Recorded: 12/5/2019 at 12:46:45.0 PM
County Recording Fee: $17.00
Iowa E-Filing Fee: $3.32
Combined Fee: $20.32
Revenue Tax:
Delaware County, Iowa
Daneen Schindler RECORDER
BK: 2019 PG: 3429

RESOLUTION NO. 7-2020 RESOLUTION RE: VACATING ALLEY AND STREET DISPOSITION OF REAL ESTATE

Recorder's Cover Sheet

Preparer Information:

James T. Peters, 309 1st St E, Independence, Iowa 50644
Phone: (319) 334-9992

Taxpayer Information:

Return Address:

James T. Peters, 309 1st St E, Independence, Iowa 50644

Grantors:

City Of Hopkinton, Iowa

Grantees:

Virginia Mae Williamson, Anna Marie Eiben, Judith A. Tucker, Shirley A. Gates, Shaun C. Flanagan, Nicole K. Flanagan, Gilbert C. Kemp and Cynthia J. Kemp

Legal Description:

See Page 2

Document or instrument number if applicable:

RESOLUTION NO. 7-2020

RESOLUTION RE: VACATING ALLEY AND STREET DISPOSITION OF REAL ESTATE

WHEREAS the City Council for the City of Hopkinton, Iowa has considered the disposition of real estate otherwise known as

Hale Street located South of SE Kirk Street and lying adjacent on the east side of Lots 12-18 and adjacent on the West side of Lots 19-25 all of H.A. Carter's Out Lots to the City of Hopkinton, Delaware County, Iowa, according to plat recorded in Book 19 L.D., Page 101, is hereby vacated and closed from public use.

That portion of the 20-foot-wide alley located between Culver Road NE and Grove Street lying West of and adjacent to Block 7 and West of and adjacent to Block 8 of H.A. Carter's Third Addition, in the City of Hopkinton, Delaware County, Iowa, according to plat recorded in Book 19 Page 104, is hereby vacated and closed from public use.

WHEREAS the City Council has determined the City of Hopkinton, Iowa would benefit by conveyance and vacation of the real estate described above; and

WHEREAS the City Council for the City of Hopkinton, Iowa, held a public hearing following publication of notice of public hearing as required by Iowa Code to consider the disposition of real estate upon the terms set forth herein; and

WHEREAS upon close of the public hearings the City Council approved the sale and disposition of the above described real estate on the terms set forth below:

IT IS HEREBY RESOLVED BY THE CITY COUNCIL OF THE CITY OF HOPKINTON, IOWA:

1. That a public hearing on the aforesaid proposal for vacation of a city alley was held on the 14th day of January, 2019, at 7:00 o'clock P.M. in the City Council chambers in the city of Hopkinton Iowa, and at that time a hearing was also held to consider disposition of said property. The City Council proposes to convey the above described as follows:

1. Transfer of vacated Hale Street located South of SE Kirk Street and lying adjacent on the East side of Lots 12-18 and adjacent on the West side of Lots 19-25 all of H.A. Carter's Out Lots to the City of Hopkinton, Delaware County, Iowa, according to plat recorded in Book 19 L.D., Page 101 as follows:

a. Virginia Mae Williamson will receive: The West half of vacated Hale Street lying South of SE Kirk Street and adjacent to Lots 12 and 13 of H.A. Carter's Out Lots, Hopkinton, Iowa.

The East half of vacated Hale Street lying South of SE Kirk Street and adjacent to Lot 24

of H.A. Carter's Out Lots, Hopkinton, Iowa.

b. Anna Marie Eiben will receive: The East one half of vacated Hale Street lying South of SE Kirk Street and adjacent to Lot 25 of H.A. Carter's Out Lots, Hopkinton, Iowa.

c. Judith A. Tucker will receive: That portion of vacated Hale Street lying South of SE Kirk Street and adjacent to Lots 14, 15, 22, and 23 of H.A. Carter's Out Lots, Hopkinton, Iowa.

d. Shirley A. Gates will receive: That Portion of vacated Hale Street lying South of SE Kirk Street and adjacent to Lots 16 through 21 of H.A. Carter's Out Lots, Hopkinton, Iowa.

2. Transfer that portion of the 20-foot wide alley located between Culver Road NE and Grove Street lying West of and adjacent to Block 7 and West of and adjacent to Block 8 of H.A. Carter's Third Addition, in the City of Hopkinton, Delaware County, Iowa, according to plat recorded in Book 19 Page 104 as follows:

a. Gilbert C. Kemp and Cynthia J. Kemp, husband and wife, will receive: The West one-half of the vacated alley located in H.A. Carter's Third Addition between Culver Road NE and Grove Street adjacent to Parcel B and C of the Southwest ¼, Section 18, Township 87 North, Range 3 West of the 5th P.M., Delaware County, Hopkinton, Iowa.

b. Shaun C. Flanagan and Nicole K. Flanagan, husband and wife, will receive: the East one-half of the vacated alley located between Culver Road NE and Grove Street adjacent to Lots 1 and 2 of Block 7 of H.A. Carter's Third Addition, in the City of Hopkinton.

By quit claim deed for the sum of $1.00.

2. The City Council discussed the terms of vacation, disposition and acquisition of the alley and determined said agreement is in the best interests of the City and approved the agreement accordingly.

3. The Mayor and City Clerk are authorized and directed to proceed with the sale of the vacated alley pursuant to the terms of this resolution.

Passed this 12 day of November, 2019.

Cathy Harris

Cathy Harris, Mayor

ATTEST:

Sarah Helle

Sarah Helle, City Clerk