Entered for taxation 3rd day
of Aug A.D. 2009
Carla K Becker, Auditor
By CRane, Deputy
Parcel # 370-27-06-016-30
370-28-06-021-06
370-22-06-013-06
370-21-06-012-06

87-81, 87-82, 87-87 &
87-88

Book 2009 Page 2946

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DEBORAH L PEYTON, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

THIS DOCUMENT WAS PREPARED BY ANTHONY BARDGETT, DELAWARE COUNTY ENGINEER'S OFFICE, 2139 HIGHWAY 38., MANCHESTER, IA 52057, 563-927-3505

Return to: Delaware County Auditor, 301 E. Main Street, Manchester, IA 52057

RESOLUTION

Vacation of Grove Creek Road between Sections 27 & 28-T87N-R4W and Sections 21 & 22-T87N-R4W, Delaware County, Iowa

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.

NOW THEREFORE BE IT RESOLVED that the Delaware County Board of Supervisors, in session this 27th day of July, 2009, 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 centerline is described as follows:

> That portion of Grove Creek Road, commencing thirty-three (33) feet south of the southeast corner of Section Twenty-One (21), Township Eighty-Seven North (T-87N), Range Four West (R-4W) of the Fifth (5th) P.M., Delaware County, Iowa and thence running northerly along the easterly section lines of Section Twenty-Eight (28) and Section Twenty-One (21) approximately 1275 feet to the point of termination which is the southerly right-of-way line of Delaware County D47 (also known as 315th Street). The road alignment is Sixty-Six (66) feet right-of-way.

The Board of Supervisors finds no additional damages are to be paid to any claimants on this vacation.

SO ORDERED THIS 27th DAY OF July, 2009;

Board of Supervisors

Shirley E. Helmrichs
Chair SHIRLEY E. HELMRICHS

JEFFERY MADLOM

Jerry Ries
JERRY RIES

DELAWARE COUNTY OFFICIAL SEAL IOWA

Attest:

Carla K Becker
Delaware County Auditor CARLA K. BECKER

On this 27th day of July, 2009, before me Julia Hackbarth, a notary public in and for the State of Iowa appeared Shirley E. Helmrichs, Jeff Madlom, Jerry Ries, and Carla Becker, 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 1, as passed by the Board of Supervisors on the 27th day of July, 2009 and, Shirley E. Helmrichs, Jeff Madlom, Jerry Ries and Carla Becker 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.

Julia Hackbarth
Notary Public **JULIE HACKBARTH**
My Commission Expires: 5-24-11

Seal:

