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ORIGINAL

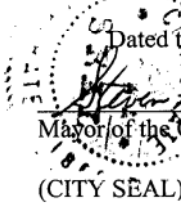
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OCT 27 2003  
TIME 3:21 P M. FEE \$141.00 chg  
LINDA FORT  
HUMBOLDT CO. RECORDER

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CERTIFICATION TO COUNTY RECORDER

We hereby certify that attached hereto is a true and correct copy of the Northside Urban Renewal Industrial Park Urban Renewal Plan, as amended, and the Resolution adopting same for the Northside Urban Renewal Industrial Park Urban Renewal Plan Area, of the City of Humboldt, Iowa, the original of which is on file in the records of the undersigned City Clerk.

Dated this 20th day of October, 2003.  
 Steven N. Samuels  
Mayor of the City of Humboldt, Iowa  
(City Seal)

Lorie L. Bennett  
Clerk of the City of Humboldt, Iowa

STATE OF IOWA )  
) SS:  
COUNTY OF HUMBOLDT )

ACKNOWLEDGMENT

On this 20<sup>th</sup> day of October, 2003, before me, Gloria Christensen, a Notary Public in and for the State of Iowa, personally appeared Steven N Samuels and Lorie L Bennett, 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 Humboldt, Iowa; that the seal affixed to the foregoing instrument is the official seal of the City, and that the instrument was signed and sealed on behalf of the City, by authority of its City Council, as contained in Ordinance No. 2003-09 passed (the Resolution adopted) by the City Council under Roll Call No. 2003-09 of the City Council on the 20<sup>th</sup> day of October, 2003, and that Steven N Samuels and Lorie L Bennett acknowledged the execution of the instrument to be their voluntary act and deed and the voluntary act and deed of the City, by it voluntarily executed.



Gloria Christensen  
Notary Public in and for said County and State

(Seal)

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COUNTY RECORDER'S CERTIFICATE

I, Linda Fort, County Recorder of Humboldt County, Iowa, hereby certify that on the 27<sup>th</sup> day of October, 2003, there was filed in my office a true and correct copy of the Northside Urban Renewal Industrial Park Urban Renewal Plan of the City of Humboldt, Iowa, approved by the City Council on the 20<sup>th</sup> day of October, 2003, all duly certified upon the form attached above, for recording and the same is recorded in Book Misc. 21 at Page 139 of the records in my office.



(Recorder's Seal)

(COUNTY SEAL)

Linda Fort  
County Recorder of Humboldt County, Iowa

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ORIGINAL

ORDINANCE NO. 2003-09

AN ORDINANCE AMENDING ORDINANCE NOS. 514, 97-09 AND 2000-07, PROVIDING THAT GENERAL PROPERTY TAXES LEVIED AND COLLECTED EACH YEAR ON ALL PROPERTY LOCATED WITHIN THE AMENDED NORTHSIDE URBAN RENEWAL INDUSTRIAL PARK URBAN RENEWAL AREA OF THE CITY OF HUMBOLDT, COUNTY OF HUMBOLDT, STATE OF IOWA, BY AND FOR THE BENEFIT OF THE STATE OF IOWA, CITY OF HUMBOLDT, COUNTY OF HUMBOLDT, HUMBOLDT COMMUNITY SCHOOL DISTRICT, AND OTHER TAXING DISTRICTS, BE PAID TO A SPECIAL FUND FOR PAYMENT OF PRINCIPAL AND INTEREST ON LOANS, MONIES ADVANCED TO AND INDEBTEDNESS, INCLUDING BONDS ISSUED OR TO BE ISSUED, INCURRED BY SAID CITY IN CONNECTION WITH THE AMENDED NORTHSIDE URBAN RENEWAL INDUSTRIAL PARK URBAN RENEWAL REDEVELOPMENT PROJECT

WHEREAS, the City Council of the City of Humboldt, Iowa has heretofore, in Ordinance Nos. 514, 97-09 and 2000-07, provided for the division of taxes within the Northside Urban Renewal Industrial Park Urban Renewal Project Area, pursuant to Section 403.19 of the Code of Iowa; and

WHEREAS, additional territory now has been added to the Northside Urban Renewal Industrial Park Urban Renewal Project Area; and

WHEREAS, indebtedness has been incurred by the City, and additional indebtedness is anticipated to be incurred in the future, to finance urban renewal project activities within the amended Northside Urban Renewal Industrial Park Urban Renewal Project Area, and the continuing needs of redevelopment within the amended Northside Urban Renewal Industrial Park Urban Renewal Project Area are such as to require the continued application of the incremental tax resources of the amended Northside Urban Renewal Industrial Park Urban Renewal Project Area; and

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WHEREAS, the following enactment is necessary to accomplish the objectives described in the premises.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HUMBOLDT, IOWA, THAT:

Ordinance Numbers 514, 97-09 and 2000-07 are hereby amended to read as follows:

Section 1: For purposes of this Ordinance, the following terms shall have the following meanings:

(a) Original Project Area shall mean that portion of the City of Humboldt, Iowa described in the Urban Renewal Plan for the Northside Urban Renewal Industrial Park Urban Renewal Area approved by Resolution No. 871005A on October 5, 1987, and Resolution No. 97-34 on December 15, 1997, which Original and Amendment No. 1 Project Area includes the lots and parcels located within the area legally described as follows:

BEGINNING AT THE INTERSECTION OF IOWA HIGHWAY 3 AND THE EAST CORPORATE LIMITS OF THE CITY OF HUMBOLDT; THENCE WEST ALONG HIGHWAY 3 TO THE WEST LINE OF THE FORMER CHICAGO AND NORTHWESTERN RAILROAD (NOW THREE RIVERS TRAIL); THENCE NORTHWESTERLY ALONG THE SAID FORMER RAILROAD TO ITS INTERSECTION WITH THE EAST LINE OF 7TH STREET; THENCE SOUTHERLY ALONG THE SAID EAST LINE OF 7TH STREET TO A POINT INTERSECTED BY THE CENTERLINE OF 12TH AVENUE NORTH EXTENDED; THENCE WEST ALONG THE SAID CENTERLINE OF 12TH AVENUE NORTH EXTENDED TO ITS INTERSECTION WITH THE CENTERLINE OF 15TH STREET NORTH; THENCE NORTH ALONG THE SAID CENTERLINE OF 15TH STREET NORTH TO ITS INTERSECTION WITH THE NORTH LINE OF THE SOUTH ONE HALF OF THE NORTH ONE HALF OF THE SOUTHEAST QUARTER OF SECTION 35-92-29; THENCE WEST ALONG THE SAID NORTH LINE TO A POINT ON THE CENTERLINE OF 19TH STREET NORTH; THENCE SOUTH ALONG THE SAID CENTERLINE OF 19TH STREET NORTH TO THE INTERSECTION WITH THE CENTERLINE OF IOWA HIGHWAY 3; THENCE WEST ALONG THE SAID CENTERLINE OF IOWA HIGHWAY 3 TO ITS INTERSECTION WITH

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THE WEST LINE OF THE EAST ONE HALF OF THE SOUTHWEST QUARTER OF SECTION 35-92-29; THENCE NORTH ALONG THE SAID WEST LINE TO THE NORTHWEST CORNER OF THE NORTHWEST INDUSTRIAL PARK PHASE 1; THENCE EAST ALONG THE NORTH LINE OF THE INDUSTRIAL PARK PHASE 1 TO THE NORTHEAST CORNER OF THE SAID INDUSTRIAL PARK ALSO BEING THE SOUTHWEST CORNER OF NORTHEAST QUARTER OF SECTION 35-92-29; THENCE NORTH ALONG THE WEST LINE OF THE SAID NORTHEAST QUARTER TO THE NORTHWEST CORNER; THENCE EAST ALONG THE NORTH LINE OF THE NORTHEAST QUARTER TO THE NORTHEAST CORNER OF THE SAID NORTHEAST QUARTER ALSO BEING THE NORTHWEST CORNER OF THE NORTHWEST QUARTER OF SECTION 36-92-29; THENCE CONTINUING EAST ALONG THE NORTH LINE OF THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER TO THE NORTHEAST CORNER OF THE SAID NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 36; THENCE SOUTH ALONG THE EAST LINE OF NORTHWEST AND SOUTHWEST QUARTERS OF THE NORTHWEST QUARTER TO THE SOUTHEAST CORNER OF THE SAID SOUTHWEST QUARTER OF THE NORTHWEST QUARTER SAID CORNER BEING ON THE CENTERLINE OF 16TH AVENUE NORTH; THENCE EAST ALONG THE NORTH LINE OF THE SOUTH ONE HALF OF SECTION 36 TO THE NORTHEAST CORNER OF SAID SOUTH HALF OF SECTION 36; THENCE SOUTH ALONG THE EAST LINE OF THE SOUTHEAST QUARTER OF SECTION 36 TO THE POINT OF BEGINNING.

