

Instrument #: 2019-17658
09/25/2019 11:50:06 AM Total Pages: 4
RVROW RESOLUTION VAC ROADWAY ROW
Recording Fee: \$ 0.00 Transfer Tax: \$0

Patrick F. Gill, Auditor/Recorder, Woodbury County Iowa



Road Vacation Resolution

RECORDING COVER SHEET

Preparer Information: Mark J. Nahra, P.E., Woodbury County Engineer, 759 E. Frontage Road, Merville, IA 51039, telephone no. 712-873-3215

BoP **Return Document to: Mark J. Nahra, P.E., Woodbury County Engineer, 759 E. Frontage Road, Merville, IA 51039, telephone no. 712-873-3215**

Grantee/Grantor see page 2.

ROAD VACATION RESOLUTION VACATING EXCESS RIGHT OF WAY ON OLD HIGHWAY 141, IN THE NE ¼ OF THE SW ¼ OF SECTION 26, TOWNSHIP 86 NORTH, RANGE 44 WEST OF THE 5TH PRINCIPAL MERIDIAN.

RESOLUTION NO. 12891

WOODBURY COUNTY, IOWA

Vacation of excess right of way

WHEREAS the Code of Iowa, section 306.10 gives the Board of Supervisors the power on its own motion to alter or vacate and close any highway or road under its jurisdiction, and

WHEREAS the Code of Iowa, section 306.11 allows the Board to vacate a road right of held by easement that will not change the traveled portion of the road or deny access to adjoining landowners, and

WHEREAS a road vacation under the circumstances outlined in 306.11 does not require a hearing, and

WHEREAS there is excess right of way on the north side of Old Highway 141 near Smithland that encompasses a portion of a private residence, and

WHEREAS vacation of the excess right of way does not affect access or highway use, and

WHEREAS the Board of Supervisors no longer believes the county needs to maintain its easement on the following county right of way,

NOW THEREFORE BE IT RESOLVED that the Woodbury County Board of Supervisors, in session this 28th day of August 2019, enters the following order in regard to the aforementioned right of way vacation.

LEGAL DESCRIPTION:

A PARCEL OF LAND IN THE NE1/4 SW1/4 SECTION 26, T-86-N, R-44-W OF THE 5TH PRINCIPAL MERIDIAN WOODBURY COUNTY, IOWA. ALSO BEING A PART OF LOT 15 OF AUDITORS PLAT OF THE S1/2 SECTION 26 IN SMITHLAND, IOWA. MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE CENTER OF SECTION 26-86-44 THENCE N89°34'06"W AN ASSUMED BEARING 996.83 FEET ALONG THE NORTH LINE OF THE SW1/4 TO THE NW CORNER OF LOT 15 OF SAID AUDITORS PLAT; THENCE S19°34'19"W, 643.50 FEET ALONG THE WESTERLY LINE OF LOT 15; THENCE N89°34'06"W, 47.48 FEET TO THE CENTERLINE OF OLD HIGHWAY 141; THENCE ALONG SAID CENTERLINE ALONG A CURVE CONCAVE SOUTHWESTERLY WITH AN ARC LENGTH OF 64.68 FEET, A RADIUS OF 1273.30 FEET, AND A CHORD BEARING OF S32°37'49"E FOR 64.67 FEET; THENCE N58°49'30"E, 45.00 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING N58°49'30"E, 45.00 FEET; THENCE ALONG A CURVE CONCAVE SOUTHWESTERLY WITH AN ARC LENGTH OF 266.39 FEET, A RADIUS OF 1363.30 FEET, AND A CHORD BEARING OF S25°34'39"E FOR 265.96 FEET; THENCE S19°58'47"E, 110.90 FEET; THENCE S70°01'13"W, 45.00 FEET; THENCE N19°58'47"W FOR 110.90 FEET; THENCE ALONG A CURVE CONCAVE SOUTHWESTERLY WITH AN ARC LENGTH OF 257.59 FEET, A RADIUS OF 1318.30 FEET, AND A CHORD BEARING OF N25°34'39"W FOR 257.18 FEET TO THE POINT OF BEGINNING.


