

Prepared By & Return To: Linn County Secondary Road Dept., 1888 County Home Rd, Marion, IA 52302 (319) 892-6400

Return to: Auditor RESOLUTION # 2019-1-19

AUTHORIZE CONVEYANCE OF VACATED RIGHT-OF-WAY

WHEREAS, the Board of Supervisors, Linn County, Iowa, is empowered under §331.361, Code of Iowa, to dispose of the interest of Linn County, in real property, and,

WHEREAS, the Board of Supervisors, Linn County, Iowa, has vacated the portions of right-of-way described as:

LEGAL DESCRIPTION

Part of the Southwest quarter of the Southwest fractional quarter, Section 17, Township 85 North, Range 5 West of the Fifth Principal Meridian, Linn County, Iowa as shown in exhibit "A" attached hereto by this reference made a part hereof and described as follows:

The west 33 feet of the former Bridge Street right-of-way from the northwesterly Boy Scouts Road right-of-way line to the north right-of-way line of the former 4th Street;

All of the former West Street right-of-way lying north of the centerline of the former 2nd Street;

All of the former 4th Street right-of-way lying west of the centerline of former Bridge Street;

All of the former 3rd Street right-of-way lying west of the northwesterly Boy Scouts Road right-of-way;

The former 2nd Street right-of-way from the former West Street to the northwesterly Boy Scouts Road right-of-way line, excepting the south half of the former 2nd Street right-of-way from the former West Street to the centerline of the unnamed alley;

The unnamed alley right-of-way from the northwesterly Boy Scouts Road right-of-way line to the north right-of-way of former 4th Street, excepting the west half of the unnamed alley right-of-way from the northwesterly Boy Scouts Road right-of-way line to the centerline of former 2nd Street.

Said area contains 3.72 acres more or less, subject to easements and restrictions of record.

and,

WHEREAS, Ken A Lillig & Kay D Lillig Cotter, owner of real property adjacent to the above described parcel of vacated right-of-way desire to obtain whatever interest Linn County, Iowa may have in the above described parcel of vacated right-of-way, and

WHEREAS, the Board of Supervisors, Linn County, Iowa, has pursuant to §331.361, Code of Iowa, conducted a public hearing upon the proposal to convey by quit claim deed whatever interest Linn County, Iowa, may have in the above described parcel of vacated right-of-way.

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Board of Supervisors, Linn County, Iowa, this date met in lawful session that whatever interest Linn County, Iowa, may have in the above described parcel of vacated right-of-way shall be conveyed to Ken A Lillig & Kay D Lillig Cotter, owner of real property adjacent to the above described vacated right-of-way, by quit claim deed.

BE IT FURTHER RESOLVED that the Chairperson of the Board of Supervisors, Linn County, Iowa, hereby authorize to execute said quit claim deed conveying whatever interest Linn County, Iowa, may have in the above described parcel of vacated right-of-way to Ken A Lillig & Kay D Lillig Cotter.

Res # 2019-1-19

Dated at Cedar Rapids, Linn County, Iowa, this 30 day of Jan, 2019.

BOARD OF SUPERVISORS
LINN COUNTY, IOWA

Stacey Wall

Chairperson

[Signature]

Vice Chairperson

[Signature]

Supervisor

ATTEST:

Joel Miller by Rebecca Skoop,
Linn County Auditor Deputy

STATE OF IOWA)
COUNTY OF LINN)SS

I, Joel Miller by Rebecca Skoop, Deputy, County Auditor of Linn County, Iowa, Linn County, Iowa, hereby certify that at a regular meeting of the said Board, the foregoing resolution was duly adopted by a vote of 3 aye, 0 nay and 0 abstained from voting.

Joel Miller by Rebecca Skoop,
Linn County Auditor Deputy

Subscribed and sworn to before me by the aforesaid on this 30th day of January, 2019.

Amanda Hoy

Notary Public, State of Iowa

