



Document 2023 2733

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BRANDY MACUMBER, COUNTY RECORDER
MADISON COUNTY IOWA

CHEK

Prepared by and Return to:
Andrew Barden
City of Winterset
124 W. Court Avenue
Winterset IA 50273
515-462-1422

CERTIFICATION

The undersigned, the duly appointed and acting City Administrator and City Clerk of the City of Winterset, Iowa, does hereby certify the following described documents as true and authentic copies of the official records in the custody of the Office of Clerk of the City of Winterset, Iowa.

Resolution abandoning an easement of Parcel S previously filed in Book 2010, Page 781 on 04-08-2010.

Relating to documents:

- 1) Resolution 2023-41 A Resolution to release easement on Pt Parcel S, Passed and approved October 16th, 2023

The undersigned further certifies the Resolution described above were duly passed by the Council and approved by the Mayor on the dates shown thereon.

Andrew Barden
City Administrator
City of Winterset, Iowa

SEAL



RESOLUTION 2023-41

RESOLUTION TO RELEASE EASEMENT ON PT PARCEL S

WHEREAS, the real property owners petitioned the City Administrator and Planning and Zoning official to release a portion of the current easement in favor of the City of Winterset over, across and through the following described property:

A 25.00 foot wide ingress/egress easement the centerline of which is along the South line of Parcel "E" in the Southeast Quarter of Section 25, Township 76 North, Range 28 West of the 5th P.M., City of Winterset, Iowa more particularly described as follows:

Commencing at the Southeast Corner of said Section 25 thence North 00°14'26" East 638.41 feet along the East line of the Southeast Quarter of Southeast Quarter of said Section 25; thence North 89°33'18" West 69.52 feet to the Southeast Corner of Parcel "E", which is the Easement Point of Beginning; thence North 89°13'18" West 220.00 feet along the South line of Parcel "E" to the Easement terminus.

(Tax Parcel ID no. 823007100084100).

WHEREAS, the has recently been developed by McDonalds; and,

WHEREAS, City Administrator and Planning and Zoning Official required a 66' easement for a future extension of W Stone Street; and,

WHEREAS, the plat of survey for parcel S was approved on May 30th, 2023 (Res. No 2023-18); and,

WHEREAS, the existing easement is now overlaid with the newly established 66' ROW easement ; and,

NOW, THEREFORE, IT IS HEREBY RESOLVED by the City Council of the City of Winterset, Iowa as follows:

The City of Winterset will release its easement over, across and through the following described real estate recorded in Book 2010 Page 781 described as:

A 25.00 foot wide ingress/egress easement the centerline of which is along the South line of Parcel "E" in the Southeast Quarter of Section 25, Township 76 North, Range 28 West of the 5th P.M., City of Winterset, Iowa more particularly described as follows:


Commencing at the Southeast Corner of said Section 25 thence North 00°14'26" East 638.41 feet along the East line of the Southeast Quarter of Southeast Quarter of said Section 25; thence North 89°33'18" West 69.52 feet to the Southeast Corner of Parcel "E", which is the Easement Point of Beginning; thence North 89°13'18" West 220.00 feet along the South line of Parcel "E" to the Easement terminus.

The City of Winterset will retain its 66' easement over, across and through the entire northern portion of Parcel "S" in the City of Winterset, Madison County, Iowa. Described real estate recorded in Book 2023 Page 1300 described as:

The Southeast quarter of the Southeast quarter of Section ^{25^{NSB}}27, Township 76 North, Range 28 West, in plat records filed June 8th, 2023 in Book 2023 Page 1300

The City Clerk shall affix the city seal and record this document with the Madison County Recorder.

Passed and approved this 16th day of October, 2023.


Philip A Macumber, Mayor

ATTEST:


Andrew J. Barden, City Administrator / City Clerk

