

Town Lot Deed Record, No. 32

City of Winterset	#1209	Filed for record the 10 day of March
By Clerk To		A. D. 1948 at 1:45 o'clock P. M.
Clarence Longenecker et al	Fee \$1.50 ↗	Wilma M. Wade, Recorder

CERTIFICATE

Concerning resolutions of the City Council of Winterset, Iowa, covering the sale of real estate by the City of Winterset, Iowa, to Clarence Longenecker and Caroline Longenecker. State of Iowa County of Madison City of Winterset) ss

I, O. D. Simmons, City Clerk of the City of Winterset, Iowa, hereby certify and state that on the 1st day of March, 1948, at a regular, duly organized meeting of the City Council of the City of Winterset, Iowa, with all the members of said City Council present, to-wit: Ray E. Fowler, George Abrahams, W. C. Krabiel and Dale E. Hylton, and with John K. Sawyer, Mayor of said City present as presiding officer, and with the undersigned O. D. Simmons present as City Clerk of said City, the resolution concerning sale of real estate, a copy of which is hereinafter set out, was duly passed and adopted on said 1st day of March, 1948, and was approved by said Mayor, and that the following is a true and correct copy of the record of the adoption of said resolution, with a copy of said resolution set out, to-wit:

A motion was made by Councilman Hylton and seconded by Councilman Krabiel that the following resolution be adopted:

RESOLUTION (Sale of Lot - Longenecker)

WHEREAS, on June 30, 1947, the City of Winterset, Iowa, accepted a bid of Clarence Longenecker in the amount of \$1250.00 for that part of the South 82 feet of Lot 5, Block 12, Original Town Plat of Winterset, Iowa, lying North of the building officially designated as the Municipal Light and Power Building, and commonly known as the City Hall Building, which parcel of real estate is more particularly described as the North 16.7 feet of the West 26.7 feet of the South Eighty-two (82) feet of Lot Five (5), Block Twelve (12), Original Town Plat of Winterset, Iowa, reserving to the grantor, its successors and assigns, the right to maintain the cornice, or eaves, attached to and part of said City building and projecting over and above the said tract described hereinbefore, and repair, replace or renew the same; and the grantor grants to the grantees, their heirs, successors and assigns, right to joint use, with the grantor, its successors and assigns, of the north wall of the said City building referred to hereinbefore; and conveyance of the same should now be made, in consideration of the payment of the purchase price, and

WHEREAS, said Clarence Longenecker requests that deed for said premises be made to Clarence Longenecker and Caroline Longenecker, as joint tenants, with right of survivorship, and not as tenants in common, said Caroline Longenecker being the wife of said Clarence Longenecker;

Town Lot Deed Record, No. 32

NOW THEREFORE BE IT RESOLVED by the City Council of Winterset, Iowa:

That the City of Winterset, Iowa, convey said real estate to Clarence Longenecker and Caroline Longenecker, as joint tenants, with right of survivorship, and not as tenants in common, by warranty deed for said purchase price, and that John K. Sawyer, Mayor of the City of Winterset, Iowa, and O. D. Simmons, City Clerk of the City of Winterset, Iowa, be and they are hereby authorized and directed to make and execute on behalf of the City of Winterset, Iowa, warranty deed conveying said real estate to said grantees as aforesaid, and place the seal of the City of Winterset, Iowa, thereon, and that the deed which has this day been made and executed by said Mayor and City Clerk on behalf of the City of Winterset, Iowa, be and the same is hereby approved, and that, in consideration of the payment of the said purchase price, said Mayor and City Clerk are authorized and directed to deliver said deed on behalf of the City of Winterset, Iowa, and that this City Council hereby corrects a prior resolution of this City Council adopted August 4, 1947, and a prior resolution of this City Council adopted on August 11, 1947, with reference to said tract, in both of which it is indicated that said tract is 17 feet by 26 feet, whereas, said tract is now correctly referred to by a description which shows it is 16.7 feet by 26.7 feet, and that the City Clerk of Winterset, Iowa, is authorized and directed to certify to the County Recorder of Madison County, Iowa, a copy of this resolution, with a copy of the record of its adoption, for filing and recording in the office of the County Recorder of Madison County, Iowa, and that revenue stamps for said deed be furnished at the expense of the City of Winterset, Iowa.