AND

A TRACT OF LAND LOCATED IN THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 35 AND THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 34, TOWNSHIP 92 NORTH, RANGE 29 WEST OF THE 5TH P.M., HUMBOLDT COUNTY, IOWA, MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE WEST QUARTER CORNER OF SECTION 35 (ALSO BEING THE NORTHWEST CORNER OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 35) THENCE SOUTH 90°00'00" EAST 368.00 FEET ALONG THE NORTH LINE OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER; THENCE SOUTH 00°00'00" WEST

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395.00 FEET; THENCE SOUTH 90°00'00" EAST 298.00 FEET; THENCE NORTH 00°00'00" EAST 395.00 FEET TO THE NORTH LINE OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER; THENCE SOUTH 90°00'00" EAST 653.00 FEET ALONG THE NORTH LINE OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER TO THE EAST LINE OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER; THENCE SOUTH 00°21'00" EAST 1192.00 FEET ALONG THE EAST LINE OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER; THENCE SOUTH 89°58'20" WEST 1319.00 FEET TO THE WEST LINE OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER; THENCE CONTINUING SOUTH 89°58'20" WEST 28.00 FEET; THENCE NORTH 00°21'00" WEST 1192.65 FEET PARALLEL AND 28.00 FEET NORMALLY DISTANT FROM THE WEST LINE OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 35 (ALSO BEING THE EAST LINE OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 34) TO THE NORTH LINE OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 34; THENCE NORTH 89°58'46" EAST 28.00 FEET ALONG THE NORTH LINE OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 34 TO THE POINT OF BEGINNING, CONTAINING 34.17 ACRES.

(b) Amendment No. 2 Area shall mean that portion of the City of Humboldt, Iowa described in Amendment No. 2 to the Urban Renewal Plan for the Northside Urban Renewal Industrial Park Urban Renewal Area approved by Resolution No. 2000-50 on August 21, 2000, which Amendment No. 2 Area includes the lots and parcels located within the area legally described as follows:

BEGINNING AT THE INTERSECTION OF THE CENTERLINE OF 12TH AVENUE NORTH AND THE WEST LINE OF 10TH STREET NORTH; THENCE SOUTH ALONG THE SAID WEST LINE OF 10TH STREET NORTH TO ITS INTERSECTION WITH THE NORTH LINE OF 11TH AVENUE NORTH; THENCE WEST ALONG THE SAID NORTH LINE OF 11TH AVENUE NORTH TO ITS INTERSECTION WITH THE EAST LINE OF IOWA HIGHWAY NUMBER 169; THENCE NORTH ALONG THE SAID EAST HIGHWAY RIGHT OF WAY LINE TO ITS INTERSECTION WITH THE CENTERLINE OF 12TH AVENUE NORTH; THENCE EAST ALONG THE SAID CENTERLINE OF 12TH AVENUE NORTH TO THE POINT OF BEGINNING.

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ALSO:

A PARCEL DESCRIBED AS FOLLOWS: BEGINNING AT THE INTERSECTION OF THE CENTERLINE OF 19TH STREET NORTH AND THE NORTH LINE OF 13TH AVENUE NORTH; THENCE NORTH ALONG THE SAID CENTERLINE OF 19TH STREET NORTH TO ITS INTERSECTION WITH THE NORTH LINE OF THE SOUTH ONE HALF OF THE NORTH ONE HALF OF THE SOUTHEAST QUARTER OF SECTION 35-92-29; THENCE EAST 216 FEET ALONG THE SAID NORTH LINE; THENCE SOUTH ALONG A LINE PARALLEL WITH AND 216 FEET EAST OF THE CENTERLINE OF 19TH STREET NORTH TO ITS INTERSECTION WITH THE NORTH LINE OF 13TH AVENUE NORTH EXTENDED TO THE EAST; THENCE WEST ALONG THE SAID NORTH LINE OF 13TH AVENUE NORTH EXTENDED TO THE POINT OF BEGINNING.

(c) Amendment No. 3 Area shall mean that portion of the City of Humboldt, Iowa described in Amendment No. 3 to the Urban Renewal Plan for the Northside Urban Renewal Industrial Park Urban Renewal Area approved by Resolution No. 2003-52 on October 20, 2003, which Amendment No. 3 Area includes the lots and parcels located within the area legally described as follows:

BEGINNING AT THE INTERSECTION OF THE NORTH RIGHT OF WAY LINE OF HIGHWAY NUMBER 3 AND THE EAST LINE OF SECTION 36 - 92 - 29; THENCE SOUTH ALONG SAID SECTION LINE TO THE INTERSECTION OF SAID SECTION LINE AND THE NORTHERLY RIGHT OF WAY LINE OF THE WEST BRANCH OF THREE RIVERS TRAIL; THENCE NORTHWESTERLY ALONG SAID RIGHT OF WAY LINE TO THE INTERSECTION OF THE SAID RIGHT OF WAY LINE AND THE EAST RIGHT OF WAY LINE OF THE EAST BRANCH OF THREE RIVERS TRAIL; THENCE NORTH ALONG SAID EAST RIGHT OF WAY LINE OF SAID EAST BRANCH TO THE INTERSECTION OF SAID EAST RIGHT OF WAY LINE AND THE SOUTH RIGHT OF WAY LINE OF THE SAID HIGHWAY NUMBER 3; THENCE WEST ALONG THE SAID SOUTH RIGHT OF WAY LINE TO THE EAST RIGHT OF WAY OF 3RD STREET NORTH EXTENDED NORTH; THENCE SOUTH ALONG SAID EAST RIGHT OF WAY LINE TO A POINT ON THE NORTH RIGHT OF WAY LINE OF 6TH AVENUE NORTH; THENCE WEST ALONG SAID NORTH RIGHT OF WAY LINE TO A POINT ON THE EAST RIGHT OF WAY

