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DEBORAH L. PEYTON, RECORDER/REGISTRA
DELAWARE COUNTY IOWA

THIS DOCUMENT WAS PREPARED BY MARK NAHRA, DELAWARE COUNTY ENGINEER'S OFFICE, 2139 HIGHWAY 38., DELAWARE, IA 52036, 563-927-3505

RESOLUTION

Order for vacation of easement on 250th Street and 262nd Avenue in Section 23 T88N-R4W

WHEREAS the Code of Iowa, section 306.10 gives the Board of Supervisors the power on its own motion to alter or vacate and close any highway or road under its jurisdiction, and

WHEREAS the Board of Supervisors no longer believes the county needs to maintain its easement on the following county highway, and

WHEREAS the Board of Supervisors has held a public hearing following official notice as required by sections 306.11, 306.12, and 306.13 of the Code of Iowa, and

WHEREAS, the Board has heard any and all objections filed per 306.14 of the Code of Iowa, and

NOW THEREFORE BE IT RESOLVED that the Delaware County Board of Supervisors, in session this 19th day of December, 2005, enters the following order in regard to the aforementioned road vacation proceedings.

The Board of Supervisors orders the following described road segment to be closed and vacated. Said road is described as follows:

1) 262nd Avenue right of way described as follows: That portion of the right of way lying within the SW1/4 - SW1/4 of section 23, township 88 north, range 4 west.
2) 262nd Avenue described as follows: Beginning at a point 552.62 feet south of the NE corner SW ¼ - NW ¼ of Section 23, T88N, R4W, which is also the intersection of the quarter- quarter line with south right of way line of 255th Street, thence south 1626.10 feet to the north right of way line of 260th Avenue. Said right of way is 66 feet in width and dedicated to the county by easement.
3) 250th Street and 262nd Avenue beginning at the north right of way line of 255th Street which lies 411.62 feet south of the NE corner SW ¼ - NW ¼ Section 23, T88N, R4W, thence running north and west to the east right of way line of 250th Street, lying 764.16 feet west of said NE corner SW ¼ - NW ¼ Section 23, T88N, R4W. Said right of way is 66 feet in width and was dedicated to the county by easement.

SO ORDERED THIS 19th DAY OF DECEMBER, 2005;

Board of Supervisors

Shirley E. Helmrichs
Chair

William J. Skinner

Steven L. Koeneke

Seal:

Attest:
Sharon McCrabb
Delaware County Auditor

On this 19th day of December, 2005, before me Mark J. Nahra a notary public in and for the State of Iowa appeared Shirley E. Helmrichs, Chair, Steven Koeneke, William Skinner, and Sharon McCrabb, to me personally known, and who, being by me duly sworn, did say that they are the Chairperson of the County Board of Supervisors, members of the County Board of Supervisors, and County Auditor, respectively, of the County of Delaware, Iowa; that the seal affixed to the foregoing instrument is the county seal of the county, and that the instrument was signed and sealed on behalf of the county, by authority of its Board of Supervisors, as contained in the Supervisors Minute Book X, as passed by the Board of Supervisors on the 19th day of December, 2005 and, Shirley E. Helmrichs, Steven Koeneke, William Skinner and Sharon McCrabb acknowledged the execution of said instrument to be their voluntary act and deed and the voluntary act and deed of the county, by it voluntarily executed.

Mark J. Nahra
Notary Public
My Commission Expires: 7-2-2007

Seal:

Mark J. Nahra
COMMISSION NUMBER 165627
MY COMMISSION EXPIRES
7-2-2007