RESOLUTION R-696-91

RESOLUTION RELINQUISHING CERTAIN STORM SEWER EASEMENTS IN TANGLEWOOD SUBDIVISION PLAT NO. 2

WHEREAS, it has been brought to the attention of the City Council for the City of Manchester, Iowa that certain storm sewer easements in Tanglewood Subdivision Plat No. 2 were obtained by the City of Manchester, Iowa which are no longer of any anticipated use or value to the City of Manchester, Iowa; and

WHEREAS, the Plat No. 2 of Tanglewood Subdivision was completed in January, 1985 and the final street design for said subdivision was not completed until August of 1989; and

WHEREAS, the final design of streets and storm sewers in Plat No. 2 of Tanglewood Subdivision as completed in August of 1989 renders certain storm sewer easements shown on the plat to be unnecessary; and

WHEREAS, Tri-State Engineers of Manchester, Iowa have reviewed the Subdivision Plat No. 2 for Tanglewood Subdivision and determined that the storm sewer easements located on Lots 1, 3 and 4 now serve no purpose and are of no benefit to the City of Manchester, Iowa now that street grades have been permanently established in the area;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Manchester, Iowa that the storm sewer easement located on Lot 1, Tanglewood Subdivision Plat No. 2; Lot 3, Tanglewood Subdivision Plat No. 2; and Lot 4, Tanglewood Subdivision Plat No. 2, are hereby relinquished and vacated.

PASSED AND APPROVED this 15th day of April, 1991.

City of Manchester

Milt L. Kramer

Mayor Milt L. Kramer

1991 CITY OF MANCHESTER IOWA SEAL

ATTEST:

Karen K. Cole

Karen K. Cole, City Clerk

On this 18th day of April, 1991, before me, Linda K. Tutton, a Notary Public in and for the State of Iowa, personally appeared Milt L. Kramer and Karen K. Cole, 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 Manchester, Iowa; that the seal affixed to the foregoing instrument is the corporate seal of the corporation, and that the instrument was signed and sealed on behalf of the corporation, by authority of its City Council, as contained in Resolution No. R-696-91 passed by the City Council, under Roll Call No. ____ of the City Council on the 15th day of April, 1991, and that Milt L. Kramer and Karen K. Cole acknowledged the execution of the instrument to be their voluntary act and deed and the voluntary act and deed of the corporation, by it voluntarily executed.

LINDA K. TUTTON Notary Public Seal

Linda K. Tutton

Notary Public; my commission expires 8-29-93

Linda K. Tutton

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| FILE No. 99-2850 | FILED FOR RECORD THE 30 DAY OF May, 19 91 AT 1:53 | STATE OF IOWA, DELAWARE COUNTY |
| RECORDING FEE $ 10.00 | O'CLOCK P M. BOOK 2 PAGE 176 | Joan Sheppard, Recorder |
| TRANSFER FEE $ | | By Misc., Deputy |

STATE OF IOWA, Delaware County-ss.

I, Larry K. Woellert, being duly sworn depose and say that I am publisher of The Manchester Press, a newspaper published weekly in Manchester, in said county, and that the Notice of Public Hearing on the Relinquishing of Certain ~~in case of~~ Storm Sewer easements in Tanglewood Plat #2 a copy of which is hereto attached, was published in said newspaper for 1 weeks consecutively; the first publication having been made on the 9 day of April A.D. 19 91, and the last on the _____ day of _____ A.D. 19____

Publication fee, $ 6.94

Larry K. Woellert

Subscribed by Larry K. Woellert and by him sworn to before me, a notary public in and of Delaware County, Iowa this 11 day of April A.D. 1991

Witness my hand and seal the date last above written.

Doris Tucker Notary Public

NOTICE OF PUBLIC HEARING ON THE RELINQUISHING OF CERTAIN STORM SEWER EASEMENTS IN TANGLEWOOD SUBDIVISION PLAT #2

You are herby notified that a Public Hearing will be held by the City Council of the City of Manchester, Iowa, beginning at 7:45 P.M. on April 15, 1991 in the Council Chambers at City Hall, Manchester, Iowa on the proposed relinquishing of Storm Sewer easements on Lots 1, 3 and 4 of Tanglewood Subdivision : Plat #2. It has been determined that these easements are no longer needed and it has been requested that they be relinquished to the property owners.

Interested persons may appear arid be heard for or against said relinquishing of certain storm sewer easements in Tanglewood Subdivision at this Public Hearing.

Published by order of the city Council of the city of Manchester, Iowa.

Karen K. Cole,
City Clerk

4-9-91 P53