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LINE OF 4TH STREET NORTH EXTENDED NORTH; THENCE SOUTH ALONG SAID EAST RIGHT OF WAY LINE TO A POINT ON THE SOUTH RIGHT OF WAY LINE OF 4TH AVENUE NORTH; THENCE WEST ALONG THE SAID SOUTH RIGHT OF WAY LINE TO THE WEST RIGHT OF WAY LINE OF 5<sup>TH</sup> STREET NORTH; THENCE SOUTH ALONG SAID WEST RIGHT OF WAY LINE TO THE SOUTH RIGHT OF WAY LINE OF 2<sup>ND</sup> AVENUE NORTH; THENCE WEST ALONG SAID SOUTH RIGHT OF WAY LINE TO THE EAST RIGHT OF WAY LINE OF 6<sup>TH</sup> STREET NORTH; THENCE SOUTH TO THE NORTH RIGHT OF WAY LINE OF SUMNER AVENUE; THENCE WEST ALONG THE NORTH LINE OF SUMNER AVENUE TO A POINT ON THE WEST LINE OF 6<sup>TH</sup> STREET NORTH; THENCE NORTH ALONG THE WEST LINE OF 6<sup>TH</sup> STREET NORTH TO A POINT ON THE NORTH LINE OF 2<sup>ND</sup> AVENUE NORTH; THENCE EAST ALONG THE NORTH LINE OF 2<sup>ND</sup> AVENUE NORTH TO A POINT 100' WEST OF THE WEST LINE OF 5<sup>TH</sup> STREET NORTH; THENCE NORTH ON A LINE PARALLEL WITH AND 100 FEET WEST OF THE WEST LINE OF 5<sup>TH</sup> STREET NORTH TO A POINT ON THE NORTH LINE OF 4<sup>TH</sup> AVENUE NORTH; THENCE EAST TO THE WEST RIGHT OF WAY LINE OF 4TH STREET NORTH; THENCE NORTH ALONG SAID WEST RIGHT OF WAY LINE TO A POINT ON THE SOUTH RIGHT OF WAY LINE OF SAID HIGHWAY NUMBER 3; THENCE WEST ALONG SAID SOUTH RIGHT OF WAY LINE TO THE WEST RIGHT OF WAY LINE OF VACATED 9<sup>TH</sup> STREET NORTH EXTENDED SOUTH; THENCE NORTH ALONG SAID WEST RIGHT OF WAY LINE TO A POINT ON THE NORTH RIGHT OF WAY LINE OF 11<sup>TH</sup> AVENUE NORTH; THENCE WEST ALONG SAID NORTH RIGHT OF WAY LINE TO THE EAST RIGHT OF WAY LINE OF 10<sup>TH</sup> STREET NORTH; THENCE NORTH ALONG SAID EAST RIGHT OF WAY LINE TO THE CENTER LINE OF 12<sup>TH</sup> AVENUE NORTH; THENCE EAST TO A POINT ON THE EAST RIGHT OF WAY LINE OF JERRY HATCHER ROAD; THENCE NORTHERLY ALONG SAID EAST RIGHT OF WAY LINE TO THE SOUTH RIGHT OF WAY LINE OF THE WEST BRANCH OF THREE RIVERS TRAIL; THENCE SOUTHEASTERLY ALONG SAID SOUTHERLY RIGHT OF WAY LINE TO THE NORTH RIGHT OF WAY LINE OF HIGHWAY NUMBER 3; THENCE EAST ALONG THE SAID NORTH RIGHT OF WAY LINE TO THE POINT OF BEGINNING.



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ALSO:

LOTS 1,2,3 AND 4 OF BLOCK 23 LYING NORTH OF HIGHWAY NUMBER 3, ALL IN SECOND COLLEGE ADDITION TO THE CITY OF HUMBOLDT, IOWA.

ALSO:

ALL OF BLOCK 29 AND LOTS 10,11,12 AND 13, BLOCK 30, COLLEGE HEIGHTS ADDITION TO THE CITY OF HUMBOLDT, IOWA.

ALSO:

ALL OF PLOT "A", PLOT "B", PLOT "C" AND PLOT "D" AND THAT PORTION OF 18<sup>TH</sup> STREET LYING BETWEEN PLOTS "A" AND "B" AND THAT PORTION OF 20<sup>TH</sup> STREET LYING BETWEEN PLOTS "C" AND "D" ALL IN WEST RIVER ACRES ADDITION TO THE CITY OF HUMBOLDT, IOWA.

ALSO:

ALL OF THE RIGHT OF WAY OF 11TH AVENUE NORTH LYING BETWEEN HIGHWAY NUMBER 169 AND 10TH STREET NORTH AND ALL OF THE RIGHT OF WAY OF 12TH STREET NORTH LYING BETWEEN HIGHWAY NUMBER 3 AND 11TH AVENUE NORTH, CITY OF HUMBOLDT, IOWA.

ALSO:

THE SOUTH HALF OF RIGHT OF WAY OF HIGHWAY NUMBER 3 LOCATED IN THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 35, TOWNSHIP 92 NORTH, RANGE 29 WEST OF THE 5TH P.M., WITHIN THE CITY LIMITS OF HUMBOLDT, HUMBOLDT COUNTY, IOWA.

(d) Amended Project Area shall mean that portion of the City of Humboldt, Iowa included within the Original Project Area, Amendment No. 1 Area, Amendment No. 2 Area and Amendment No. 3 Area, which Amended Project Area includes the lots and parcels located within the area legally described as follows:

BEGINNING AT THE INTERSECTION OF IOWA HIGHWAY 3 AND THE EAST CORPORATE LIMITS OF THE CITY OF HUMBOLDT; THENCE WEST ALONG HIGHWAY 3 TO THE WEST LINE OF THE FORMER CHICAGO AND NORTHWESTERN RAILROAD (NOW THREE RIVERS TRAIL); THENCE NORTHWESTERLY ALONG THE SAID FORMER RAILROAD TO ITS INTERSECTION WITH THE EAST LINE OF 7TH STREET; THENCE SOUTHERLY ALONG THE

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SAID EAST LINE OF 7TH STREET TO A POINT INTERSECTED BY THE CENTERLINE OF 12TH AVENUE NORTH EXTENDED; THENCE WEST ALONG THE SAID CENTERLINE OF 12TH AVENUE NORTH EXTENDED TO ITS INTERSECTION WITH THE CENTERLINE OF 15TH STREET NORTH; THENCE NORTH ALONG THE SAID CENTERLINE OF 15TH STREET NORTH TO ITS INTERSECTION WITH THE NORTH LINE OF THE SOUTH ONE HALF OF THE NORTH ONE HALF OF THE SOUTHEAST QUARTER OF SECTION 35-92-29; THENCE WEST ALONG THE SAID NORTH LINE TO A POINT ON THE CENTERLINE OF 19TH STREET NORTH; THENCE SOUTH ALONG THE SAID CENTERLINE OF 19TH STREET NORTH TO THE INTERSECTION WITH THE CENTERLINE OF IOWA HIGHWAY 3; THENCE WEST ALONG THE SAID CENTERLINE OF IOWA HIGHWAY 3 TO ITS INTERSECTION WITH THE WEST LINE OF THE EAST ONE HALF OF THE SOUTHWEST QUARTER OF SECTION 35-92-29; THENCE NORTH ALONG THE SAID WEST LINE TO THE NORTHWEST CORNER OF THE NORTHWEST INDUSTRIAL PARK PHASE 1; THENCE EAST ALONG THE NORTH LINE OF THE INDUSTRIAL PARK PHASE 1 TO THE NORTHEAST CORNER OF THE SAID INDUSTRIAL PARK ALSO BEING THE SOUTHWEST CORNER OF NORTHEAST QUARTER OF SECTION 35-92-29; THENCE NORTH ALONG THE WEST LINE OF THE SAID NORTHEAST QUARTER TO THE NORTHWEST CORNER; THENCE EAST ALONG THE NORTH LINE OF THE NORTHEAST QUARTER TO THE NORTHEAST CORNER OF THE SAID NORTHEAST QUARTER ALSO BEING THE NORTHWEST CORNER OF THE NORTHWEST QUARTER OF SECTION 36-92-29; THENCE CONTINUING EAST ALONG THE NORTH LINE OF THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER TO THE NORTHEAST CORNER OF THE SAID NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 36; THENCE SOUTH ALONG THE EAST LINE OF NORTHWEST AND SOUTHWEST QUARTERS OF THE NORTHWEST QUARTER TO THE SOUTHEAST CORNER OF THE SAID SOUTHWEST QUARTER OF THE NORTHWEST QUARTER SAID CORNER BEING ON THE CENTERLINE OF 16TH AVENUE NORTH; THENCE EAST ALONG THE NORTH LINE OF THE SOUTH ONE HALF OF SECTION 36 TO THE NORTHEAST CORNER OF SAID SOUTH HALF OF SECTION 36; THENCE SOUTH ALONG THE EAST LINE OF THE SOUTHEAST QUARTER OF SECTION 36 TO THE POINT OF BEGINNING.

