

Prepared by Steven Boka, 215 Sycamore St. Muscatine, Iowa 52761 (563) 262-4141

**RESOLUTION NO. \_\_\_\_\_**

**A RESOLUTION CONCERNING THE VACATION OF UTILITY EASEMENTS IN THE  
RIVERBEND SECOND ADDITION TO THE CITY OF MUSCATINE, IOWA.**

**WHEREAS**, a resolution was adopted by the City Council of Muscatine, Iowa, on November 3, 2011 providing for the proposed vacation of all right, title and interest of the City of Muscatine, Iowa, in and to the real estate described in this resolution; and

**WHEREAS**, the resolution provided that notice of intention to vacate the easements should be given by publication in the Muscatine Journal not less than four (4) nor more than twenty (20) days before the meeting of the City Council to be held on November 3, 2011, and notice was duly published in the newspaper as specified in the resolution as required by law; and

**WHEREAS**, the resolution provided for a public hearing on the proposed vacation and such hearing has been held; and

**WHEREAS**, the City Council found and determined that the proposed vacation of said utility easements would serve the public interest;

**BE IT RESOLVED BY THE CITY COUNCIL OF MUSCATINE, IOWA, AS FOLLOWS:**

1. The city of Muscatine, Iowa, hereby vacates all rights, title, and interest in and to the following described real estate:

The 10-foot wide utility easement along and between Lots 32 & 33 and Lots 33 & 34 in the Riverbend Second Addition to the City of Muscatine, Iowa.

2. Any resolution or part thereof in conflict or inconsistent with this resolution is hereby repealed.

**PASSED, APPROVED AND ADOPTED** this 3<sup>rd</sup> day of November 2011.

CITY COUNCIL OF THE CITY  
OF MUSCATINE, IOWA

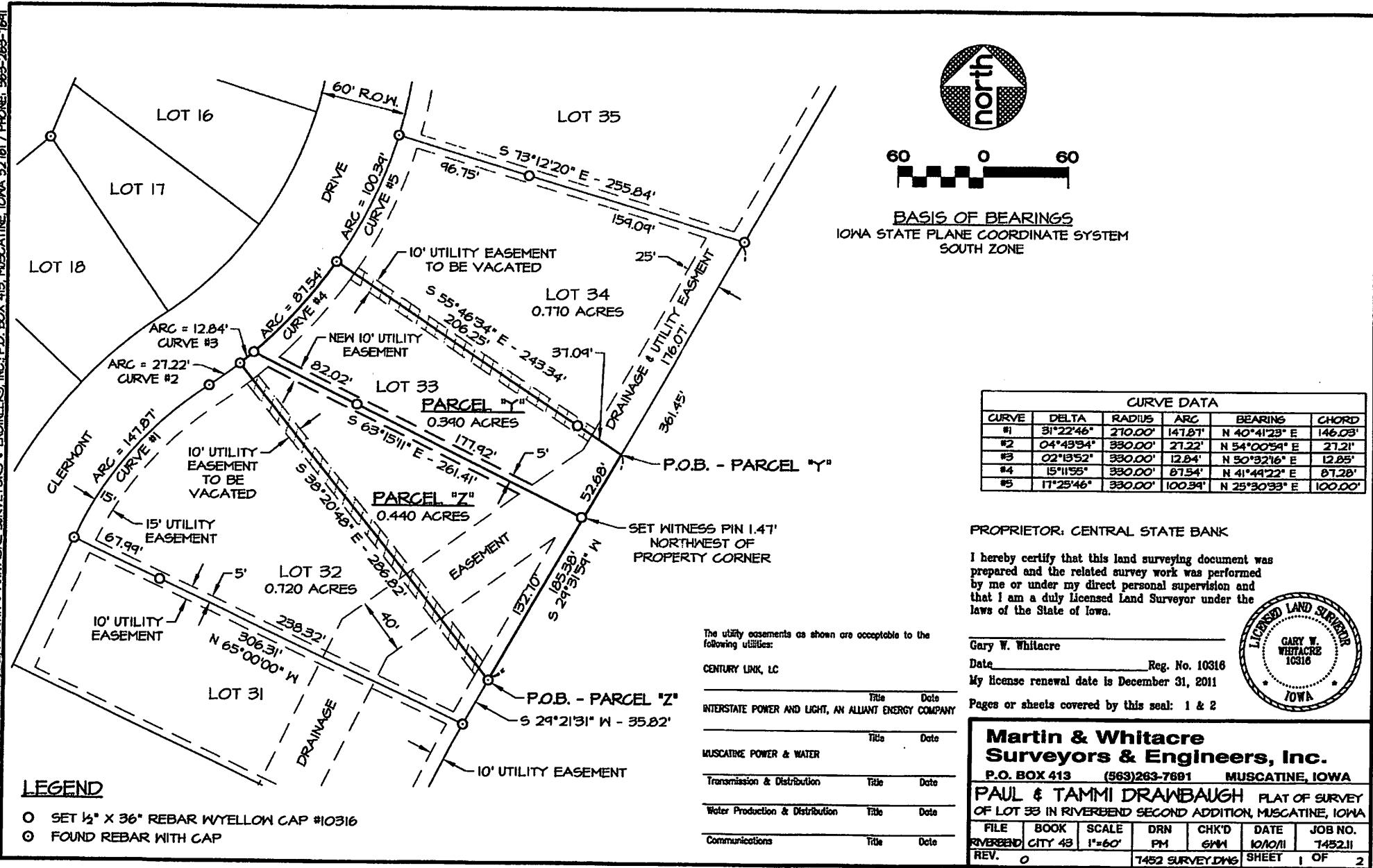
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Richard O'Brien, Mayor

