

**RESOLUTION NO. 22-23-25**

**RESOLUTION APPROVING AMENDMENT TO GOLF COURSE CITY LEASE  
BETWEEN THE CITY OF FOREST CITY AND MAYES EDUCATION, INC.  
ASSIGNING SAID LEASE FROM MAYES EDUCATION, INC. TO WALDORF  
ACQUISITION, LLC.**

**WHEREAS** Waldorf Lutheran College Association as Landlord entered into a Lease Agreement on the 10th day of October, 1994 said lease was for the property legally described as:

Please see attached Exhibit "A"

**WHEREAS** Waldorf Lutheran College Association assigned their interest in the assignment of said Lease to the Assignor on the 4<sup>th</sup> day of January, 2010; and,

**WHEREAS** Waldorf Acquisition, LLC ("Assignee") is in the process of purchasing the assets of the Assignor and as a part of said sale of the assets, the Assignee wishes to become the Tenant under said Lease; and,

**WHEREAS** an Amendment to City Lease has been drafted assigning said Lease to Waldorf Acquisition, LLC. Said Amendment is attached hereto marked as Exhibit B.

**BE IT RESOLVED BY THE CITY OF FOREST CITY, THAT:**

**Section I:** That the City of Forest City approves the amendment to the Golf Court City Lease.

**Section II.** That the Mayor and City Administrator are hereby authorized to execute any documents necessary to effectuate this transaction according to the provisions of this resolution.

Passed and approved this 5<sup>th</sup> day of December, 2022.

  
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Ronald Holland, Mayor

ATTEST:


  
\_\_\_\_\_  
Daisy Huffman, City Administrator

EXHIBIT "A"

The following real property located in Hancock County, Iowa, legally described as:

Outlot "A", Country Club Heights Subdivision of the North Eighty-seven and one-half (87 ½) rods of the North West Quarter (NW¼) of Section One (1), Township Ninety-seven (97) North, Range Twenty four (24), West of the Fifth Principal Meridian, Hancock County, Iowa, lying East of the center line of Lime Creek AND

Outlot "B", Country Club Heights Subdivision of the North Eighty-seven and one-half (87 ½) rods of the North West Quarter (NW¼) of Section One (1), Township Ninety-seven (97) North, Range Twenty four (24), West of the Fifth Principal Meridian, Hancock County, Iowa, lying East of the center line of Lime Creek EXCEPT that part lying East of a line drawn from the Southwest corner of Lot 13 to the Northwest corner of Lot 14, AND

Outlot "C" and Lots Sixteen (16), Seventeen (17), Eighteen (18), and that part of Lot Fourteen (14), described in Warranty Deed 80 L.D. 171 filed for record September 20, 1978 in the office of the Recorder, Hancock County, Iowa, described as follows: Beginning at the Southwest corner of said Lot 14, thence N 05°31'50" W 183.00 feet to the Northwest corner of said Lot 14; thence S 11° 34'40" E 143.00 feet; thence S 89°29'00" E 105.00 feet; thence N 84°34'10" E 115.00 feet to the Southeast corner of said Lot 14; thence S 78°35'10" W 235.00 feet to the point of beginning, all in Country Club Heights Subdivision of the North Eighty-seven and one-half (87 ½) rods of the North West Quarter (NW¼) of Section One (1), Township Ninety-seven (97) North, Range Twenty-four (24), West of the Fifth Principal Meridian, Hancock County, Iowa EXCEPT that part of Parcel A described in Plat of Survey 4 I.S. 531 filed for record November 2, 1992 in the office of the Recorder, Hancock County, Iowa, lying therein, AND EXCEPT that part of Lot 18 lying parallel with and Northeasterly of the high water mark of the lagoon situated at the Westerly edge of said Lot 18, **EXCEPTING THEREFROM all easements of record.**

Assessor Parcel No. 2801010331