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AND

A TRACT OF LAND LOCATED IN THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 35 AND THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 34, TOWNSHIP 92 NORTH, RANGE 29 WEST OF THE 5TH P.M., HUMBOLDT COUNTY, IOWA, MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE WEST QUARTER CORNER OF SECTION 35 (ALSO BEING THE NORTHWEST CORNER OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 35) THENCE SOUTH 90°00'00" EAST 368.00 FEET ALONG THE NORTH LINE OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER; THENCE SOUTH 00°00'00" WEST 395.00 FEET; THENCE SOUTH 90°00'00" EAST 298.00 FEET; THENCE NORTH 00°00'00" EAST 395.00 FEET TO THE NORTH LINE OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER; THENCE SOUTH 90°00'00" EAST 653.00 FEET ALONG THE NORTH LINE OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER TO THE EAST LINE OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER; THENCE SOUTH 00°21'00" EAST 1192.00 FEET ALONG THE EAST LINE OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER; THENCE SOUTH 89°58'20" WEST 1319.00 FEET TO THE WEST LINE OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER; THENCE CONTINUING SOUTH 89°58'20" WEST 28.00 FEET; THENCE NORTH 00°21'00" WEST 1192.65 FEET PARALLEL AND 28.00 FEET NORMALLY DISTANT FROM THE WEST LINE OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 35 (ALSO BEING THE EAST LINE OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 34) TO THE NORTH LINE OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 34; THENCE NORTH 89°58'46" EAST 28.00 FEET ALONG THE NORTH LINE OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 34 TO THE POINT OF BEGINNING, CONTAINING 34.17 ACRES.

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BEGINNING AT THE INTERSECTION OF THE CENTERLINE OF 12TH AVENUE NORTH AND THE WEST LINE OF 10TH STREET NORTH; THENCE SOUTH ALONG THE SAID WEST LINE OF 10TH STREET NORTH TO ITS INTERSECTION WITH THE NORTH LINE OF 11TH AVENUE NORTH; THENCE WEST ALONG THE SAID NORTH LINE OF 11TH AVENUE NORTH TO ITS INTERSECTION WITH THE EAST LINE OF IOWA HIGHWAY NUMBER 169; THENCE NORTH ALONG THE SAID EAST HIGHWAY RIGHT OF WAY LINE TO ITS INTERSECTION WITH THE CENTERLINE OF 12TH AVENUE NORTH; THENCE EAST ALONG THE SAID CENTERLINE OF 12TH AVENUE NORTH TO THE POINT OF BEGINNING.

ALSO:

A PARCEL DESCRIBED AS FOLLOWS: BEGINNING AT THE INTERSECTION OF THE CENTERLINE OF 19TH STREET NORTH AND THE NORTH LINE OF 13TH AVENUE NORTH; THENCE NORTH ALONG THE SAID CENTERLINE OF 19TH STREET NORTH TO ITS INTERSECTION WITH THE NORTH LINE OF THE SOUTH ONE HALF OF THE NORTH ONE HALF OF THE SOUTHEAST QUARTER OF SECTION 35-92-29; THENCE EAST 216 FEET ALONG THE SAID NORTH LINE; THENCE SOUTH ALONG A LINE PARALLEL WITH AND 216 FEET EAST OF THE CENTERLINE OF 19TH STREET NORTH TO ITS INTERSECTION WITH THE NORTH LINE OF 13TH AVENUE NORTH EXTENDED TO THE EAST; THENCE WEST ALONG THE SAID NORTH LINE OF 13TH AVENUE NORTH EXTENDED TO THE POINT OF BEGINNING.

AND

BEGINNING AT THE INTERSECTION OF THE NORTH RIGHT OF WAY LINE OF HIGHWAY NUMBER 3 AND THE EAST LINE OF SECTION 36 - 92 - 29; THENCE SOUTH ALONG SAID SECTION LINE TO THE INTERSECTION OF SAID SECTION LINE AND THE NORTHERLY RIGHT OF WAY LINE OF THE WEST BRANCH OF THREE RIVERS TRAIL; THENCE NORTHWESTERLY ALONG SAID RIGHT OF WAY LINE TO THE INTERSECTION OF THE SAID RIGHT OF WAY LINE AND THE EAST RIGHT OF WAY LINE OF THE EAST BRANCH OF THREE RIVERS TRAIL; THENCE NORTH ALONG SAID EAST RIGHT OF WAY LINE OF SAID EAST BRANCH TO THE INTERSECTION OF SAID EAST RIGHT OF WAY LINE AND THE SOUTH RIGHT OF WAY LINE OF THE SAID HIGHWAY NUMBER 3;

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THENCE WEST ALONG THE SAID SOUTH RIGHT OF WAY LINE TO THE EAST RIGHT OF WAY OF 3RD STREET NORTH EXTENDED NORTH; THENCE SOUTH ALONG SAID EAST RIGHT OF WAY LINE TO A POINT ON THE NORTH RIGHT OF WAY LINE OF 6TH AVENUE NORTH; THENCE WEST ALONG SAID NORTH RIGHT OF WAY LINE TO A POINT ON THE EAST RIGHT OF WAY LINE OF 4TH STREET NORTH EXTENDED NORTH; THENCE SOUTH ALONG SAID EAST RIGHT OF WAY LINE TO A POINT ON THE SOUTH RIGHT OF WAY LINE OF 4TH AVENUE NORTH; THENCE WEST ALONG THE SAID SOUTH RIGHT OF WAY LINE TO THE WEST RIGHT OF WAY LINE OF 5<sup>TH</sup> STREET NORTH; THENCE SOUTH ALONG SAID WEST RIGHT OF WAY LINE TO THE SOUTH RIGHT OF WAY LINE OF 2<sup>ND</sup> AVENUE NORTH; THENCE WEST ALONG SAID SOUTH RIGHT OF WAY LINE TO THE EAST RIGHT OF WAY LINE OF 6<sup>TH</sup> STREET NORTH; THENCE SOUTH TO THE NORTH RIGHT OF WAY LINE OF SUMNER AVENUE; THENCE WEST ALONG THE NORTH LINE OF SUMNER AVENUE TO A POINT ON THE WEST LINE OF 6<sup>TH</sup> STREET NORTH; THENCE NORTH ALONG THE WEST LINE OF 6<sup>TH</sup> STREET NORTH TO A POINT ON THE NORTH LINE OF 2<sup>ND</sup> AVENUE NORTH; THENCE EAST ALONG THE NORTH LINE OF 2<sup>ND</sup> AVENUE NORTH TO A POINT 100' WEST OF THE WEST LINE OF 5<sup>TH</sup> STREET NORTH; THENCE NORTH ON A LINE PARALLEL WITH AND 100 FEET WEST OF THE WEST LINE OF 5<sup>TH</sup> STREET NORTH TO A POINT ON THE NORTH LINE OF 4<sup>TH</sup> AVENUE NORTH; THENCE EAST TO THE WEST RIGHT OF WAY LINE OF 4TH STREET NORTH; THENCE NORTH ALONG SAID WEST RIGHT OF WAY LINE TO A POINT ON THE SOUTH RIGHT OF WAY LINE OF SAID HIGHWAY NUMBER 3; THENCE WEST ALONG SAID SOUTH RIGHT OF WAY LINE TO THE WEST RIGHT OF WAY LINE OF VACATED 9<sup>TH</sup> STREET NORTH EXTENDED SOUTH; THENCE NORTH ALONG SAID WEST RIGHT OF WAY LINE TO A POINT ON THE NORTH RIGHT OF WAY LINE OF 11<sup>TH</sup> AVENUE NORTH; THENCE WEST ALONG SAID NORTH RIGHT OF WAY LINE TO THE EAST RIGHT OF WAY LINE OF 10<sup>TH</sup> STREET NORTH; THENCE NORTH ALONG SAID EAST RIGHT OF WAY LINE TO THE CENTER LINE OF 12<sup>TH</sup> AVENUE NORTH; THENCE EAST TO A POINT ON THE EAST RIGHT OF WAY LINE OF JERRY HATCHER ROAD; THENCE NORTHERLY ALONG SAID EAST RIGHT OF WAY LINE TO THE SOUTH RIGHT OF WAY LINE OF THE WEST

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BRANCH OF THREE RIVERS TRAIL; THENCE SOUTHEASTERLY ALONG SAID SOUTHERLY RIGHT OF WAY LINE TO THE NORTH RIGHT OF WAY LINE OF HIGHWAY NUMBER 3; THENCE EAST ALONG THE SAID NORTH RIGHT OF WAY LINE TO THE POINT OF BEGINNING.