ATTEST:

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Gregg Mandsager, City Administrator



LAND DESCRIPTION - PARCEL "Y" (NORTH PARCEL)

A PARCEL OF LAND BEING A PART OF LOT 33 OF RIVERBEND SECOND ADDITION TO THE CITY OF MUSCATINE, MUSCATINE COUNTY, IOWA. BEGINNING AT THE NORTHEAST CORNER OF LOT 33; THENCE SOUTH 29°31'59" WEST 52.68 FEET; THENCE NORTH 63°15'11" WEST 261.41 TO THE BEGINNING OF A 330.00 FOOT RADIUS CURVE CONCAVE NORTHWESTERLY WHOSE 87.28 FOOT CHORD BEARS NORTH 41°49'22" EAST; THENCE NORTHEASTERLY ALONG SAID CURVE AN ARC DISTANCE OF 87.54 FEET; THENCE SOUTH 55°46'34" EAST 243.34 FEET TO THE POINT OF BEGINNING. PARCEL "Y" CONTAINS 0.390 ACRES AND IS SUBJECT TO EASEMENTS OF RECORD.

LAND DESCRIPTION - PARCEL "Z" (SOUTH PARCEL)

A PARCEL OF LAND BEING A PART OF LOT 33 OF RIVERBEND SECOND ADDITION IN THE CITY OF MUSCATINE, MUSCATINE COUNTY, IOWA. BEGINNING AT THE SOUTHEAST CORNER OF LOT 33; THENCE NORTH 38°20'48" WEST 286.82 FEET TO THE BEGINNING OF A 330.00 FOOT RADIUS CURVE CONCAVE NORTHWESTERLY WHOSE 12.85 FOOT CHORD BEARS NORTH 50°32'16" EAST; THENCE NORTHEASTERLY ALONG SAID CURVE AN ARC DISTANCE OF 12.84 FEET; THENCE SOUTH 63°15'11" EAST 261.41 FEET; THENCE SOUTH 29°31'59" WEST 132.70 FEET TO THE POINT OF BEGINNING. PARCEL "Z" CONTAINS 0.440 ACRES AND IS SUBJECT TO EASEMENTS OF RECORD.

<b>Martin &amp; Whitacre Surveyors &amp; Engineers, Inc.</b>						
P.O. BOX 413		(563)263-7661		MUSCATINE, IOWA		
PAUL & TAMMI DRAWBAUGH PLAT OF SURVEY OF LOT 33 IN RIVERBEND SECOND ADDITION, MUSCATINE, IOWA						
FILE RIVERBEND REV. O	BOOK CITY 43	SCALE 1"=60' PM	DRN GMM	CHK'D GMM	DATE 10/10/11	JOB NO. 7452.II
7452 SURVEY.DWG SHEET 2 OF 2						