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

Ray E. Fowler	yes	W. C. Krabiel	yes
George Abrahams	yes	Dale E. Hylton	yes

Approved by me this 1st day of March, 1948

(Signed) Attest: John K. Sawyer, Mayor
of the City of Winterset, Iowa
O.D. Simmons, City Clerk of the City
of Winterset, Iowa

I further certify and state that on the 1st day of March, 1948, at a regular, duly organized meeting of the City Council of the City of Winterset, Iowa, with all the members of said City Council present, to-wit: Ray E. Fowler, George Abrahams, W. C. Krabiel and Dale E. Hylton, and with John K. Sawyer, Mayor or said City present as presiding officer, and with the undersigned O. D. Simmons present as City Clerk of said City, the resolution concerning connections for utilities for real estate sold by said City to Clarence Longenecker and Caroline Longenecker, a copy of which is hereinafter set out, was duly passed and adopted on the 1st day of March, 1948, and was approved by said Mayor, and that the following is a true and correct copy of the record of the adoption of said resolution, with a copy of said resolution set out, to-wit:

A motion was made by Councilman Abrahams and seconded by Councilman Fowler that the following resolution be adopted:

RESOLUTION (Longenecker-Joint use of Utility Services)

Whereas, the City of Winterset, Iowa, has sold to Clarence Longenecker and Caroline Longenecker, as joint tenants, with right of survivorship, and not as tenants in common, the real estate lying north of the building officially designated as the Municipal Light and Power Building, in the City of Winterset, Iowa, and commonly known as the City Hall Building, more particularly described as the North 16.7 feet of the West 26.7 feet of the South 82 feet of Lot 5, Block 12, Original Town Plat of Winterset, Iowa, and the right should be granted to them to make connections at their own expense, with the sewer line, electric current line, water line and with the gas line, as they now serve the said building known as the City Hall Building,

Now, Therefore, Be it Resolved by the City Council of Winterset, Iowa:

That the right is granted to said Clarence Longenecker and Caroline Longenecker, grantees

Town Lot Deed Record, No. ~~31~~ 32

as aforesaid, to make connections at their own expense, with the sewer line, and with the electric current line, and with the water line, and with the gas line, as the same now serve said building, and to maintain such connections, but this right of making any such connections and the right of maintaining any such connections, is granted only as a personal right to said grantees, and such right shall not extend to any successor in interest of said grantees, or either of them, and shall cease with the termination of the rights of said grantees in said premises; and the City Clerk is authorized and directed to certify to the County Recorder of Madison County, Iowa, a copy of this resolution and a copy of the record of its adoption, for record in the office of said County Recorder; and this resolution supersedes a prior resolution of this City Council adopted on August 11, 1947, in which the details of the description of the real estate involved differed from the description set out in this resolution, and the description in this resolution being the description which should be used and which is approved by this City Council.

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

Ray E. Fowler	yes	W. C. Krabiel	yes
George Abrahams	yes	Dale E. Hylton	yes

Approved by me this 1st day of March, 1948:

(Signed) John K. Sawyer, Mayor
of the City of Winterset, Iowa
(Signed) Attest: O. D. Simmons, City Clerk
of the City of Winterset, Iowa

In testimony whereof, I have hereunto set my hand as City Clerk of the City of Winterset, Iowa, and have affixed the seal of the City of Winterset, Iowa, this 1st day of March, 1948.

(Winterset City Seal)

COMPARED

O D Simmons, City Clerk,
Winterset, Iowa