FOR ORDINANCE PLAT See Town PLAT Book 1 - Pg. 175

FRONT

the City Council of the City of Winterset, Iowa, on July 27, 1961, establishing and designating the fire limits of the City of Winterset, Iowa.

Witness my hand and the Seal of the City of Winterset, Iowa, this 28th day of July, 1961.

(CITY OF WINTERSET SEAL) O. D. Simmons City Clerk of the City of Winterset, Iowa.

ORDINANCE NO. 147

AN ORDINANCE relating to fire limits in the City of Winterset, Iowa, repealing Sections 2 and 3 of Ordinance No. 106 of the City of Winterset, Iowa eliminating Lots 1, 2, 3 and 4 of Block 32 of the Original Town plat of the City of Winterset, Iowa, from the territory within such fire limits, and defining the territory within the fire limits in the City of Winterset, Iowa, to which regulations fixed by Ordinance shall be applicable.

SECTION 1. That Sections 2 and 3 of Ordinance No. 106 of the City of Winterset, Iowa, be and are hereby repealed so as to eliminate Lots 1, 2, 3 and 4 of Block 32 in the Original Town Plat of the City of Winterset, Iowa, from the territory within the fire limits of the City of Winterset, Iowa, and that the provisions hereinafter set out be enacted in lieu thereof.

SECTION 2. That all of the territory included in the following described blocks and parts of blocks in the City of Winterset, Iowa, towit: All of Blocks 3, 4, 10, 11, 12, 16, 17, 18, 23, 24, 25 and 26, and Lots 3, 4, 5, and 6 of Block 2, and Lots 5, 6, 7 and 8 of Block 13, and Lots 1, 2, 7 and 8 of Block 19, and Lots 1, 2, 7 and 8 of Block 22, and Lots 1 and 2 of Block 33, and Lots 1, 2, 3 and 4 of Block 31, and Lots 1, 2, 3 and 4 of Block 30, and Lots 3 and 4 of Block 29, all in the Original Town Plat of the City of Winterset, Iowa, shall be within the fire limits of said City, and all of said territory is hereby established and designated as being within the fire limits of the City of Winterset, Iowa.

SECTION 3. That the provisions of Sections 4 and 5 of Ordinance No. 64 of the City of Winterset, Iowa, shall apply to said territory as fixed by Section 2 of this Ordinance.

SECTION 4. That all ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 5. That this ordinance shall be in full force and effect from and after its passage and publication as provided by law.

Passed and approved the 27th day of July, 1961.

(CITY OF WINTERSET SEAL) Wayne Newton Mayor of the City of Winterset, Iowa.

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

COMPARED

Gene R. Hardy To The Public

#3203

Fee $1.50 √JS

Filed for record the 31 day of July A. D. 1961 at 3:00 o'clock P. M.
Mary E. Welty, Recorder
Shirley G. Henry, Deputy

AFFIDAVIT

STATE OF IOWA MADISON COUNTY) SS

I, Gene R. Hardy being first duly sworn, on oath depose and state that I am a duly licensed and accredited professional engineer and land surveyor. That on the 29 day of July, 1961, I conducted a survey and measurement along and upon certain lands heretofore having been described as follows:

> All that part of the Southeast Quarter of the Northeast Quarter of Section Twenty-three (23), Township Seventy-five (75) North, Range Twenty-six (26) West of the Fifth P. M., Madison County, Iowa, which lies South of the Des Moines, Osceola and Southern Railroad except a block of eight (8) lots in the Northeast corner of the above described tract of land.

That I made an exact measurement and survey of a certain partition fence situated and existing upon the Southeast Quarter of the Northeast Quarter of Section Twenty-three (23), Township Seventy-five (75) North, Range Twenty-six (26) West of Fifth P. M., Madison County, Iowa, being the Eastern- and Southern- most partition fence situated upon said tract of

land. That an exact description of the location of said partition fence is as follows:

Commencing at the Southeast corner of the Southeast Quarter of the Northeast Quarter of Section 23, Township 75 North, Range 26 West of the Fifth P. M., Madison County, Iowa, thence S. 85°24' W. 1272.5 feet to said partition fence, thence North 247.0 feet, thence Northeasterly 1234.5 feet along a 818.57 feet radius curve concave southeasterly, thence N. 85°24' East. 186.8 feet to a point where said fence intersects the West Line of the addition of 1888 to the Town of St. Charles, Iowa, said point being 361.5 feet West of the East line of said Section 23.

That I have read the foregoing affidavit, know the contents thereof and state that the statements and allegations therein contained are true and correct as I verily believe.

Gene R. Hardy
Gene R. Hardy

Subscribed and sworn to before me this 29 day of July A.D. 1961.

NOTARIAL SEAL

Gordon K. Darling Notary Public in and for said County.

Garry D. Black To The Public

#3204

Fee $2.50 VJS

Filed for record the 31 day of July A. D. 1961 at 3:03 o'clock P. M.
Mary E. Welty, Recorder
Shirley G. Henry, Deputy

AFFIDAVIT

STATE OF IOWA MADISON COUNTY) SS

I, Garry D. Black, being first duly sworn on oath depose and state that I am well and fully acquainted with the real estate hereinafter described and the ownership thereof, including the ownership of said real estate for a period of time in excess of twenty years That I am one of the sons and heirs-at-law of J. R. Black. That I am well and fully acquainted with the use, occupancy and boundaries of the real estate hereinafter described and its location with respect to the former right of way of the Des Moines, Osceola and Southern Railroad.

That said real estate has been heretofore described as follows, to-wit:

All that part of the Southeast Quarter of the Northeast Quarter of Section Twenty-three (23), Township Seventy-five (75) North, Range Twenty-six (26) West of the Fifth P. M., Madison County, Iowa, which lies South of the Des Moines, Osceola and Southern Railroad except a block of eight (8) lots in the Northeast corner of the above described tract of land.

That the partition fence along the western edge of said real estate is described as follows:

Commencing at the Southeast corner of the Southeast Quarter of the Northeast Quarter of Section 23, Township 75 North, Range 26 West of the Fifth P.M., Madison County, Iowa, thence S. 85°24' W. 1272.5 feet to said partition fence, thence North 247.0 feet, thence Northeasterly 1234.5 feet along a 818.57 feet radius curve concave southeasterly, thence N. 85°24' East 186.8 feet to a point where said fence intersects the West line of the addition of 1888 to the Town of St. Charles, Iowa, said point being 361.5 feet West of the East line of said Section 23.

That the line last hereinbefore described is identical with the eastern edge of the railroad right-of-way of the Des Moines, Osceola and Southern Railroad as it heretofore existed. That said line constitutes the West boundary of the real estate hereinbefore described and owned by J. R. Black and constitutes the East boundary of said railroad right-of-way.

That I know of my own personal knowledge that wherever in the record chain of title to said real estate it is described and referred to as hereinbefore set out, said real estate is identical in extent and location with the following description, to-wit:

All that part of the Southeast Quarter of the Northeast Quarter of Section Twenty-three (23), Township Seventy-five (75) North, Range Twenty-six (26) West of the Fifth P. M., Madison County, Iowa, which lies South and East of a line described as follows, except a block of eight (8) lots in the Northeast corner of said tract:

Commencing at the Southeast corner of the Southeast Quarter of the Northeast Quarter of Section 23, Township 75 North, Range 26, West of the Fifth P. M., Madison County, Iowa, thence S. 85°24' W. 1272.5 feet to said partition fence,