ALSO:

LOTS 1,2,3 AND 4 OF BLOCK 23 LYING NORTH OF HIGHWAY NUMBER 3, ALL IN SECOND COLLEGE ADDITION TO THE CITY OF HUMBOLDT, IOWA.

ALSO:

ALL OF BLOCK 29 AND LOTS 10,11,12 AND 13, BLOCK 30, COLLEGE HEIGHTS ADDITION TO THE CITY OF HUMBOLDT, IOWA.

ALSO:

ALL OF PLOT "A", PLOT "B", PLOT "C" AND PLOT "D" AND THAT PORTION OF 18<sup>TH</sup> STREET LYING BETWEEN PLOTS "A" AND "B" AND THAT PORTION OF 20<sup>TH</sup> STREET LYING BETWEEN PLOTS "C" AND "D" ALL IN WEST RIVER ACRES ADDITION TO THE CITY OF HUMBOLDT, IOWA.

ALSO:

ALL OF THE RIGHT OF WAY OF 11TH AVENUE NORTH LYING BETWEEN HIGHWAY NUMBER 169 AND 10TH STREET NORTH AND ALL OF THE RIGHT OF WAY OF 12TH STREET NORTH LYING BETWEEN HIGHWAY NUMBER 3 AND 11TH AVENUE NORTH, CITY OF HUMBOLDT, IOWA.

ALSO:

THE SOUTH HALF OF RIGHT OF WAY OF HIGHWAY NUMBER 3 LOCATED IN THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 35, TOWNSHIP 92 NORTH, RANGE 29 WEST OF THE 5TH P.M., WITHIN THE CITY LIMITS OF HUMBOLDT, HUMBOLDT COUNTY, IOWA.

Section 2: The taxes levied on the taxable property in the Amended Project Area, legally described in Section 1 hereof, by and for the benefit of the State of Iowa, City of Humboldt, County of Humboldt, Humboldt Community School District, and all other taxing districts from and after the effective date of this Ordinance shall be divided as hereinafter in this Ordinance provided.

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Section 3: As to the Original Project Area, that portion of the taxes which would be produced by the rate at which the tax is levied each year by or for each of the taxing districts taxing property in the Original Project Area upon the total sum of the assessed value of the taxable property in the Original Project Area as shown on the assessment roll as of January 1, 1987, being the first day of the calendar year preceding the effective date of Ordinance No. 514, shall be allocated to and when collected be paid into the fund for the respective taxing district as taxes by or for said taxing district into which all other property taxes are paid. The taxes so determined shall be referred herein as the "base period taxes" for such area.

As to Amendment No. 1 Area, that portion of the taxes which would be produced by the rate at which the tax is levied each year by or for each of the taxing districts taxing property in the Original and Amendment No. 1 Project Area upon the total sum of the assessed value of the taxable property in the Original and Amendment No. 1 Project Area as shown on the assessment roll as of January 1, 1997, being the first day of the calendar year preceding the effective date of Ordinance No. 97-09, shall be allocated to and when collected be paid into the fund for the respective taxing district as taxes by or for said taxing district into which all other property taxes are paid. The taxes so determined shall be referred herein as the "base period taxes" for such area.

As to Amendment No. 2 Area, that portion of the taxes which would be produced by the rate at which the tax is levied each year by or for each of the taxing districts taxing property in the Original, Amendment No. 1 and Amendment No. 2 Project Area upon the total sum of the assessed value of the taxable property in the Original, Amendment No. 1 and Amendment No. 2 Project Area as shown on the assessment roll as of January 1, 2000, being the first day of the calendar year preceding the effective date of Ordinance No. 2000-50, shall be allocated to and when collected be paid into the fund for the respective taxing district as taxes by or for said taxing district into which all other property taxes are paid. The taxes so determined shall be referred herein as the "base period taxes" for such area.

As to Amendment No. 3 Area, base period taxes shall be computed in the same manner using the total assessed value shown on the assessment roll as of January 1, 2002, being the assessment roll applicable to property in such area as of January 1 of the calendar year preceding the effective date of this Ordinance.

Section 4: That portion of the taxes each year in excess of the base period taxes for the Amended Project Area, determined for each sub-area thereof as provided in Section 3 of this Ordinance, shall be allocated to and when collected be paid into the special tax increment fund previously established by the City of Humboldt to pay the

principal of and interest on loans, monies advanced to, or indebtedness, whether funded, refunded, assumed or otherwise, including bonds issued under authority of Section 403.9 or Section 403.12 of the Code of Iowa, incurred by the City of Humboldt, Iowa to finance or refinance, in whole or in part, urban renewal projects undertaken within the Amended Project Area pursuant to the Urban Renewal Plan, as amended, except that taxes for the regular and voter-approved physical plant and equipment levy of a school district imposed pursuant to Section 298.2, but only to the extent authorized in Section 403.19(2), and taxes for payment of bonds and interest of each taxing district shall be collected against all taxable property within the Amended Project Area without any limitation as hereinabove provided.

Section 5: Unless or until the total assessed valuation of the taxable property in the areas of the Amended Project Area exceeds the total assessed value of the taxable property in said areas shown by the assessment rolls referred to in Section 3 of this Ordinance, all of the taxes levied and collected upon the taxable property in the Amended Project Area shall be paid into the funds for the respective taxing districts as taxes by or for the taxing districts in the same manner as all other property taxes.

Section 6: At such time as the loans, monies advanced, bonds and interest thereon and indebtedness of the City of Humboldt referred to in Section 4 hereof have been paid, all monies thereafter received from taxes upon the taxable property in the Amended Project Area shall be paid into the funds for the respective taxing districts in the same manner as taxes on all other property.

Section 7: All ordinances or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed. The provisions of this Ordinance are intended and shall be construed so as to continue the division of taxes from property within the Original, Amendment No. 1, Amendment No. 2 Project Area under the provisions of Section 403.19 of the Code of Iowa, as authorized in Ordinance Nos. 514, 97-09 and 2000-07, and to fully implement the provisions of Section 403.19 of the Code of Iowa with respect to the division of taxes from property within the Amendment No. 3 Area as described above. In the event that any provision of this Ordinance shall be determined to be contrary to law it shall not affect other provisions or application of this Ordinance which shall at all times be construed to fully invoke the provisions of Section 403.19 of the Code of Iowa with reference to the Amended Project Area and the territory contained therein.

Section 8: This Ordinance shall be in effect after its final passage, approval and publication as provided by law.



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PASSED AND APPROVED this 20th day of October,  
2003.