SAID PARCEL DESCRIPTION CONTAINS 0.385 ACRES MORE OR LESS.

SO ORDERED THIS 28th DAY OF August, 2019;

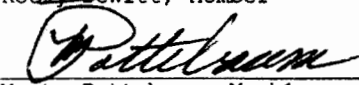
Board of Supervisors



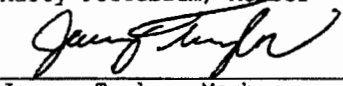
Keith Radin, Board Chair



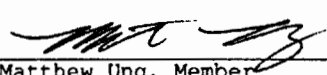
Rocky DeWitt, Member



Marty Pottebaum, Member

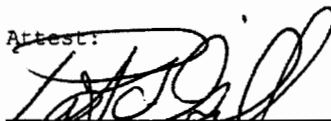


Jeremy Taylor, Member



Matthew Ung, Member

Attest:



Patrick F. Gill
Woodbury County Auditor

Instrument #: 2019-16609

08/30/2019 02:22:55 PM

SRVYP PLAT OF SURVEY

Recording Fee: \$ 7.00

To 2019-16609 RVROW 09/25/2019 11:50:06 AM ~~Page 4 of 4~~

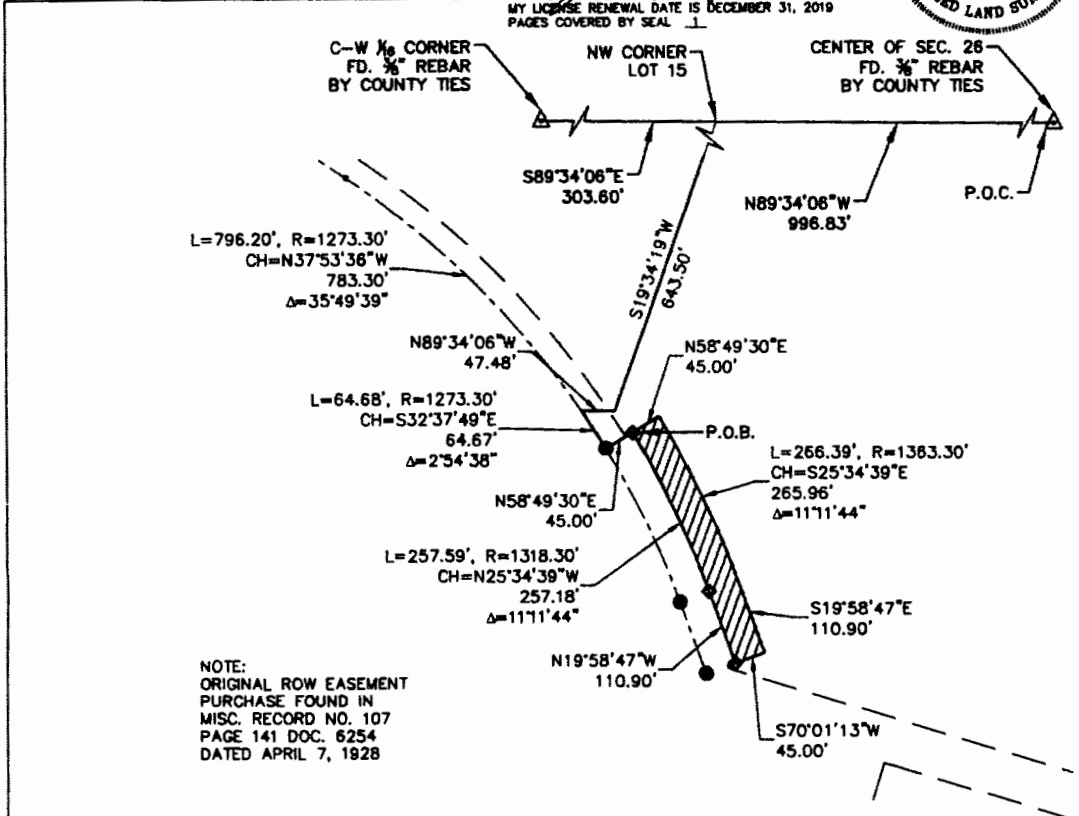
Patrick F. Gill, Auditor/Recorder, Woodbury County Iowa

