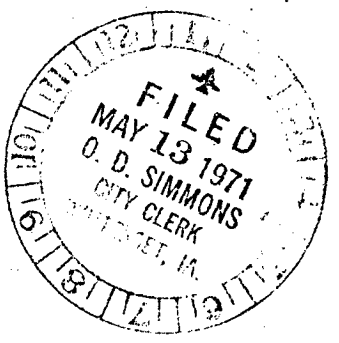
10-22-70 mp



CERTIFICATE AS TO ANNEXATION OF REAL ESTATE

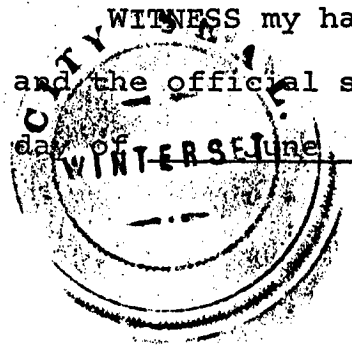
STATE OF IOWA)
MADISON COUNTY) SS:
CITY OF WINTERSET)

I, O. D. Simmons, City Clerk of the City of Winterset, Iowa, hereby certify that I am the City Clerk of the City of Winterset, Iowa, and that I was the City Clerk of said City at all times hereinafter referred to.

I further certify that on May 13, 1971, an application for annexation with plat attached was filed in the Office of the City Clerk of Winterset, Iowa, by Horton Nursing Home of Winterset, Incorporated, Jno. N. Hartley and Lois M. Hartley, a copy of which application and plat is attached hereto and marked Exhibit "A".

I further certify that on June 7, 1971 a resolution was duly passed and adopted by the City Council of said City and approved by Wayne Newton, Mayor of said City, and a true and correct copy of said resolution is attached hereto and marked Exhibit "B".

WITNESS my hand as City Clerk of the City of Winterset, Iowa, and the official seal of the City of Winterset, Iowa, this 8th day of June, 1971.



O. D. Simmons, City Clerk of the City of Winterset, Iowa.

798

FILED NO.
BOOK 44 PAGE 317

1971 JUN -8 PM 4:48

MARY E. WELTY
RECORDER
MADISON COUNTY, IOWA

See 450'
Plat 150'

IND ✓
REC. 1
PAGE ✓

DEED RECORD 44, PAGE 317

Auditor 100

FILED
MAY 13 1971
O. D. SIMMONS
CITY CLERK
WINTERSET, IA.

APPLICATION FOR ANNEXATION

TO: THE CITY COUNCIL OF THE CITY OF WINTERSET, IOWA:

The undersigned, Horton Nursing Home of Winterset, Incorporated, Jno. N. Hartley and Lois M. Hartley, hereby make application to the Council of the City of Winterset, Iowa, to annex to the City of Winterset, Iowa, the following described real estate:

Beginning at a point on the North right-of-way line of Iowa Highway No. 92 59.61 feet North of the South line of Section 36, Township 76 North Range 28 West of the 5th P.M. and 1118.55 feet westerly from the S¼ Corner of said Section 36, thence North 600.99 feet to the South Line of Honor's Acres Addition to the City of Winterset, Iowa, thence S 89°-10'-20" E 434.65 feet along said South line to the West line of Tenth Ave., thence S 0°-00'-00" 25.00 feet along said ~~south~~ west line, thence S 89°-10'-20" E 25.00 feet to the East line of the SW¼ SE¼ SW¼ of said Section 36, thence S0°-00'-00" 468.70 feet along said East line to a point 165.00 feet North of the South line of said Section, thence N 89°-24'-30" W 132.00 feet to a point 165.00 feet North of the South line of said Section 36, thence S 0°-00'-00" 106.08 feet to said North Right-of-way line, thence N 89°-31'-30" W 327.65 feet to the point of beginning,

Also that portion of the right-of-way of Iowa Highway No. 92, subject to easements for highway purposes, and subject to other easements of record, described as follows:

Beginning at a point on the South line of Section 36, Township 76 North, Range 28 West of the 5th P.M. 1118.55 feet westerly from the S¼ Corner of said Section 36, thence N 0°-00'-00" 59.61 feet, thence S 89°-31'-30" E 327.65 feet, thence S 0°-00'-00" 58.92 feet to the South line of said Section 36, thence west along said Section line 327.65 feet to the point of beginning.

which real estate adjoins the City of Winterset, Iowa, on the South of said City.

There is attached hereto, and by this reference made a part hereof, a plat of the above described real estate which shows the situation thereof with reference to the existing limits of the City of Winterset.

These petitioners further state that they are the sole owners of the above described real estate and they make application for this annexation pursuant to the provisions of Section 362.30 of the 1966 Code of Iowa.

Dated this 29th day of October, 1970.

HORTON NURSING HOME OF WINTERSET, INCORPORATED

By ✓ Donald G. Horton

Jno. N. Hartley

Lois M. Hartley

Lois M. Hartley

FILED
MAY 13 1971
D. SIMMONS
CITY CLERK

South Line
Honor's Acres Addition

S 89°-10'-20" E
434.65'

Tenth Ave

South St.

