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Document 2013 799 Type 06 018 Pages 2
Date 2/28/2013 Time 3:45:43PM
Rec Amt $.00

DEBORAH L PEYTON, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

Replaces Resolution Recorded in Book 2013 Page 741
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 a Portion of 210th Street between Sections 29 & 32-T89N-R6W, 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 25th day of February, 2013, 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 210th Street commencing at the Southwest corner of Section Twenty-nine (29), Township Eighty-nine North (T89N), Range Six West (R6W) of the Fifth Principal Meridian, Delaware County, Iowa; thence North 89° 58' 27" East 1863.35 feet along the South line of the Southwest Quarter (SW1/4) of said Section Twenty-nine (29) to the Point of Beginning; thence North 03° 49' 39" West 30.62 feet to the Northerly right-of-way line of 210th Street; thence north 89° 52' 51" East 1017.32 feet along said Northerly right-of-way line of 210th Street to the Westerly right-of-way line of Candle Road; thence South 34° 47' 55" West 17.42 feet along said Westerly right-of-way line of Candle Road; thence South 34° 02' 54" West 62.50 feet along said Westerly right-of-way line of Candle Road to the Southerly right-of-way line of 210th Street; thence South 89° 52' 51" West 967.97 feet along said Southerly right-of-way line of 210th Street; thence North 03° 49' 39" West 35.52 feet to the Point of Beginning containing a total of 1.50 acres more or less of public road right-of-way, subject to easements, reservations, restrictions, and rights-of-way of record and not of record. (See Graphic Exhibit for more details.)

Vacation action vacates only the road easement; utility and other easements of record remain in force.

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

SO ORDERED THIS 25th DAY OF FEBRUARY, 2013;

Board of Supervisors

Jeff Madlom, Chairperson

Jerry Ries

Shirley E. Helmrichs

Attest:

DELAWARE COUNTY OFFICIAL SEAL IOWA

Carla Becker, County Auditor

On this 25th day of February, 2013, before me Anne Rave, a notary public in and for the State of Iowa appeared Jeff Madlom, Jerry Ries, Shirley E. Helmrichs 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 25th day of February, 2013 and, Jeff Madlom, Jerry Ries, Shirley E. Helmrichs 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.

Anne Rave

Notary Public

My Commission Expires: 3/25/2015

Seal: NOTARIAL SEAL IOWA

ANNE RAVE
Commission Number 757587
MY COMMISSION EXPIRES
MARCH 25, 2015