Steven N. Samuels  
Mayor

ATTEST:

Lorie Bennett  
City Clerk

Read first time: October 20, 2003

Read second time: Waived October 20, 2003

Read third time: Waived October 20, 2003

PASSED AND APPROVED: October 20, 2003

PUBLISHED: October 23, 2003

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Council Member Entgelmeier then introduced the following Resolution entitled "RESOLUTION DETERMINING AN AREA OF THE CITY TO BE AN ECONOMIC DEVELOPMENT AREA, AND THAT THE REHABILITATION, CONSERVATION, REDEVELOPMENT, DEVELOPMENT, OR A COMBINATION THEREOF, OF SUCH AREA IS NECESSARY IN THE INTEREST OF THE PUBLIC HEALTH, SAFETY OR WELFARE OF THE RESIDENTS OF THE CITY; DESIGNATING SUCH AREA AS APPROPRIATE FOR AN URBAN RENEWAL PROJECT; AND ADOPTING AMENDMENT NO. 3 TO THE NORTHSIDE URBAN RENEWAL INDUSTRIAL PARK URBAN RENEWAL PLAN THEREFOR" and moved that the same be adopted. Council Member Jensen seconded the motion to adopt. The roll was called and the vote was,

AYES: Entgelmeier, Rusher, Jensen, Sleiter and

Rapple

NAYS: None

Whereupon, the Mayor declared the Resolution duly adopted as follows:

RESOLUTION NO. 2003-52

RESOLUTION DETERMINING AN AREA OF THE CITY TO BE AN ECONOMIC DEVELOPMENT AREA, AND THAT THE REHABILITATION, CONSERVATION, REDEVELOPMENT, DEVELOPMENT, OR A COMBINATION THEREOF, OF SUCH AREA IS NECESSARY IN THE INTEREST OF THE PUBLIC HEALTH, SAFETY OR WELFARE OF THE RESIDENTS OF THE CITY; DESIGNATING SUCH AREA AS APPROPRIATE FOR AN URBAN RENEWAL PROJECT; AND ADOPTING AMENDMENT NO. 3 TO THE NORTHSIDE URBAN RENEWAL INDUSTRIAL PARK URBAN RENEWAL PLAN THEREFOR

WHEREAS, by Resolution No. 871005A, adopted October 5, 1987, this Council found and determined that certain areas located within the City are eligible and should be designated as an urban renewal area under Iowa law, and approved and adopted the

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Northside Urban Renewal Industrial Park Urban Renewal Plan (the "Plan") for the Northside Urban Renewal Industrial Park Urban Renewal Plan Area (the "Northside Urban Renewal Industrial Park Urban Renewal Area") described therein, which Plan is on file in the office of the Recorder of Humboldt County; and

WHEREAS, by Resolution No. 97-34 the Plan has been amended in 1997; and

WHEREAS, by Resolution No. 2000-43 the Plan has been amended in 2000, and

WHEREAS, the Northside Urban Renewal Industrial Park Urban Renewal Area, as amended, includes and consists of:

ORIGINAL AREA

BEGINNING AT THE INTERSECTION OF IOWA HIGHWAY 3 AND THE EAST CORPORATE LIMITS OF THE CITY OF HUMBOLDT; THENCE WEST ALONG HIGHWAY 3 TO THE WEST LINE OF THE FORMER CHICAGO AND NORTHWESTERN RAILROAD (NOW THREE RIVERS TRAIL); THENCE NORTHWESTERLY ALONG THE SAID FORMER RAILROAD TO ITS INTERSECTION WITH THE EAST LINE OF 7TH STREET; THENCE SOUTHERLY ALONG THE SAID EAST LINE OF 7TH STREET TO A POINT INTERSECTED BY THE CENTERLINE OF 12TH AVENUE NORTH EXTENDED; THENCE WEST ALONG THE SAID CENTERLINE OF 12TH AVENUE NORTH EXTENDED TO ITS INTERSECTION WITH THE CENTERLINE OF 15TH STREET NORTH; THENCE NORTH ALONG THE SAID CENTERLINE OF 15TH STREET NORTH TO ITS INTERSECTION WITH THE NORTH LINE OF THE SOUTH ONE HALF OF THE NORTH ONE HALF OF THE SOUTHEAST QUARTER OF SECTION 35-92-29; THENCE WEST ALONG THE SAID NORTH LINE TO A POINT ON THE CENTERLINE OF 19TH STREET NORTH; THENCE SOUTH ALONG THE SAID CENTERLINE OF 19TH STREET NORTH TO THE INTERSECTION WITH THE CENTERLINE OF IOWA HIGHWAY 3; THENCE WEST ALONG THE SAID CENTERLINE OF IOWA HIGHWAY 3 TO ITS INTERSECTION WITH THE WEST LINE OF THE EAST ONE HALF OF THE SOUTHWEST QUARTER OF SECTION 35-92-29; THENCE NORTH ALONG THE SAID WEST LINE TO THE NORTHWEST CORNER OF THE NORTHWEST INDUSTRIAL PARK PHASE 1; THENCE EAST ALONG THE NORTH LINE OF THE INDUSTRIAL PARK PHASE 1 TO THE

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NORTHEAST CORNER OF THE SAID INDUSTRIAL PARK ALSO BEING THE SOUTHWEST CORNER OF NORTHEAST QUARTER OF SECTION 35-92-29; THENCE NORTH ALONG THE WEST LINE OF THE SAID NORTHEAST QUARTER TO THE NORTHWEST CORNER; THENCE EAST ALONG THE NORTH LINE OF THE NORTHEAST QUARTER TO THE NORTHEAST CORNER OF THE SAID NORTHEAST QUARTER ALSO BEING THE NORTHWEST CORNER OF THE NORTHWEST QUARTER OF SECTION 36-92-29; THENCE CONTINUING EAST ALONG THE NORTH LINE OF THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER TO THE NORTHEAST CORNER OF THE SAID NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 36; THENCE SOUTH ALONG THE EAST LINE OF NORTHWEST AND SOUTHWEST QUARTERS OF THE NORTHWEST QUARTER TO THE SOUTHEAST CORNER OF THE SAID SOUTHWEST QUARTER OF THE NORTHWEST QUARTER SAID CORNER BEING ON THE CENTERLINE OF 16TH AVENUE NORTH; THENCE EAST ALONG THE NORTH LINE OF THE SOUTH ONE HALF OF SECTION 36 TO THE NORTHEAST CORNER OF SAID SOUTH HALF OF SECTION 36; THENCE SOUTH ALONG THE EAST LINE OF THE SOUTHEAST QUARTER OF SECTION 36 TO THE POINT OF BEGINNING.

AMENDMENT NO. 1 AREA

A TRACT OF LAND LOCATED IN THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 35 AND THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 34, TOWNSHIP 92 NORTH, RANGE 29 WEST OF THE 5TH P.M., HUMBOLDT COUNTY, IOWA, MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE WEST QUARTER CORNER OF SECTION 35 (ALSO BEING THE NORTHWEST CORNER OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 35) THENCE SOUTH 90°00'00" EAST 368.00 FEET ALONG THE NORTH LINE OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER; THENCE SOUTH 00°00'00" WEST 395.00 FEET; THENCE SOUTH 90°00'00" EAST 298.00 FEET; THENCE NORTH 00°00'00" EAST 395.00 FEET TO THE NORTH LINE OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER; THENCE SOUTH 90°00'00" EAST 653.00 FEET ALONG THE NORTH LINE OF THE NORTHWEST QUARTER OF THE SOUTHWEST

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QUARTER TO THE EAST LINE OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER; THENCE SOUTH 00°21'00" EAST 1192.00 FEET ALONG THE EAST LINE OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER; THENCE SOUTH 89°58'20" WEST 1319.00 FEET TO THE WEST LINE OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER; THENCE CONTINUING SOUTH 89°58'20" WEST 28.00 FEET; THENCE NORTH 00°21'00" WEST 1192.65 FEET PARALLEL AND 28.00 FEET NORMALLY DISTANT FROM THE WEST LINE OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 35 (ALSO BEING THE EAST LINE OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 34) TO THE NORTH LINE OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 34; THENCE NORTH 89°58'46" EAST 28.00 FEET ALONG THE NORTH LINE OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 34 TO THE POINT OF BEGINNING, CONTAINING 34.17 ACRES.

