



Doc ID: 003922840003 Type: GEN  
Recorded: 05/03/2021 at 11:47:45 AM  
Fee Amt: \$0.00 Page 1 of 3  
Jasper County, Iowa  
Denise Allan County Recorder

File **2021-00003160**

DOCUMENT PREPARED BY:

Jason Lowry – Jasper County Engineers Office

Address: 910 N. 11<sup>th</sup> Ave E. - Newton, IA 50208 – Phone: 641.792.5862

RETURN RECORDED DOCUMENT TO:

JASPER COUNTY AUDITOR'S OFFICE

TITLE OF DOCUMENT:

Resolution No. 21-33 Vacating a Portion of Jasper County Public Roadway

GRANTOR: See Page 2

GRANTEE: See Page 2

*No Fee  
Engineer*

**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.

FURTHER RESOLVED that by Iowa Code 306.11 which states "If the proposed vacation is of part of a road right-of-way held by easement and will not change the existing traveled portion of the road or deny access to the road by adjoining landowners, a hearing is not required" a public hearing was not held since there was no evidence found to indicate that any of the described portions of roadway were ever open or used as roadways.

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:


**Part of the SE ¼ of the SW ¼ of Section 35, Township 79 North, Range 21 West of the 5th P.M., Jasper County, Iowa, as recorded in Book 953, Page 134, at the Jasper County, Iowa, Recorder's Office, described as follows:**


**"Commencing at the SW Cor. Sec. 35, T79, R21W, thence east 2323 ft. to the point of beginning, thence north 323 ft. to the southerly right of way line of Chicago Rock Island and Pacific Railway, thence southeasterly along the southerly right of way line of Chicago Rock Island and Pacific Railway 471 ft. to the south line of Sec. 35, T79N, R21W, thence west 343 ft. to the point of beginning and containing 1.02 acres, more or less, exclusive of the present established east and west highway."**

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), an equal split of the adjacent strip to record owners of such respective adjoining parcels or as agreed upon by said owners, 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 27<sup>th</sup> day of April 2021

  
\_\_\_\_\_  
Doug Cupples  
Chairman Board of Supervisors

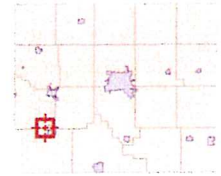
  
\_\_\_\_\_  
Brandon Talsma  
Board of Supervisors

\_\_\_\_\_  
Dennis Carpenter  
Board of Supervisors

ATTEST:   
\_\_\_\_\_  
Dennis Parrott  
County Auditor



**Overview**



**Legend**

-  Parcels
-  Corporate Limits
-  Political Township
- Roads**
-  Local
-  Primary Highway
-  Secondary Highway
-  Other

**Jasper County Data Disclaimer**

Please Read Carefully

This Jasper County Geographical Information System product contains information from publicly available sources that are subject to constant change. Jasper County makes no warranties or guarantees, either expressed or implied, as to the completeness, accuracy, or correctness of this product, nor accepts any liability arising from any incorrect, incomplete or misleading information contained therein.

The information presented in this product does not replace or modify land surveys, deeds, and/or other legal instruments defining land ownership and use. All drawing components (lines, curves, points, etc.) are created as a representation and should not be construed as actual.

Date created: 3/29/2021  
 Last Data Uploaded: 3/26/2021 7:16:41 PM

Developed by  **Schneider**  
 GEOSPATIAL