

Prepared by Andrew Fangman, 215 Sycamore Street, Muscatine, Iowa 52761, 563.262.4141

**RESOLUTION NO.**

**RESOLUTION APPROVING AN EXECUTED DEED**

**WHEREAS**, a Resolution was adopted by the City Council of Muscatine, Iowa, on December 4, 2014 approving the sale of certain real property to Daufeldt Transport Inc.; and

**WHEREAS**, the Resolution requires the City to execute and deliver a deed to the buyer; and

**WHEREAS**, the Mayor and city Clerk have duly executed such a deed pursuant to the Resolution;

**IT IS THEREFORE RESOLVED, BY THE CITY COUNCIL FOR THE CITY OF MUSCATINE**, that the executed deed, a copy of which is attached to the prior Resolution, is approved in accordance with Iowa Code Section 569.7.

**PASSED, APPROVED, AND ADOPTED** this 4<sup>th</sup> day of December, 2014.

**CITY COUNCIL OF THE CITY OF  
MUSCATINE, IOWA**

(SEAL)

\_\_\_\_\_  
DeWayne Hopkins, Mayor

**ATTEST:**

\_\_\_\_\_  
Gregg Mandsager, City Clerk

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Tax Statement Address: Daufeldt Transport Inc. - 618 Clay Street, Muscatine, Iowa 52761

## **EXHIBIT A**

### **DEED**

The City of Muscatine, Iowa, a municipal corporation situated in Muscatine County, Iowa, for valuable consideration, transfers and conveys to Daufeldt Transport Inc., 618 Clay in the City of Muscatine, Muscatine County, Iowa, all rights, title, and interest in the following real property in the City of Muscatine, Iowa:

**A TRACT OF LAND LOCATED IN THE SOUTHWEST QUARTER OF SECTION 25, TOWNSHIP 77 NORTH, RANGE 2 WEST OF THE 5TH P.M., A PART OF BLOCK 48 OF PARK PLACE ADDITION TO THE CITY OF MUSCATINE, IOWA, DESCRIBED AS FOLLOWS:**

**COMMENCING AT THE WEST QUARTER CORNER OF SAID SECTION 25; THENCE SOUTH 00° 32' 35" WEST 623.54 FEET TO THE NORTH LINE OF CLAY STREET, THENCE NORTH 74° 26' 39" EAST 67.00 FEET ON THE NORTHERLY LINE OF CLAY STREET TO THE POINT OF BEGINNING; THENCE NORTH 00° 32' 35" EAST 209.28 FEET TO THE SOUTHERLY LINE OF PLATTED JOHNSON STREET; THENCE SOUTH 88° 44' 51" EAST 310.51 FEET ON THE SOUTH LINE OF SAID PLATTED STREET TO THE WESTERLY LINE OF GOBBLE STREET; THENCE SOUTH 00° 30' 59" WEST 115.92 FEET ON THE WESTERLY LINE OF GOBBLE STREET TO THE NORTHERLY LINE OF CLAY STREET, THENCE SOUTH 74° 26' 39" WEST 323.15 FEET ON THE NORTHERLY LINE OF CLAY STREET TO THE POINT OF BEGINNING SAID TRACT CONTAINS 1.16 ACRES.**

Exempt from transfer tax per Iowa Code Section 428A.2 (6).

The City covenants with the grantees, its successors and assigns, to warrant and defend the real property against the lawful claims of all persons claiming by, through, or under the City.

IN WITNESS WHEREOF, the City of Muscatine, Iowa has caused this instrument to be executed in its corporate name by its Mayor and City Clerk and its seal to be affixed on December 4, 2014.

CITY OF MUSCATINE, IOWA

(SEAL)

\_\_\_\_\_  
DeWayne Hopkins, Mayor

ATTEST:

\_\_\_\_\_  
Gregg Mandsager, City Clerk

STATE OF IOWA, MUSCATINE COUNTY, ss:

On this 4<sup>th</sup> day of December, before me Fran Donelson, a Notary Public in and for the State of Iowa, personally appeared DeWayne Hopkins and Gregg Mandsager, to me personally known, and, who, being by me duly sworn, did say that they are the Mayor and City Clerk, respectively, of the City of Muscatine, Iowa; and that the seal affixed to the foregoing instrument is the corporate seal of the corporation, and that the instrument was signed and sealed on behalf of the corporation, by authority of its City Council under Roll Call No. \_\_\_\_\_ of the City Council on the 4<sup>th</sup> day of December, 2014, and that DeWayne Hopkins and Gregg Mandsager acknowledged the execution of the instrument to be their voluntary act and deed and the voluntary act and deed of the corporation, by it voluntarily executed.

\_\_\_\_\_  
Notary Public in and for the State of Iowa

**CERTIFICATE**

I, Nancy Lueck, Director of Finance for the City of Muscatine, Iowa, certify that the attached hereto are true copies of the following:

1. Resolution No. \_\_\_\_\_ authorizing the disposal of said certain real estate (704 Clay St);
2. Resolution No. \_\_\_\_\_ setting a public hearing on and concerning a proposed sale of city real property (704 Clay St);
3. Affidavit of Published notice concerning the public hearing upon the vacation on the sale and transfer of public property within the city of Muscatine, Iowa (704 Clay St)
4. Resolution No. \_\_\_\_\_ authorizing the sale of City property to Daufeldt Transport Inc.
5. Resolution No. \_\_\_\_\_ approving the executed deed.
6. Warranty Deed (original).

All related to the sale of the real estate described in those documents, and that all were duly adopted and approved by the City Council for the City of Muscatine, Iowa, and the originals are on file in the City Hall, for the City of Muscatine, Iowa.

\_\_\_\_\_  
Nancy Lueck, Director of Finance

Subscribed and sworn to before me, the undersigned, Notary Public by Nancy Lueck, on this the \_\_\_\_ day of December 2014.

\_\_\_\_\_  
Notary Public in and for the State of Iowa