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Jasper County, Iowa
Denise Allan County Recorder

File **2023-00001920**

Resolution for Vacating a Portion of Jasper County Public Roadway

Recorder's Cover Sheet

Preparer Information:

Jasper County Auditor

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Return Document to:

Jasper County Auditor, 101 1st St N, Newton, IA 50208

Title of Document:

Resolution No: 23-34

Vacating a Portion of Jasper County Public Roadway - Newcomer Avenue

Grantor: See Page 2

Grantee: See Page 2

*Auditor
Note*

**RESOLUTION
VACATING A PORTION OF
JASPER COUNTY PUBLIC ROADWAY**

BE IT RESOLVED that the Jasper County, Iowa roadway easements and other interests upon the real estate described below are no longer necessary for any public purpose and ought now be vacated in the manner allowed by law,-- reserving however all of such area for general public utility usage and that easement access rights shall be granted to all existing utilities on said described road vacation to allow access to their current facilities, now and in the future, for maintenance, repair patrol, operation, and reconstruction of said facilities.

FURTHER RESOLVED that by Iowa Code 354.23 which states" A city or a county may vacate part of an official plat that had been conveyed to the city or county or dedicated to the public which is deemed by the governing body to be of no benefit to the public". Moreover, a public hearing was held in accordance with this code section prior to consideration of this resolution.

NOW, THEREFORE, BE IT HEREBY RESOLVED that any and all interests of Jasper County, Iowa in and to the following described real estate are hereby vacated and no longer shall be available for any public use for roadway or other public purposes other than utility purposes:


The South One Half of that part of Newcomer Avenue lying between Block 3 and Block 8, Original Plat of Newburg, Jasper County, Iowa as recorded in Book 79, Page 214 in the Jasper County, Iowa, Recorder's Office, described as follows:

BE IT HEREBY FURTHER RESOLVED that the aforesaid property and all interests of Jasper County, Iowa in and to said property be, and are hereby, conveyed to the owners of record (both legal and equitable titleholders as their respective interests may appear), subject to reservation of utility use thereof. Upon subsequent formal or informal request by any such adjoining landowner or successors in interest and preparation of all documents by said landowners at their sole expense and to the satisfaction of the Jasper County Attorney as to both form and content, Jasper County, Iowa, by and through the chairperson of its Board of Supervisors and its Auditor shall execute and deliver appropriate conveyancing instruments reserving utility use interests only. The Auditor of Jasper County, Iowa is hereby directed to promptly file in the office of the Jasper County Recorder a certified copy of this Resolution.


Passed and Approved this 25th day of April 2023.




Doug Cupples
Chairman Board of Supervisors



Brandon Talsma
Board of Supervisors



Denny Stevenson
Board of Supervisors

ATTEST: 

Jenna Jennings
County Auditor

Newburg

Newcomer Ave Vacation

