

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 October 4, 2012 approving the sale of certain real property to Sal LoBianco; 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 4th day of October, 2012.

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

(SEAL)

DeWayne Hopkins, Mayor

ATTEST:

Gregg Mandsager, City Clerk

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

Tax Statement Address: Sal LoBianco -- 1815 Cedar 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 Sal LoBianco, 1815 Cedar Street 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 PARCEL OF LAND BEING A 10' WIDE WALK LOCATED IN HAHN'S ADDITION TO THE CITY OF MUSCATINE, IN MUSCATINE COUNTY, IOWA.

BEGINNING AT THE SOUTHWEST CORNER OF LOT 1, BLOCK 1 OF HAHN'S ADDITION; THENCE SOUTH 73°47'19" EAST 139.72 FEET ALONG THE SOUTH LINE OF LOT 1 TO THE WESTERLY RIGHT OF WAY OF MYRTLE LANE; THENCE SOUTH 160°19'50" WEST 9.71 FEET ALONG SAID RIGHT OF WAY TO THE SOUTH LINE OF HAHN'S ADDITION; THENCE NORTH 73°47'19" WEST 139.70 FEET ALONG THE SOUTH LINE OF HAHN'S ADDITION TO THE WEST LINE OF HAHN'S ADDITION; THENCE NORTH 160°12'31" EAST 9.71 FEET ALONG SAID WEST LINE TO THE POINT OF BEGINNING. PARCEL "BB" CONTAINS 0.031 ACRES AND IS SUBJECT TO EASEMENTS OF RECORD.

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 October 4, 2012.

CITY OF MUSCATINE, IOWA

(SEAL)

DeWayne Hopkins, Mayor

ATTEST:

Gregg Mandsager, City Clerk

STATE OF IOWA, MUSCATINE COUNTY, ss:

On this 4th day of October, before me _____, a Notary Public in and for the State of Iowa, personally appeared DeWayne M. 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 4th of October, 2012, 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. Ordinance No. _____ vacating a parcel of land being 10' wide walk located In Hahn's Addition to the City of Muscatine, in Muscatine County, Iowa.
2. Resolution No. _____ setting a time and place of a public hearing upon the vacation and sale of a parcel of land being 10' wide walk located In Hahn's Addition to the City of Muscatine, in Muscatine County, Iowa.
3. Affidavit of Published notice concerning the public hearing upon the vacation and transfer of City real estate.
4. Affidavit of published Ordinance No. _____.
5. Resolution No. _____ authorizing the sale of City property to Sal LoBianco
6. Resolution No. _____ approving the executed deed.
7. 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 October 2012.

Notary Public in and for the
State of Iowa