

RESOLUTION #114

Whereas, This being the date and time set for an adjourned hearing on the proposed vacation and closing of portions of Mitchell County Secondary Roads, described as follows:

Beginning at the S.W. corner of Section 20, T99N, R16W of the 5th P.M., thence east along the south line of said Section 20 to the S.E. corner of Section 20, a distance of approximately 1.0 miles.

Whereas, the following claims for damages have been presented:

Dean Barker, Contract Purchaser of land abutting the south line of the S.E. $\frac{1}{4}$ of Section 20, T99N, R16W:

1. Fence removal and leveling	600.00
2. Survey for new fence line	200.00
3. Driveway change	400.00
4. Fencing material and labor	1,600.00
5. Moving ten (10) CVEC poles (est)	20,000.00
6. Easement for CVEC and loss of access	15,000.00
Total	\$ 37,800.00

Royden Putnam, Owner of land abutting a portion of the north line of Section 29, T99N, R16W:

1. Fence removal and leveling	2,000.00
2. Survey for new fence line	200.00
3. Driveway change	400.00
4. Loss of personal access	15,000.00
5. Fencing material	2,000.00
Total	\$ 19,600.00

Cedar Valley Electric Cooperative, Owner of existing three phase overhead line along the north side of the subject road.

Moving the existing line.	4,000.00
Total	\$ 4,000.00

Allen Newton, Contract Purchaser of land abutting a portion of the south line of the S.W. $\frac{1}{4}$, S.W. $\frac{1}{4}$ of Section 20, T99N, R16W.

Loss of access, fence moving, etc.	1,500.00
Total	\$ 1,500.00

Total Damages Claimed \$62,900.00.

and Whereas said part of present right-of-way is no longer necessary or required for use by the public for highway purposes and will not hereafter be required for construction or maintenance purposes for any highway;

Now Therefore Be It Resolved that the following be authorized:

1. Widening of approach to provide access at the S.E. corner of Section 20, T99N, R16W.
2. Staking of the property line at the request of adjacent landowners within one year.

and Be It Further Resolved to deny all other claims for damages:

and Also Be It Resolved by Mitchell County that said part of present right-of-way herein described, together with any and all rights of Mitchell County in and to the same are hereby abandoned, and Mitchell County hereby disclaims any right, title or interest in and to said part of present right-of-way or to the use thereof for any purposes whatsoever.

I, Dorothy Kindschuh, Auditor
in and for Mitchell County, Iowa,
do certify the above to be a true
and exact copy of a resolution
passed and approved by the Board
of Supervisors of Mitchell County,
Iowa, at its meeting on

October 10,, 1983

Dorothy Kindschuh
Dorothy Kindschuh, Auditor

MITCHELL COUNTY

Letty McCarthy
Gene Gerlach

Gene Mayer
Mitchell County Board of Supervisors