AMENDMENT NO. 2 AREA

BEGINNING AT THE INTERSECTION OF THE CENTERLINE OF 12TH AVENUE NORTH AND THE WEST LINE OF 10TH STREET NORTH; THENCE SOUTH ALONG THE SAID WEST LINE OF 10TH STREET NORTH TO ITS INTERSECTION WITH THE NORTH LINE OF 11TH AVENUE NORTH; THENCE WEST ALONG THE SAID NORTH LINE OF 11TH AVENUE NORTH TO ITS INTERSECTION WITH THE EAST LINE OF IOWA HIGHWAY NUMBER 169; THENCE NORTH ALONG THE SAID EAST HIGHWAY RIGHT OF WAY LINE TO ITS INTERSECTION WITH THE CENTERLINE OF 12TH AVENUE NORTH; THENCE EAST ALONG THE SAID CENTERLINE OF 12TH AVENUE NORTH TO THE POINT OF BEGINNING.

ALSO:

A PARCEL DESCRIBED AS FOLLOWS: BEGINNING AT THE INTERSECTION OF THE CENTERLINE OF 19TH STREET NORTH AND THE NORTH LINE OF 13TH AVENUE NORTH; THENCE NORTH ALONG THE SAID CENTERLINE OF 19TH STREET NORTH TO ITS INTERSECTION WITH THE NORTH LINE OF THE SOUTH ONE HALF OF THE NORTH ONE HALF OF THE SOUTHWEST QUARTER OF SECTION 35-92-29; THENCE EAST 216 FEET ALONG THE SAID NORTH LINE; THENCE SOUTH ALONG A LINE

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PARALLEL WITH AND 216 FEET EAST OF THE CENTERLINE OF 19TH STREET NORTH TO ITS INTERSECTION WITH THE NORTH LINE OF 13TH AVENUE NORTH EXTENDED TO THE EAST; THENCE WEST ALONG THE SAID NORTH LINE OF 13TH AVENUE NORTH EXTENDED TO THE POINT OF BEGINNING.

WHEREAS, a proposed Amendment No. 3 to the Plan has been prepared, which proposed Amendment is on file in the office of the City Clerk and which is incorporated herein by reference, the purpose of which is to set forth and include within the Plan additional property, as follows:

BEGINNING AT THE INTERSECTION OF THE NORTH RIGHT OF WAY LINE OF HIGHWAY NUMBER 3 AND THE EAST LINE OF SECTION 36 - 92 - 29; THENCE SOUTH ALONG SAID SECTION LINE TO THE INTERSECTION OF SAID SECTION LINE AND THE NORTHERLY RIGHT OF WAY LINE OF THE WEST BRANCH OF THREE RIVERS TRAIL; THENCE NORTHWESTERLY ALONG SAID RIGHT OF WAY LINE TO THE INTERSECTION OF THE SAID RIGHT OF WAY LINE AND THE EAST RIGHT OF WAY LINE OF THE EAST BRANCH OF THREE RIVERS TRAIL; THENCE NORTH ALONG SAID EAST RIGHT OF WAY LINE OF SAID EAST BRANCH TO THE INTERSECTION OF SAID EAST RIGHT OF WAY LINE AND THE SOUTH RIGHT OF WAY LINE OF THE SAID HIGHWAY NUMBER 3; THENCE WEST ALONG THE SAID SOUTH RIGHT OF WAY LINE TO THE EAST RIGHT OF WAY OF 3RD STREET NORTH EXTENDED NORTH; THENCE SOUTH ALONG SAID EAST RIGHT OF WAY LINE TO A POINT ON THE NORTH RIGHT OF WAY LINE OF 6TH AVENUE NORTH; THENCE WEST ALONG SAID NORTH RIGHT OF WAY LINE TO A POINT ON THE EAST RIGHT OF WAY LINE OF 4TH STREET NORTH EXTENDED NORTH; THENCE SOUTH ALONG SAID EAST RIGHT OF WAY LINE TO A POINT ON THE SOUTH RIGHT OF WAY LINE OF 4TH AVENUE NORTH; THENCE WEST ALONG THE SAID SOUTH RIGHT OF WAY LINE TO THE WEST RIGHT OF WAY LINE OF 5<sup>TH</sup> STREET NORTH; THENCE SOUTH ALONG SAID WEST RIGHT OF WAY LINE TO THE SOUTH RIGHT OF WAY LINE OF 2<sup>ND</sup> AVENUE NORTH; THENCE WEST ALONG SAID SOUTH RIGHT OF WAY LINE TO THE EAST RIGHT OF WAY LINE OF 6<sup>TH</sup> STREET NORTH; THENCE SOUTH TO THE NORTH RIGHT OF WAY LINE OF SUMNER AVENUE; THENCE WEST ALONG THE NORTH LINE OF SUMNER

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AVENUE TO A POINT ON THE WEST LINE OF 6<sup>TH</sup> STREET NORTH; THENCE NORTH ALONG THE WEST LINE OF 6<sup>TH</sup> STREET NORTH TO A POINT ON THE NORTH LINE OF 2<sup>ND</sup> AVENUE NORTH; THENCE EAST ALONG THE NORTH LINE OF 2<sup>ND</sup> AVENUE NORTH TO A POINT 100' WEST OF THE WEST LINE OF 5<sup>TH</sup> STREET NORTH; THENCE NORTH ON A LINE PARALLEL WITH AND 100 FEET WEST OF THE WEST LINE OF 5<sup>TH</sup> STREET NORTH TO A POINT ON THE NORTH LINE OF 4<sup>TH</sup> AVENUE NORTH; THENCE EAST TO THE WEST RIGHT OF WAY LINE OF 4<sup>TH</sup> STREET NORTH; THENCE NORTH ALONG SAID WEST RIGHT OF WAY LINE TO A POINT ON THE SOUTH RIGHT OF WAY LINE OF SAID HIGHWAY NUMBER 3; THENCE WEST ALONG SAID SOUTH RIGHT OF WAY LINE TO THE WEST RIGHT OF WAY LINE OF VACATED 9<sup>TH</sup> STREET NORTH EXTENDED SOUTH; THENCE NORTH ALONG SAID WEST RIGHT OF WAY LINE TO A POINT ON THE NORTH RIGHT OF WAY LINE OF 11<sup>TH</sup> AVENUE NORTH; THENCE WEST ALONG SAID NORTH RIGHT OF WAY LINE TO THE EAST RIGHT OF WAY LINE OF 10<sup>TH</sup> STREET NORTH; THENCE NORTH ALONG SAID EAST RIGHT OF WAY LINE TO THE CENTER LINE OF 12<sup>TH</sup> AVENUE NORTH; THENCE EAST TO A POINT ON THE EAST RIGHT OF WAY LINE OF JERRY HATCHER ROAD; THENCE NORTHERLY ALONG SAID EAST RIGHT OF WAY LINE TO THE SOUTH RIGHT OF WAY LINE OF THE WEST BRANCH OF THREE RIVERS TRAIL; THENCE SOUTHEASTERLY ALONG SAID SOUTHERLY RIGHT OF WAY LINE TO THE NORTH RIGHT OF WAY LINE OF HIGHWAY NUMBER 3; THENCE EAST ALONG THE SAID NORTH RIGHT OF WAY LINE TO THE POINT OF BEGINNING.

ALSO:

LOTS 1,2,3 AND 4 OF BLOCK 23 LYING NORTH OF HIGHWAY NUMBER 3, ALL IN SECOND COLLEGE ADDITION TO THE CITY OF HUMBOLDT, IOWA.

