# Town Lot Deed Record, No. 39

FIDLAR & CHAMBERS CO., DAVENPORT, IOWA 52804

Town of Earlham
To
Rodger O. Cockrum

#1532

Fee $3.50

Filed for record the 24 day of November A. D. 1969 at 4:47 o'clock P.M.

Mary E. Welty, Recorder

RESOLUTION

At this time motion was made by Councilman Neil Schardein seconded by Councilman Carl Peterson the following Resolution be adopted:

RESOLUTION NO. - - -

RESOLUTION APPROVING GRANT OF RIGHT TO USE WALL OF ADJOINING OWNER AND ACCEPTING DEED FROM RODGER O. COCKRUM AND ARLENE KAY COCKRUM.

WHEREAS, Rodger O. Cockrum is the owner in fee simple of a parcel of land described as:

The South Forty (40) feet of Lot Eight (8), and the North Seventeen (17) Feet of Lot Seven (7), all in Block Ten (10) in the Original Town of Earlham, Madison County, Iowa,

and;

WHEREAS, the Town of Earlham, Iowa, is the owner in fee simple of a parcel of land described as:

The North Twenty (20) feet of Lot Eight (8), in Block Ten (10) in the Original Town of Earlham, Madison County, Iowa,

upon which the Town of Earlham has constructed the Earlham Memorial Library as now situated; and

WHEREAS, Rodger O. Cockrum proposes to erect a business building upon the parcel of land herein described as belonging to him, and that he proposes to connect and use as the north wall of his building the south wall of the Earlham Memorial Library as now located, belonging to the Town of Earlham, Iowa, which is contiguous. That in consideration for the use of said wall Rodger O. Cockrum is willing to convey to the Town of Earlham by Warranty Deed the following described real property:

The South Three (3) Feet of the North Seventeen (17) Feet of Lot Seven (7), all in Block Ten (10) in the Original Town of Earlham, Madison County, Iowa,

and,

WHEREAS, the Town of Earlham, Madison County, Iowa, is willing to accept said deed for the right to use said wall by the adjoining owner.

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Earlham, Iowa, that Rodger O. Cockrum, his heirs, assigns, and grantees are hereby granted full and free liberty, right, and authority to use the south wall of the Earlham Memorial Library as now constructed which is adjoining, abutting and contiguous with the grantee's property for the north wall of the grantee's proposed building.

BE IT FURTHER RESOLVED that in consideration thereof the Town Council of the Town of Earlham, Madison County, Iowa, does hereby approve and accept the Warranty Deed from Rodger O. Cockrum and Arlene Kay Cockrum, husband and wife, to the following described real property:

The South Three (3) Feet of the North Seventeen (17) Feet of Lot Seven (7), all in Block Ten (10) in the Original Town of Earlham, Madison County, Iowa.

BE IT FURTHER RESOLVED that Raymond S. Flinn, Mayor of the Town of Earlham, Madison County, Iowa, and John J. Moreland, Town Clerk of the Town of Earlham, Madison County, Iowa, are hereby authorized and directed to make and execute on behalf of said town the grant of right to use wall of adjoining owner and this Town Council authorizes the Town Clerk of Earlham, Madison County, Iowa, and directs him to certify to the County Recorder of Madison County, Iowa, a copy of this resolution together with a copy of the record a copy of this resolution together with a copy of the record of its adoption for filing and recording in the office of the County Recorder of Madison County, Iowa, together with the grant of right to use wall of adjoining owner and the Warranty Deed herein set forth and to do all things necessary for and on behalf of the Town of Earlham, Iowa, to complete said transaction.

FIDLAR & CHAMBERS CO., DAVENPORT, IOWA 52804

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

AYES: Neil Schardein, Carl Peterson, and Leonard Welch

NAYS: None

ABSENT OR NOT VOTING: Roger Orr and Earl Anker

Approved by me this 20th day of November A. D., 1969.

Raymond S. Flinn
RAYMOND S. FLINN, MAYOR

ATTEST: John J. Moreland
JOHN J. MORELAND, TOWN CLERK

(TOWN SEAL)

CLERK CERTIFICATE

STATE OF IOWA COUNTY OF MADISON ) SS

I, John J. Moreland, do hereby certify that Resolution No. - entitled "RESOLUTION APPROVING GRANT OF RIGHT TO USE WALL OF ADJOINING OWNER AND ACCEPTING DEED FROM RODGER O. COCKRUM AND ARLENE KAY COCKRUM" was passed by the Town Council of the Town of Earlham, Iowa, on the 20th day of November, A. D., 1969, and has been recorded in the official records of said town and in a book kept for that purpose. That said resolution is authenticated by the signature of the Mayor and the Town Clerk together with the seal of the town attached thereto.

I do further certify that I am now and was at the times herein mentioned that duly qualified and acting clerk of the Town of Earlham, Madison County, Iowa, and that as such clerk I am in charge of the records herein stated and that I have executed this certificate by full authority of said town.

Witness my official signature at Earlham, Iowa, this 22nd day of November, 1969.

(TOWN SEAL)

COMPARED

John J. Moreland
(John J. Moreland)
Town Clerk