LOCATION: SECTION 26, TOWNSHIP 86, RANGE 44 NE OF SW
 REQUESTOR: WOODBURY COUNTY ENGINEERS
 SURVEYOR: CRAIG BEEDLE
 COMPANY: VEENSTRA & KIMM, INC.
 RETURN TO: CRAIG BEEDLE, 203 SGT. SQ. DR. STE. B
 SERGEANT BLUFF, IA 51054 (712) 943-5055

I HEREBY CERTIFY THAT THIS LAND SURVEYING DOCUMENT WAS PREPARED AND THE RELATED SURVEY WORK WAS PERFORMED BY ME OR UNDER MY DIRECT PERSONAL SUPERVISION AND THAT I AM A DULY LICENSED LAND SURVEYOR UNDER THE LAWS OF THE STATE OF IOWA.



CRAIG W. BEEDLE, L.S. #17913 DATE
 MY LICENSE RENEWAL DATE IS DECEMBER 31, 2019
 PAGES COVERED BY SEAL 1



NOTE:
 ORIGINAL ROW EASEMENT
 PURCHASE FOUND IN
 MISC. RECORD NO. 107
 PAGE 141 DOC. 6254
 DATED APRIL 7, 1928

LEGAL DESCRIPTION:

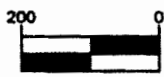
A PARCEL OF LAND IN THE NE 1/4 SW 1/4 SECTION 26, T-86-N, R-44-W OF THE 5TH PRINCIPAL MERIDIAN WOODBURY COUNTY, IOWA. ALSO BEING A PART OF LOT 15 OF AUDITORS PLAT OF THE S 1/2 SECTION 26 IN SMITHLAND, IOWA. MORE PARTICULARLY DESCRIBED AS FOLLOWS:

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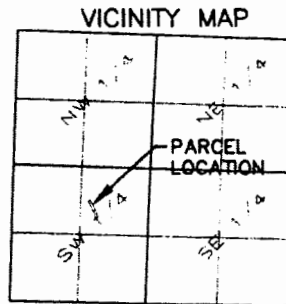
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LEGEND

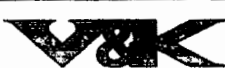
- ▲ SECTION CORNER FOUND (AS NOTED)
- ▲ SECTION CORNER SET (5/8" IRON PIN W/ YELLOW CAP #17913)
- FOUND MONUMENT (1/2" REBAR)
- FOUND MONUMENT (AS NOTED)
- ◇ NOT SET
- ◇ SET ROW MONUMENT (5/8" IRON PIN W/ ORANGE CAP #17913)
- SET MONUMENT (P.K. NAIL)
- (M) MEASURED
- (R) RECORDED
- P.O.C. POINT OF COMMENCEMENT
- P.O.B. POINT OF BEGINNING



SCALE: 1"=200'



SECTION 26-86-44



SURVEY PLAT - ROW VACATION
WOODBURY CO. ENGINEERS
SMITHLAND, IOWA

VEENSTRA & KIMM, INC. 203 Sergeant Square Drive, Suite B Sergeant Bluff, Iowa 51054
 712-943-5055 712-943-5088 (FAX) 877-241-8009 (IWA TS)

NOTES:	SCALE 1"=200'	DWG. NO.
	DRAWN CDB	1
	CHECKED ASB	
	APPROVED CDB	
	DATE 07/16/17	
	A.C.	
	DATE	PROJECT 1083