

Prepared by Kevin D. Olson, West Branch City Attorney, PO Box 5640, Coralville, Iowa 52241
Return to: West Branch City Clerk, 110 Poplar Street, West Branch, Iowa 52358

Ordinance No. 708

AN ORDINANCE VACATING THAT CERTAIN 60-FOOT PORTION ON AN ALLEY LOCATED BETWEEN LOTS 65& 66 AND LOT 42 IN BLOCK 7 IN CAMERON (ORIGINAL TOWN) ALSO KNOWN AS WEST BRANCH, WEST BRANCH, IOWA.

WHEREAS, pursuant to Section 354.23 of the Code of Iowa, the City has held a public hearing on the proposed vacation of a 60-foot portion of the alley located between Lots 65 & 66 and Lot 42, Block 7 in Cameron (Original Town) A.K.A. West Branch, Cedar County, Iowa; and

WHEREAS, it is now necessary to pass an ordinance vacating said section of alley and directing the County Auditor to use this ordinance as the conveyance document for said alley without further documentation.

BE IT ORDAINED AND ENACTED BY THE CITY COUNCIL OF THE CITY OF WEST BRANCH, CEDAR COUNTY, IOWA, AS FOLLOWS:

Section 1. Vacation of Alley.

The 60-feet of that certain 16-foot wide alley located to the north of Lots 65 & 66 and to the south of Lot 42 in Block 7 in Cameron (Original Town) A.K.A. West Branch, Cedar County, Iowa, be and the same is hereby vacated.

Section 2. Conveyance.

Pursuant to Section 354.23 of the Code of Iowa, the alley shall be conveyed as follows:

- a. The northern 8-feet of said 60-foot alley shall be conveyed to Thomas Cannon (Parcel #0500-13-08-127-003-0)
- b. The southern 8-feet of said 60-foot alley shall be conveyed to James and Lois Oaks (Parcel #0500-13-08-127-013-0)

The County Auditor is directed to show said conveyance on its books without further documentation.

Section 3. Conflicts. All ordinances or parts of ordinances not specifically provided for and in conflict with the provisions of this ordinance are hereby repealed.

Section 4. Adjudication. If any section, provision, or part of this ordinance shall be adjudged to be invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

Section 5. Effective Date. This ordinance shall be in full force and effect after its passage, approval and publication as required by law.

Passed and approved this 6th day of May, 2013.

First Reading: April 1, 2013
Second Reading: April 15, 2013
Third Reading: May 6, 2013



Mark Worrell, Mayor

ATTEST:



Matt Muckler, City Administrator/Clerk

Return Document To: West Branch City Clerk, 110 N. Poplar Street, West Branch, Iowa 52358
Preparer Information: Kevin D. Olson, P.O. Box 5640, Coralville, IA 52241, (319) 351-2277
Address Tax Statement: James and Lois Oaks, 513 Water Street, West Branch, Iowa 52358

QUIT CLAIM DEED

For the consideration of One Dollar(s) and other valuable consideration, **the City of West Branch, Iowa**, an Iowa municipal corporation, does hereby quit claim to the **James Oaks and Lois Oaks**, husband and wife, its right, title, interest, estate, claim and demand in the following described real estate in Cedar County, Iowa:

The southern 8-feet of said 60-foot alley located to the north of Lots 65 & 66 and to the south of Lot 42 in Block 7 in Cameron (Original Town) A.K.A. West Branch, Cedar County, Iowa, **reserving to the City of West Branch a sanitary sewer easement in said alley.**

This deed is being conveyed by a political subdivision of the State of Iowa and is therefore exempt from the filing of a declaration of value or groundwater hazard statement.

Each of the undersigned hereby relinquishes all rights of dower, homestead and distributive share in and to the real estate. Words and phrases herein, including acknowledgment hereof, shall be construed as in the singular or plural number, and as masculine or feminine gender, according to the context.

Dated: 05/07/13

By: 
Mark Worrell, Mayor

ATTEST:


Matt Muckler, City Administrator/Clerk

Return Document To: West Branch City Clerk, 110 N. Poplar Street, West Branch, Iowa 52358

Preparer Information: Kevin D. Olson, P.O. Box 5640, Coralville, IA 52241, (319) 351-2277

Address Tax Statement: Thomas Cannon, 512 E. Main Street, West Branch, Iowa 52358

QUIT CLAIM DEED

For the consideration of One Dollar(s) and other valuable consideration, **the City of West Branch, Iowa**, an Iowa municipal corporation, does hereby quit claim to the **Thomas Cannon**, its right, title, interest, estate, claim and demand in the following described real estate in Cedar County, Iowa:

The northern 8-feet of said 60-foot alley located to the north of Lots 65 & 66 and to the south of Lot 42 in Block 7 in Cameron (Original Town) A.K.A. West Branch, Cedar County, Iowa, **reserving to the City of West Branch a sanitary sewer easement in said alley.**

This deed is being conveyed by a political subdivision of the State of Iowa and is therefore exempt from the filing of a declaration of value or groundwater hazard statement.

Each of the undersigned hereby relinquishes all rights of dower, homestead and distributive share in and to the real estate. Words and phrases herein, including acknowledgment hereof, shall be construed as in the singular or plural number, and as masculine or feminine gender, according to the context.

Dated: 05/07/13

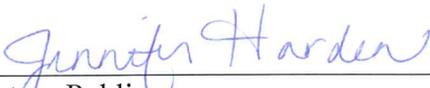
By: 
Mark Worrell, Mayor

ATTEST:


Matt Muckler, City Administrator/Clerk

STATE OF IOWA)
) ss
COUNTY OF CEDAR)

On this 7th day of May, 2013, before me a Notary Public in and for said County, personally appeared Mark Worrell and Matt Muckler, to me personally known, who being duly sworn, did say that they are the Mayor and City Clerk, respectively of the City of West Branch, Iowa, a Municipal Corporation, created and existing under the laws of the State of Iowa, and that the seal affixed to the foregoing instrument is the seal of said Municipal Corporation, and that said instrument was signed and sealed on behalf of said Municipal Corporation by authority of Ordinance No. 708 of its City Council and said Mayor and City Clerk acknowledged said instrument to be the free act and deed of said Municipal Corporation by it voluntarily executed.



Notary Public