

**RESOLUTION NO. 2021-0043**

**A Resolution Declaring Certain Described Real Estate as Surplus and Authoring the Execution of a Quit Claim Deed to Said Described Real Estate to Bonnie L. Zimmerman**

**WHEREAS**, as Resolution was adopted by the City Council of Muscatine, Iowa, on February 4, 2021, concerning the proposed sale of all the City's rights, title, and interest in and to the real property described in the copy of the Deed "Exhibit A" to this Resolution and incorporated by reference; and

**WHEREAS**, due notice of said proposal to convey said real property convey to adjoining property owners was given as provided for by law, setting forth the time and place for hearing on said proposal; and

**WHEREAS**, the Resolution provided for a public hearing on the proposed sale of real property, and such public hearing has been held; and

**WHEREAS**, in accordance with said notice, those interested in said proposed conveyance, both for and against, have been given an opportunity to be heard with respect thereto and have presented their views to the City Council of the City of Muscatine, Iowa at public hearing held on February 4, 2021; and

**WHEREAS**, the City Council of Muscatine, does hereby declare to be surplus and it to be in the best interest of the public to dispose of the described real estate, in Muscatine, Iowa,

**WHEREAS**, the City of Muscatine, Iowa on February 4, 2021 approved sale between the City of Muscatine and Bonnie L Zimmerman for \$250.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MUSCATINE, IOWA, as follows:**

1. The City of Muscatine, Iowa, will sell and convey its rights, title, and interest in and to the real property described in the copy of the deed attached to this Resolution marked "Exhibit A" to Bonnie L Zimmerman
2. The deed will be delivered upon receipt of \$250.
3. The deed will be in the name of the City of Muscatine, Iowa; will be signed by the Mayor and attested by the City Clerk; and will be in substantially the same form as the copy of the deed attached as "Exhibit A" to this Resolution.
4. Any Resolution or part thereof in conflict or inconsistent with this Resolution is repealed.

**PASSED, APPROVED AND ADOPTED this 4<sup>th</sup> day of February, 2021.**

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

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**Diana L. Broderson, Mayor**

**Attest:**

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**Carol Webb, City Clerk**

Exhibit A

Prepared by: April Limburg, 215 Sycamore Street, Muscatine, IA 52761; 563.262.4141  
Return and Tax Statement to: Bonnie Zimmerman, 2402 Isett Ave, Muscatine IA 52761-0071

**WARRANTY DEED**

The City of Muscatine, Iowa, a municipal corporation situated in Muscatine County, Iowa, for valuable consideration, transfers and conveys Bonnie L. Zimmerman all its right, title, and interest in the following real property in Muscatine County, Iowa:

**A parcel of land located in the Se1/4 SE1/4 of Section 23, T77N, R2W of the 5<sup>th</sup> P.M., Muscatine County, Iowa. Commencing at the Southeast Corner of said Section 23; thence N89°27' 1/2"W, 458.5 feet along the south line of the SE1/4 of said Section 23 to the presently established westerly right of way line of Isett Road; thence N06°43' 1/2"E, 125.4 feet along said right of way line of the Point of Beginning; thence continuing N06°43' 1/2"E, 43.6 feet along said right of way line; thence N20°15' 1/2"W, 252.0 feet along said right of way line to the southerly line of a certain tract of land described in Book 279, Page 507, in the office of the Muscatine County Recorder; thence N88°54' 1/2"W, 8.6 feet along said southerly line; thence S12°24' 1/4"E, 240.5 feet; thence S35°07' 1/2"E, 55.0 feet thence N89°53'E, 7.4 feet to the Point of Beginning; containing 0.17 acres, more or less.**

**Note: The south line of the SE1/4 of said Section 23 is assumed to bear N89°27' 1/2"W.**

*Exempt from transfer tax per Iowa Code Section 428A.2(21).*

The City covenants with the grantee, 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 Administrator and its seal to be affixed on February 4, 2021.

CITY OF MUSCATINE, IOWA

(CITY SEAL)

By \_\_\_\_\_  
Diana L. Broderson  
Mayor

ATTEST:

\_\_\_\_\_  
Carol Webb  
City Clerk

Exhibit A

STATE OF IOWA, MUSCATINE COUNTY, ss.

This instrument was acknowledged before me on \_\_\_\_\_, 2021, by Diana L. Broderson and Carol Webb as Mayor and City Clerk, respectively, of the City of Muscatine, Iowa.

\_\_\_\_\_  
Cinda Hilger, Notary Public in and for the State of Iowa