



Document 13-4726

Book 2013 Page 4726 Type 06 021 Pages 2

Date 11/19/2013 Time 8:49 AM

Rec Amt \$.00

ARLENE SCHAUF, RECORDER/REGISTRAR
JACKSON COUNTY IOWA**RESOLUTION #427-11-12-2014****FINAL RESOLUTION****TO VACATE certain alleyways and streets in the Town of Nashville,
Jackson County, Iowa**

WHEREAS, the date of October 15, 2013 a public hearing was held on the proposed vacation of certain alleyways and streets in the Town of Nashville, Jackson County, Iowa as shown by the original recorded Plat recorded in Book G, pages 223 and 224, viz:

LEGAL DESCRIPTION:

1. The 60 foot right-of-way width of Fremont Street north of 35th Street (formerly Pleasant Street) between Blocks 2 and 3 and Fremont Street south of the alley between Blocks 4, 5, 8 & 9 except for that part previously vacated by document recorded in Book W pages 144-145 of the Jackson County Recorder's Office.
2. All that part of 60 foot right-of-way width of 35th Street (formerly Pleasant Street) lying west of a line commencing at the northeast corner of Lot 4, Block 4 and extending north to a point at the southeast corner of Lot 11, Block 2, being also described as 60 foot right-of-way of 35th Street lying between Blocks 2 and 4.
3. The south half of the 16 foot wide alley located in Block 4 and the south half of the 16 foot wide alley located in Block 5 adjacent to lot 18 and the south half of the 16 foot alley in Block 5 adjacent to the west 18 feet of lot 17
4. 60 foot wide right-of-way Kossuth Street from the west line of Main Street to the west line of Blocks 4 & 9 and the alley extending from the west line of Main Street to the West line of Block 9.

WHEREAS, Jackson County has determined that the alley located in Block 5 between the east 42 feet of lots 2 and 17 extending to the east to right-of-way line of 98th Avenue (formerly Main Street) shall not be vacated. Furthermore Jackson County shall not permit any further placement of private buildings, fences, septic systems, or other development within this alley. Furthermore if the current buildings, fences, septic systems, and other development need to be replaced they shall relocated to allow for future vacation of said alley

WHEREAS, the public hearing has been held and all comments and objections have been heard and/or placed on file, and,


WHEREAS, Said part of the present road right-of-way and alley way is no longer necessary or required for use by the public for highway purposes and will not hereafter be required for maintenance or construction purposes for any public road.

NOW THEREFORE, BE IT RESOLVED by the Jackson County that:

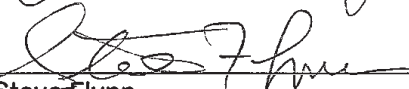
1. Said part of the present right-of-way herein described above , together with any and all rights of Jackson County in and to the same are hereby abandoned, and Jackson County hereby disclaims any right to title, easements, or interest in and to said part of the road right-of-way or to the use thereof for any purpose whatsoever.
2. Said abandonment is subject to the land owners contacting Iowa One Call prior to any excavation to check for underground utilities.
3. Said abandonment is subject to any utilities remaining in place within the abandoned right-of-way unless the owners of the property can come to a mutual agreement with said utilities concerning the status of said utilities.
4. That the County Engineer be directed to discontinue maintenance of the right-of-way, and that all traffic control devices owned by Jackson County be removed.

Passed and approved this 12st day of November 2013

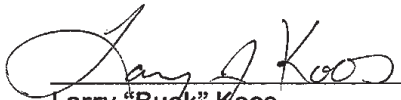
JACKSON COUNTY BOARD OF SUPERVISORS



John J. Willey, Chairman of Supervisors

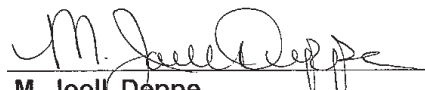


Steve Flynn



Larry "Buck" Koos

ATTEST:



M. Joell Deppe
Jackson County Auditor