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Daneen Schindler, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

CITY OF EARLVILLE
RESOLUTION 2017-14
Recorder's Cover Sheet

Preparer Information:
Justin Vorwald
132 South Main Street
P.O. Box 306
Elkader, IA 52043
Phone: (563) 245-1722

Return Address:
City of Earlville
19 Northern Ave.
Earlville, IA 52041

Legal Description: See Page 2

Document or instrument number if applicable: N/A

RESOLUTION NO. 2017 - 14

A Resolution Providing for the vacation and disposal of the alley on Lot D4 located in Block Two (2), of the S.E. Haskins Addition to Nottingham, now Earlville, Iowa, according to plat recorded in Book 1, Plats, Page 32 to adjacent property owners: Christopher & Elizabeth Rude, Howard and Linda Wood, Donald Bildstein, and Matthew Wilcox & Michelle Salow.

WHEREAS, the alley set out above has been platted for decades and never used, and

WHEREAS, there are no plans for development of this alley, and

WHEREAS, the City has received a request from the adjacent property owners to vacate said alley and convey the property to them, subject to the City's reservation of utility easements ten (10) feet in width lying under a portion of each conveyed parcel, and

WHEREAS, each of the adjacent property owners have agreed to pay $250 and the cost of this proceeding and of any conveyance of the property to them, and

WHEREAS, a Notice of Public Hearing on the vacation of said street was published in the Dyersville Commercial on the 21st day of June, 2017 and a subsequent public hearing was held on the 10th day of July, 2017, and

WHEREAS, the City Council has determined it would be in the best interest of the City to vacate said alley and to convey it to the adjacent property owners: Christopher & Elizabeth Rude, Howard and Linda Wood, Donald Bildstein, and Matthew Wilcox & Michelle Salow.

BE IT THEREFORE RESOLVED BY THE CITY COUNCIL OF THE CITY OF EARLVILLE, IOWA, as follows:

1. The following described alley within the City is hereby vacated:

    a. *the alley on Lot D4 located in Block Two (2), of the S.E. Haskins Addition to Nottingham, now Earlville, Iowa, according to plat recorded in Book 1, Plats, Page 32.*

2. The Mayor and City Clerk are hereby authorized and directed to convey said property to *Christopher & Elizabeth Rude, Howard and Linda Wood, Donald Bildstein, and Matthew Wilcox & Michelle Salow*, with each receiving the quarter of Lot D4 bordering their respective properties, subject to utility easements ten (10) feet in width lying under a portion of each conveyed parcel.

BE IT FURTHER RESOLVED, that consideration for said transfer shall be the cost to the City of undertaking these proceedings including publication fees and legal fees and that the property has no additional value.

PASSED AND APPROVED this 10th day of July, 2017.

City of Earlville

By: _____
Dan Wheeler, Mayor

Attest:

_____
Linda Gaul, City Clerk

CERTIFICATION

THE UNDERSIGNED, Linda Gaul, the duly appointed and acting City Clerk of the City of Earlville, Iowa, certifies that the foregoing is a true and exact copy of Resolution No. 2017-14 duly adopted by the Earlville City Council at its regular meeting on the ____ day of July, 2017.

Dated this 11 day of July, 2017.

_____
Linda Gaul, City Clerk

CITY OF EARLVILLE IOWA