this 3rd day of February, 2014.

Ruth Eivins
Ruth Eivins, Mayor

Attest:
Tricia Gardner
Tricia Gardner, City Clerk

RESOLUTION NO. 08012014

RESOLUTION CONCERNING THE SALE OF THAT PORTION OF ELDORADO AVENUE FROM THE EAST LINE OF THE EAST STREET TO THE NORTH LINE OF LINCOLN STREET IN THE CITY OF MACKSBURG, MADISON COUNTY, IOWA.

WHEREAS, on January 7, ²⁰¹⁴2013, the City Council passed a resolution proposing to vacate that portion of Eldorado Avenue from the East Line of the East Street to the North Line of Lincoln Street in the City of Macksburg, Madsion County, Iowa; and

WHEREAS, on February 3, ²⁰¹⁴2013, an Ordinance was passed by the City Council of the City of Macksburg to vacate said real estate; and

WHEREAS, a hearing on said proposal to sell the vacated alley was held on February 3, 2013, at 7:15 pm before the City Council; and

WHEREAS, a notice of such hearing was given by posting in three (3) public places as required by ordinance of the City of Macksburg and Section 362.3 of the Code of Iowa.

NOW, THEREFORE, IT BE RESOLVED by the City Council of Macksburg, Iowa; that a special warranty deed be executed by the City of Macksburg to Farmers Cooperative Company.

The consideration for said sale shall be the expenses incurred by the City of Macksburg, Iowa.

Passed and approved this 3rd day of February, ²⁰¹⁴~~2013~~

Ruth Eivins
Ruth Eivins, Mayor

Attest:
Tricia Gardner
Tricia Gardner, City Clerk