



Book 1442 Page 310-311

Document 2018 3693 Pages 2
Date 11/13/2018 Time 12:06:26PM
Rec Amt \$12.00

chg.

MELISSA BAHNSEN, RECORDER
CEDAR COUNTY IOWA

Prepared by: Kevin D. Olson, West Branch City Attorney, PO Box 5640, Coralville, Iowa 52241 (319)351-2277
Return to: City of West Branch, 110 N. Poplar Street, West Branch, Iowa 52358

RESOLUTION NO. 1757

RESOLUTION APPROVING THE DISPOSAL OF THE CITY'S INTEREST IN OUTLOT A, LYNCH HEIGHTS SUBDIVISION, WEST BRANCH, IOWA.

WHEREAS, the City and Lynch's Plumbing (the "Developer"), as developer of Lynch Heights Subdivision, West Branch, Iowa, previously entered into a Subdivider's Agreement that was recorded in Book 1383 at Page 289, Records of the Cedar County Recorder's Office (the "Agreement"); and

WHEREAS, as part of the Agreement, the Developer was required to construct a rain garden on Outlot A, Lynch Heights Subdivision, and convey said Outlot A to the City; and

WHEREAS, the City has now agreed to disclaim the City's right to take title to said Outlot A and relieve the Developer of the requirement to construct a rain garden on said Outlot A; and

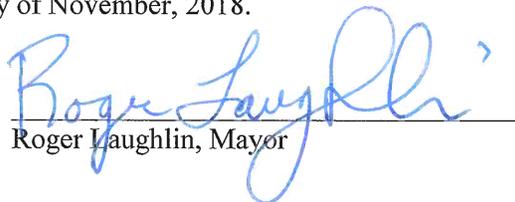
WHEREAS, the Developer has agreed to pay the City the sum of \$3,500.00 for the City's disclaimer; and

WHEREAS, a public hearing following published notice of the same has been held on the City's disposal of its rights to said Outlot A.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of West Branch, Cedar County, Iowa, that the disposal of all of the City's rights outlined in the Agreement for Outlot A, Lynch Heights Subdivision, West Branch, Iowa, is hereby approved. Further, the Mayor and City Clerk are hereby directed, upon receipt of \$3,500.00 from the Developer, to execute a Quit Claim Deed to evidence the City's disposal of its rights in said Outlot A.

BE IT FURTHER RESOLVED, that the City Clerk is hereby directed to record this Resolution, the public hearing notice and the Quit Claim Deed in the Office of the Cedar County Recorder.

Passed and approved this 5th day of November, 2018.


Roger Laughlin, Mayor

ATTEST:


Redmond Jones II, City Administrator/Clerk

NOTICE OF PUBLIC HEARING

NOTICE OF PUBLIC HEARING ON PROPOSAL TO DISPOSE OF AN INTEREST IN REAL PROPERTY GENERALLY REFERRED TO AS OUTLOT A, LYNCH HEIGHTS, WEST BRANCH, IOWA.

YOU ARE HEREBY NOTIFIED that a public hearing will be held by the City Council of the City of West Branch, at the Council Chambers at 110 Poplar Street, West Branch, Iowa, at 7:00 o'clock P.M., on Monday, November 5th, 2018. Said public hearing shall be to consider the intent and proposal of disposing of the City's interest in Outlot A, Lynch Heights, West Branch, Iowa.

YOU ARE FURTHER NOTIFIED that the public is invited to make comment, either written or oral, at the time and place listed above. Further information about this matter can be obtained by contacting the Office of the City Clerk.

/s/Redmond Jones II, City Administrator/Clerk,
by Direction of the City Council



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Date 11/13/2018 Time 12:08:20PM

Rec Amt \$12.00 Aud Amt \$5.00

MELISSA BAHNSEN, RECORDER
CEDAR COUNTY IOWA

\$17.00
chg.

Prepared by: Kevin D. Olson, West Branch City Attorney, PO Box 5640, Coralville, Iowa 52241 (319)351-2277

Return to: City of West Branch, Iowa, 110 N. Poplar Street, West Branch, Iowa 52358

Sent Tax Statements to: Lynch's Plumbing, Inc., 115 S. 2nd Street, West Branch, Iowa 52358

QUIT CLAIM DEED

For the consideration of One Dollar(s) and other valuable consideration, **City of West Branch, Iowa**, a municipal corporation, does hereby Quit Claim to **Lynch's Plumbing, Inc.**, an Iowa corporation, all our right, title, interest, estate, claim and demand in the following described real estate in CEDAR County, Iowa:

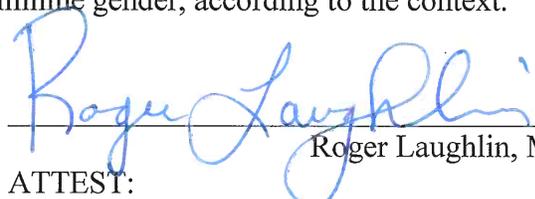
Outlot A, Lynch Heights Subdivision, West Branch, Iowa, according to the plat thereof recorded in Book 1383 at Page 289, Records of the Cedar County Recorder's Office.

Exception: 428A.2(6).

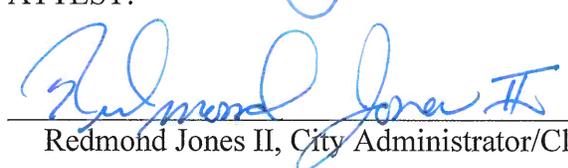
Each of the undersigned hereby relinquishes all rights of dower, homestead and distributive share in and to the real estate.

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: 11-6-2018



Roger Laughlin, Mayor

ATTEST:


Redmond Jones II, City Administrator/Clerk

STATE OF IOWA)
) ss
COUNTY OF CEDAR)

On this 6th day of November, 2018, before me a Notary Public in and for said County, personally appeared Roger Laughlin and Redmond Jones II, to me personally known, who being duly sworn 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 and resolution 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.

Leslie Brick
Notary Public

