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SUSAN RUPPERT, RECORDER
PALO ALTO COUNTY IOWA

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RESOLUTION NO. 6-21-2016

**RESOLUTION RELINQUISHING RIGHT OF RE-ENTRY
OR REVERTER AND AUTHORIZING ISSUANCE OF
QUIT CLAIM DEED IN FURTHERANCE THEREOF**

WHEREAS, in 1991 Palo Alto County conveyed the real estate described as:

A part of the fractional Southwest Quarter of the Northwest Quarter (Frl SW $\frac{1}{4}$ NW $\frac{1}{4}$) of Section Thirty-one (31), Township Ninety-six (96) North, Range Thirty-two (32) West of the 5th P.M., Palo Alto County, Iowa, more specifically described as follows: Commencing at the northwest corner of said Section 31, at a distance of 10.24 feet west of the centerline of Iowa Highway 4, thence South 0° 00' East along the West line of said Section 31 a distance of 1308.8 feet, thence North 89° 45.6' East a distance of 100.43 feet to a point on the east right of way line of Iowa Highway 4, which point is the point of beginning of the tract to be conveyed; thence North 89° 45.6' East a distance of 552.27 feet, thence South 0° 14.8' West a distance of 475.87 feet; thence South 89° 45.6' West a distance of 547.75 feet to a point on the East right of way line of Iowa Highway 4, thence North 0° 2.3' East along said East right of way line a distance of 175.87 feet, thence Northerly along said East right of way line and along a 16,627.5 foot radius curve, concave westerly and tangent at its beginning to the preceding course, a distance of 300.00 feet to the point of beginning, containing 6.000 acres, more or less. Note: The West line of the Northwest Quarter of said Section 31 is assumed to bear due North & South.

To Horizons Unlimited of Palo Alto County, Inc., in part to “generate jobs, and reduce population loss from Palo Alto County and strengthen the economy of all of Palo Alto County;” and

WHEREAS, at the time of said conveyance from the County to Horizons, the county retained a Right of Re-Entry or Reverter with respect to the real estate; and

WHEREAS, the right of Re-Entry or Reverter with respect to the real estate was conditioned upon the “dissolution of Horizons;” and

WHEREAS, the record of those retained rights now creates a cloud upon the title of the real estate which is in the process of being conveyed by Horizons; and

WHEREAS, the present conveyance of the real estate by Horizons to an existing local business for expansion will further effectuate the purposes of the original conveyance from the County to Horizons as above stated; and

WHEREAS, in order for such conveyance to take place, the real estate must be free from any County claimed Right of Re-Entry or Right of Reverter; and

WHEREAS, a Quit Claim Deed is attached hereto and by this reference made a part hereof, and it is the appropriate document for the County to effectuate the relinquishment;

NOW THEREFORE, BE IT RESOLVED to further accomplish the originally stated purpose, to “generate jobs, and reduce population loss from Palo Alto County and strengthen the economy of all of Palo Alto County;” the Palo Alto County Board of Supervisors hereby relinquishes any and all retained Right of Re-Entry or Right of Reverter in the subject real estate and authorizes the Chairperson of the Board to Execute and the County Auditor to Attest to execute the Quit Claim Deed in favor of Horizons Unlimited of Palo Alto County, Inc.

PASSED, APPROVED AND ADOPTED by the Palo Alto County Board of Supervisors on this 21st day of June, 2016.



Linus Solberg, Chairperson

ATTEST:




Carmen Moser, Palo Alto County Auditor

CERTIFICATE

STATE OF IOWA)
) ss:
COUNTY OF PALO ALTO)

I, Carmen Moser, the duly elected Auditor of Palo Alto County, Palo Alto County, Iowa, do hereby certify that the copy of Resolution No. 6-21-2016 of the Palo Alto County Board of Supervisors, Palo Alto County, Iowa, hereto attached, is a true and correct copy of a Resolution duly adopted by the Board of Supervisors at a regular meeting held on the 21st day of June, 2016, at which meeting a quorum was present, all of which appears in the official record of the Palo Alto County Board of Supervisors.



Carmen Moser
Palo Alto County Auditor