

RESOLUTION NO. 23-23/24

A RESOLUTION APPROVING THE VACATION OF A PORTION OF PARCEL F IN THE TOWN OF ALLENDORF, OSCEOLA COUNTY, IOWA, AND ITS SUBSEQUENT DISPOSAL TO LEONA J EGGINK REVOCABLE TRUST OF ALLENDORF, IOWA.

WHEREAS, the Board of Supervisors of Osceola County, Iowa (the "Board") previously proposed to vacate, in Resolution 21-23/24, a portion of Parcel F in the Town of Allendorf, Osceola County, Iowa, which are legally described as follows:

That port of Fourth Street and Rose Avenue (formerly Lincoln Street) lying north of and adjacent to Lot 7 in Block 3 and lying east of and adjacent to Block 3 in the Town of Allendorf, Osceola County, Iowa, more particularly described as follows:

Beginning at the Northeast Corner of said Town of Allendorf; thence South 00°13'05" East on the east line of said Town of Allendorf for a distance of 366.12 feet to the easterly extension of the south line of said Block 3; thence South 89°04'35" West on said easterly extension of said Block 3 for a distance of 66.00 feet to the Southeast Corner of said Block 3; thence North 00°13'06" West on the east line of said Block 3 for a distance of 300.89 feet to the Northeast Corner of said Block 3; thence South 89°44'41" West on the north line of said Lot 7 in said Block 3 for a distance of 140.12 feet to the Northwest Corner of said Lot 7; thence North 00°13'33" West on the northerly extension of the west line of said Lot 7 for a distance of 66.00 feet to the north line of said Town of Allendorf; thence North 89°44' 41" East on said north line for a distance of 206.13 feet to the Point of Beginning, containing 0.77 acres, inclusive of 0.77 acres of public road right-of-way.

WHEREAS, the above-described portion of the above-described street, as requested by the Leona J. Eggink Revocable Trust, Allendorf, Iowa, pursuant to Chapters 331 and 354 of the Code of Iowa, are not needed for public use, and thus their maintenance at public expense is no longer justified. Moreover, the vacation of this portions of the above-mentioned street will not deny the owners of any property abutting said streets reasonable access to their property.


WHEREAS, the above-described portions of the above-described streets, once vacated, should be conveyed to Leona J. Eggink Revocable Trust, Allendorf, Iowa. Said sale and conveyance shall be subject to and in accordance with any other currently existing utility and/or access easements pertaining to the above-described portion of street.

WHEREAS, a public hearing was held on January 23, 2024, at 9 a.m. in the Supervisors Room of the Courthouse of Osceola County, Sibley, Iowa, at which time there were no objections to the vacation and conveyance of the above-described real estate. Notice of the public hearing was published in conformance with sections 354.23, 331.361, and 331.305 of the Iowa Code (2023) and the Osceola Zoning Code, Section 4.4, p. 26.

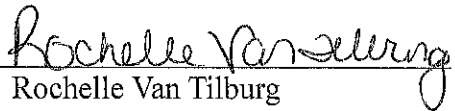
NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF OSCEOLA COUNTY, IOWA, that the portion of Parcel F described above are hereby vacated.

BE IT FURTHER RESOLVED BY THE BOARD OF SUPERVISORS OF OSCEOLA COUNTY that the Auditor and the Chair of the Board of Supervisors are hereby authorized and directed to execute and deliver a special warranty deed (and all other documents that may be necessary to effectuate this resolution) regarding the above-described portions of the above-described streets to Leona J. Eggink Revocable Trust, Allendorf, Iowa in accordance with the terms set forth in this resolution.

PASSED, APPROVED, AND ADOPTED this 23rd day of January, 2024.



Ed Jones, Chairman
Osceola County Board of Supervisors



Rochelle Van Tilburg
Osceola County Auditor