S 0°-00'-00"
25.00'

S 89°-10'-20" E
25.00'

Present City Limits.

Parcel contains
6.00 Acres

N 0°-00'-00"
600.99'

468.70'

S 0°-00'-00"

E Line
SW 1/4 SE 1/4

N 89°-24'-30" W
132.00'

S 0°-00'-00"
106.08'

Point of Beginning

60.00'

N 89°-31'-30" W
327.65'

165.00'

SW Cor
Sec 36

59.61'

R-O-W Line

Sec Line

58.92'

1118.55'
N 89°-24'-30" W

℄ Iowa Hwy. No. 92

658.90'

S 1/4 Cor
Sec 36-76-28

"X" 2.7'N of ℄

I hereby certify that this plan, specification, plat, map, survey or report was made by me or under my direct personal supervision and that I am a duly registered Professional Engineer and Land Surveyor or under the laws of the State of Iowa.

Signed _____ Date Jan 24 1972

DAVID M. HILLER, P.E., L.S. Iowa Reg. No. 3754

N

Description

Beginning at a point on the North right-of-way line of Iowa Highway No. 92 59.61 feet North of the South line of Section 36, Township 76 North, Range 28 West of the 5th P.M. and 1118.55 feet westerly from the S¼ Corner of said Section 36, thence North 600.99 feet to the South line of Honor's Acres Addition to Winterset, Iowa, thence S 89°-10'-20" E 434.65 feet along said South line to the West line of Tenth Ave., thence S 0°-00'-00" 25.00 feet along said west line, thence S 89°-10'-20" E 25.00 feet to the East line of the SW¼ SE¼ SW¼ said section, thence S 0°-00'-00" 468.70 feet along said East line to a point 165.00 feet North of the South line of said Section, thence N 89°-24'-30" W 132.00 feet to a point 165.00 feet North of the South line of said section, thence S 0°-00'-00" 106.08 feet to said North Right-of-way line, thence N 89°-31'-30" W 327.65 feet to point of beginning.

DEED RECORD 44, PAGE 319

● PINS FOUND
○ PINS SET

HORTON NURSING HOME, INC. WINTERSET, IOWA	
DAVID M. HILLER, P.E., L.S. INDIANOLA, IOWA	
DRAWN Lmf CHECKED Lmf APPROVED D.M.H.	PLAT OF SURVEY
DATE 8-21-70 SCALE 1" = 100'	DRAWING NUMBER 172.1-1

FILED NO. 796
BOOK 1 PAGE 220

1971 JUN -3 PM 4:48

MARY E. WELTY
RECORDER
MADISON COUNTY, IOWA

EXHIBIT B

RESOLUTION

WHEREAS, Horton Nursing Home of Winterset, Incorporated, Jno. N. Hartley and Lois M. Hartley have filed an application for annexation to annex the following described real estate, to-wit:

Beginning at a point on the North right-of-way line of Iowa Highway No. 92 59.61 feet North of the South line of Section 36, Township 76 North Range 28 West of the 5th P.M. and 1118.55 feet westerly from the S¼ Corner of said Section 36, thence North 600.99 feet to the South Line of Honor's Acres Addition to the City of Winterset, Iowa, thence S 89°-10'-20" E 434.65 feet along said South line to the West line of Tenth Ave., thence S 0°-00'-00" 25.00 feet along said ~~south~~ west line, thence S 89°-10'-20" E 25.00 feet to the East line of the SW¼ SE¼ SW¼ of said Section 36, thence S0°-00'-00" 468.70 feet along said East line to a point 165.00 feet North of the South line of said Section, thence N 89°-24'-30" W 132.00 feet to a point 165.00 feet North of the South line of said Section 36, thence S 0°-00'-00" 106.08 feet to said North Right-of-way line, thence N 89°-31'-30" W 327.65 feet to the point of beginning,

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Beginning at a point on the South line of Section 36, Township 76 North, Range 28 West of the 5th P.M. 1118.55 feet westerly from the S¼ Corner of said Section 36, thence N 0°-00'-00" 59.61 feet, thence S 89°-31'-30" E 327.65 feet, thence S 0°-00'-00" 58.92 feet to the South line of said Section 36, thence west along said Section line 327.65 feet to the point of beginning.

to the City of Winterset, Iowa, and

WHEREAS, said applicants are all of the owners of said tract of real estate,

NOW, THEREFORE, BE IT RESOLVED by the City Council of Winterset, Iowa, that the above described real estate shall be and become a part of the City of Winterset, Iowa.

On roll call the members of the City Council voted as follows:

Beth Flander	Absent	Kenneth Kirkpatrick	aye
D. G. Ganoe	aye	Eugene W. Madsen	aye

Approved this 1 day of June, 1970.

Wayne Newton
Mayor

Attest:

[Seal]

D D Simmons
City Clerk