ALSO:

ALL OF BLOCK 29 AND LOTS 10,11,12 AND 13, BLOCK 30, COLLEGE HEIGHTS ADDITION TO THE CITY OF HUMBOLDT, IOWA.

ALSO:

ALL OF PLOT "A", PLOT "B", PLOT "C" AND PLOT "D" AND THAT PORTION OF 18<sup>TH</sup> STREET LYING BETWEEN PLOTS "A" AND "B"

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AND THAT PORTION OF 20<sup>TH</sup> STREET LYING BETWEEN PLOTS "C" AND "D" ALL IN WEST RIVER ACRES ADDITION TO THE CITY OF HUMBOLDT, IOWA.

ALSO:

ALL OF THE RIGHT OF WAY OF 11TH AVENUE NORTH LYING BETWEEN HIGHWAY NUMBER 169 AND 10TH STREET NORTH AND ALL OF THE RIGHT OF WAY OF 12TH STREET NORTH LYING BETWEEN HIGHWAY NUMBER 3 AND 11TH AVENUE NORTH, CITY OF HUMBOLDT, IOWA.

ALSO:

THE SOUTH HALF OF RIGHT OF WAY OF HIGHWAY NUMBER 3 LOCATED IN THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 35, TOWNSHIP 92 NORTH, RANGE 29 WEST OF THE 5TH P.M., WITHIN THE CITY LIMITS OF HUMBOLDT, HUMBOLDT COUNTY, IOWA.

WHEREAS, it is desirable that these areas be redeveloped as part of the overall redevelopment area covered by said Plan;

WHEREAS, the Iowa statutes require the City Council to submit the proposed Amendment No. 3 to the Northside Urban Renewal Industrial Park Urban Renewal Plan to the Planning and Zoning Commission for review and recommendation as to its conformity with the general plan for development of the City as a whole, prior to City Council approval thereof; and

WHEREAS, adoption of Amendment No. 3 has been approved by the Planning and Zoning Commission for the City as being in conformity with the general plan for development of the City as a whole, as evidenced by its written report and recommendation filed herewith, which report and recommendation is hereby accepted, approved in all respects and incorporated herein by this reference; and

WHEREAS, by resolution adopted on April 17, 2003, this Council directed that a consultation be held with the designated representatives of all affected taxing entities to discuss the proposed Amendment No. 3 to the Northside Urban Renewal Industrial Park Urban Renewal Plan and the division of revenue described therein, and that notice of said consultation and a copy of the proposed Amendment No. 3 to the Northside Urban Renewal Industrial Park Urban Renewal Plan be sent to all affected taxing entities; and

WHEREAS, pursuant to such notice, the consultation was duly held as ordered by the City Council and all required responses to the recommendations made by the affected



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taxing entities, if any, have been timely made as set forth in the report of the Designated Representative filed herewith and incorporated herein by this reference, which report is in all respects approved; and

WHEREAS, by said resolution this Council also set a public hearing on the adoption of Amendment No. 3 to the Northside Urban Renewal Industrial Park Urban Renewal Plan for this meeting of the Council, and due and proper notice of said public hearing was given, as provided by law, by timely publication in the "Humboldt Independent", which notice set forth the time and place for this hearing and the nature and purpose thereof; and

WHEREAS, in accordance with said notice, all persons or organizations desiring to be heard on said proposed Amendment No. 3 to the Northside Urban Renewal Industrial Park Urban Renewal Plan, both for and against, have been given an opportunity to be heard with respect thereto and due consideration has been given to all comments and views expressed to this Council in connection therewith and said public hearing has been closed.

NOW, THEREFORE, BE IT RESOLVED, BY THE CITY COUNCIL OF THE CITY OF HUMBOLDT, IOWA:

Section 1. That the findings and conclusions set forth or contained in the Plan and Amendment No. 3 thereto concerning the area of the City of Humboldt, Iowa described in the preamble hereof, be and the same are hereby ratified and confirmed in all respects as the findings of this Council for this area.

Section 2. This Council further finds:

1. A feasible method exists for the location of families who will be displaced from the Northside Urban Renewal Industrial Park Urban Renewal Area into decent, safe and sanitary dwelling accommodations within their means and without undue hardship to such families;

2. The Plan and Amendment No. 3 to the Northside Urban Renewal Industrial Park Urban Renewal Plan of the City of Humboldt, Iowa, conform to the general plan for the development of the City as a whole; and

3. As to those areas of open land included within the Northside Urban Renewal Industrial Park Urban Renewal Area to be acquired by the City:

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1. With reference to those portions thereof which are to be developed for residential uses, this City Council hereby determines that a shortage of housing of sound standards and design with decency, safety and sanitation exists within the City; that the acquisition of the area for residential uses is an integral part of and essential to the program of the municipality; and that one or more of the following conditions exist:

A. That the need for housing accommodations has been or will be increased as a result of the clearance of slums in other areas, including other portions of the urban renewal area.

B. That conditions of blight in the municipality and the shortage of decent, safe and sanitary housing cause or contribute to an increase in and spread of disease and crime, so as to constitute a menace to the public health, safety, morals, or welfare.

C. That the provision of public improvements related to housing and residential development will encourage housing and residential development which is necessary to encourage the retention or relocation of industrial and commercial enterprises in this state and its municipalities.

D. The acquisition of the area is necessary to provide for the construction of housing for low and moderate income families.

2. With reference to those portions thereof which are to be developed for non-residential uses, the City Council hereby determines that such non-residential uses are necessary and appropriate to facilitate the proper growth and development of the City in accordance with sound planning standards and local community objectives.

Section 3. That the Northside Urban Renewal Industrial Park Urban Renewal Area is an economic development area within the meaning of Iowa Code Chapter 403; that such area is eligible for designation as an urban renewal area and otherwise meets all requisites under the provisions of Chapter 403 of the Code of Iowa, and that the rehabilitation, conservation, redevelopment, development, or a combination thereof, of such area is necessary in the interest of the public health, safety or welfare of the residents of this City.

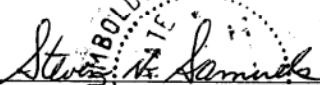
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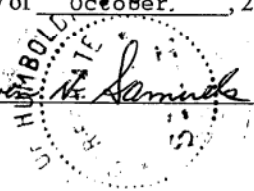
Section 4. That Amendment No. 3 to the Northside Urban Renewal Industrial Park Urban Renewal Plan of the City of Humboldt, Iowa be and the same is hereby approved and adopted as "Amendment No. 3 to the Northside Urban Renewal Industrial Park Urban Renewal Plan for the City of Humboldt, Iowa"; Amendment No. 3 to the Northside Urban Renewal Industrial Park Urban Renewal plan of the City of Humboldt, Iowa, is hereby in all respects approved; and the City Clerk is hereby directed to file a certified copy of said Amendment No. 3 with the proceedings of this meeting.

Section 5. That the Plan, as so amended, for the Northside Urban Renewal Industrial Park Urban Renewal Area shall be in full force and effect from the date of this Resolution until the later of the date of termination set forth in the Plan as so amended, or the date on which payment of all obligations issued or advances made to carry out the purposes thereof shall be fully provided for. Said proposed Amendment No. 3 to the Northside Urban Renewal Industrial Park Urban Renewal Plan shall be forthwith certified by the City Clerk, along with a copy of this Resolution, to the Recorder for Humboldt County, Iowa, to be filed and recorded in the manner provided by law.


Section 6. That all other provisions of the Plan not affected or otherwise revised by the terms of Amendment No. 3 thereto, as well as Resolution No. 87005A, 97-34 and 2000-43 previously adopted by this City Council be and the same are hereby ratified, confirmed and approved in all respects.

PASSED AND APPROVED this 20th day of October, 2003.

  
\_\_\_\_\_  
Mayor



ATTEST:

  
\_\_\_\_\_  
City Clerk  
DLILLEBO\366569\1\20536.011

(City Seal)