



Document 2016 3105

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LISA SMITH, COUNTY RECORDER  
MADISON COUNTY IOWA

Prepared by and return to:

✓ Mark Nitchals, City Administrator  
City of Winterset  
124 W. Court Avenue  
Winterset IA 50273  
515-462-1422

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 of City of Winterset, Iowa proposing to convey real estate and setting public hearing on the proposal;
2. Notice of Hearing on Proposed Conveyance of Real Estate by City of Winterset, Iowa;
3. Resolution Approving the Conveyance of Real Estate; and,
4. The Affidavit of Publication from the Winterset Madisonian.

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 in the Winterset Madisonian in accordance with the Affidavit attached hereto.

Dated on this 18th day of October, 2016, at Winterset, Iowa.



  
\_\_\_\_\_  
Mark Nitchals  
City Administrator  
City of Winterset, Iowa

RESOLUTION 2016-121

RESOLUTION OF CITY OF WINTERSET, IOWA  
PROPOSING TO CONVEY REAL ESTATE AND  
SETTING DATE FOR PUBLIC HEARING ON THE PROPOSAL

WHEREAS, the City proposes to dispose of its interest in certain real estate legally described as:

Amended Parcel "M", a part of Parcel "K", located in the Northwest Quarter (1/4) of the Southeast Quarter (1/4) of Section Thirty One (31) Township Seventy-six (76) North, Range Twenty-seven (27) West of the 5th P.M., Madison County, Iowa, containing 38,400 square feet, as shown in Amended Plat of Survey filed in Book 2015, Page 3258 on November 2, 2015, in the Office of the Recorder of Madison County, Iowa.

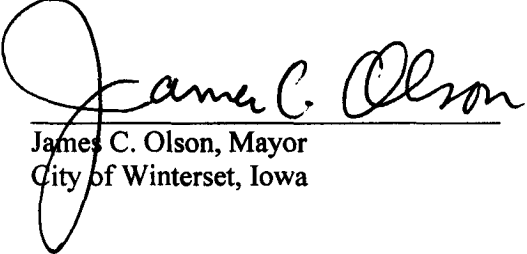
WHEREAS, the City proposes to enter into an Agreement with Agriland FS, Inc. for the exchange of real estate and other valuable consideration.

WHEREAS, Iowa Code Section 364.7 requires a public hearing be held on the proposal to convey the City's interest in real estate.


NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Winterset, Iowa that the proposal is hereby made to enter into an Agreement with Agriland FS, Inc. for the exchange of real estate and other valuable consideration.

BE IT FURTHER RESOLVED that the City Council hold a public hearing on the proposal on the 17th day of October, 2016, at 7:00 o'clock PM, at the Winterset City Hall located at 124 W. Court Avenue, Winterset, Iowa.

Passed and approved this 3rd day of October, 2016.

  
James C. Olson, Mayor  
City of Winterset, Iowa

ATTEST:

  
Mark Nitchals, City Administrator  
City of Winterset, Iowa

NOTICE OF HEARING ON PROPOSED CONVEYANCE OF REAL ESTATE

NOTICE IS HEREBY GIVEN that the City Council of the City of Winterset, Iowa will hold a public hearing on October 17, 2016, at 7:00 o'clock PM, at the City Hall, located at 124 W. Court Avenue, Winterset, Iowa, on a proposal to convey title of real estate legally described as:

Amended Parcel "M", a part of Parcel "K", located in the Northwest Quarter (1/4) of the Southeast Quarter (1/4) of Section Thirty One (31) Township Seventy-six (76) North, Range Twenty-seven (27) West of the 5th P.M., Madison County, Iowa, containing 38,400 square feet, as shown in Amended Plat of Survey filed in Book 2015, Page 3258 on November 2, 2015, in the Office of the Recorder of Madison County, Iowa.

The City proposes to enter into an Agreement with Agriland FS, Inc. for the exchange of real estate and other valuable consideration.

Any interested person may appear and be heard at the public hearing at the time, date and place described above to offer objections or comments to the City Council on the proposed conveyance of City owned real estate.

Mark Nitchals  
City Administrator  
City of Winterset, Iowa

RESOLUTION 2016-123

RESOLUTION APPROVING THE CONVEYANCE OF REAL ESTATE

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

Amended Parcel "M", a part of Parcel "K", located in the Northwest Quarter (1/4) of the Southeast Quarter (1/4) of Section Thirty One (31) Township Seventy-six (76) North, Range Twenty-seven (27) West of the 5th P.M., Madison County, Iowa, containing 38,400 square feet, as shown in Amended Plat of Survey filed in Book 2015, Page 3258 on November 2, 2015, in the Office of the Recorder of Madison County, Iowa.

WHEREAS, the City proposes to enter into an Agreement with Agriland FS, Inc. for the exchange of real estate and other valuable consideration.

WHEREAS, the City Council set October 17, 2016 as the date for a public hearing on the proposal to convey the City's interest in 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 Winterset 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.

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 Warranty Deed to Agriland FS, Inc.

Passed and approved on this 17th day of October, 2016.

  
Howard Harrell, Mayor Pro Tem  
City of Winterset, Iowa

ATTEST:

  
Mark Nitchals, City Administrator  
City of Winterset, Iowa

STATE OF IOWA  
SS  
MADISON COUNTY

AFFIDAVIT OF PUBLICATIONS

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.

**Notice of Hearing on Proposed Conveyance of Real Estate**

NOTICE IS HEREBY GIVEN that the City Council of the City of Winterset, Iowa will hold a public hearing on October 17, 2016, at 7:00 o'clock PM, at the City Hall, located at 124 W. Court Avenue, Winterset, Iowa, on a proposal to convey title of real estate legally described as:

Amended Parcel "M", a part of Parcel "K", located in the Northwest Quarter (1/4) of the Southeast Quarter (1/4) of Section Thirty One (31) Township Seventy-six (76) North, Range Twenty-seven (27) West of the 5th P.M., Madison County, Iowa, containing 38,400 square feet, as shown in Amended Plat of Survey filed in Book 2015, Page 3258 on November 2, 2015, in the Office of the Recorder of Madison County, Iowa.

The City proposes to enter into an Agreement with Agriland FS, Inc. for the exchange of real estate and other valuable consideration.

Any interested person may appear and be heard at the public hearing at the time, date and place described above to offer objections or comments to the City Council on the proposed conveyance of City owned real estate.

Mark Nitchals, City Administrator  
City of Winterset, Iowa

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for the period 1 consecutive weeks, the last publication thereof being

on the 12 day of Oct. 20 16

Ted Gorman

Subscribed and sworn to before me this

13 day of Oct 20 16

Cleota Tapken

NOTARY PUBLIC  
In and for Madison County

Fee  
\$ 10.95

