Book 2020 Page 4478
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Daneen Schindler, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

Prepared by: J Steven McCorkindale, 132 S Main St, P.O. Box 306, Elkader, IA 52042 563-245-1722
Return to: City of Edgewood, P.O. Box 397, Edgewood, IA 52042

RESOLUTION 20-20

A RESOLUTION PROVIDING FOR THE VACATION AND DISPOSAL OF LOTS IN THE PHELPS ADDITION TO THE TOWN OF EDGEWOOD, DELAWARE COUNTY, IOWA, TO ADJACENT OWNERS MARK WERY & TERESA WERY

WHEREAS, Lots One (1) and Two (2), except the West One Hundred Eighty-five feet (185') and further except the East Ninety-five feet (95') of Lots One (1) and Two (2), Phelps Addition to the Town of Edgewood, Delaware County, Iowa, according to Plat in Book 1, Page 91, has been platted and has not been used; and,

WHEREAS, there are no plans for development of this property; and,

WHEREAS, the City has received a request from the adjacent property owner to vacate said property and convey the property to them, subject to the City's reservation of utility easements for access to and servicing of an Alliant electrical pole in the Southwest end of the property; and,

WHEREAS, the property owners have agreed to pay One Thousand One Dollars ($1,001.00), the cost of this proceeding, and the cost of conveyance of the property to them; and,

WHEREAS, a Notice of Public Hearing on the vacation of said property was published in the Edgewood Reminder on the 29th day of September, 2020, and a subsequent public hearing was held on the 12th day of October, 2020; and,

WHEREAS, the City Council has determined it would be in the best interest of the City to vacate said property and to convey it to the adjacent property owners, Mark Wery and Teresa Wery.

BE IT THEREFORE RESOLVED by the City Council of the City of Edgewood, Iowa, as follows:

1. The following described property in the City is hereby vacated:

   Lots One (1) and Two (2), except the West One Hundred Eighty-five feet (185') and further except the East Ninety-five feet (95') of Lots One (1) and Two (2), Phelps Addition to the Town of Edgewood, Delaware County, Iowa, according to Plat in Book 1, Page 91

2. The Mayor and the City Clerk are hereby authorized and directed to convey said property to Mark Wery & Teresa Wery, subject to the utility easement described above.

BE IT FURTHER RESOLVED that consideration for said transfer shall be One Thousand One Dollars ($1,001.00) and the cost to the City for undertaking this proceeding including publication fees, legal fees, and recording fees.

Passed, approved, and adopted this 9 day of November, 2020.

CITY OF EDGEWOOD

BY: _____
James Stone, Mayor

ATTEST:

_____
Cindy Vorwald, City Clerk

CERTIFICATION

THE UNDERSIGNED, Cindy Vorwald, the duly appointed and acting City Clerk of the City of Edgewood, Iowa, certifies that the foregoing is a true and exact copy of Resolution No 20-20 duly adopted by the Edgewood City Council at its regular meeting on the 9 day of November, 2020.

DATED this 10 day of November, 2020.

Cindy Vorwald

Cindy Vorwald, City Clerk