

Prepared by Mackenzie Milani – Appanoose County Asst. to Engineer –Centerville, IA 52544 – (641-856-6193)  
Return to Brad Skinner – Appanoose County Engineer –Centerville, IA 52544 – (641-856-6193)

**RESOLUTION NO. 2023-44**

WHEREAS, a request has been made by the County Engineer to vacate a county road and bridge, the centerline of which is described as follows:

That portion of 510<sup>th</sup> Street (Old Primary Highway No. 2) with a Right-of-Way easement width of 66 feet sideline extended to intersect with the east Right-of-Way line of 135<sup>th</sup> Avenue, commencing approximately 750 feet north of the South Quarter Corner of Section 27, Township 69N, Range 19W at the intersection of said 510<sup>th</sup> Street and 135<sup>th</sup> Ave; thence southeasterly approximately 46 feet to the east Right-of-Way line of 135<sup>th</sup> Ave, said point being the point of beginning; thence approximately 1070 feet along the centerline of said 510<sup>th</sup> Street southeasterly to a point 60 feet west of the centerline of a residential driveway, together with all structures, including but not limited to bridge 992758 (FHWA #603380).

WHEREAS, on the 2<sup>nd</sup> of August, 2023 notice of said hearing was sent by certified mail to the affected property owners, all utility companies whose facilities are on the road right-of-way and the Iowa Department of Transportation; and

WHEREAS, on the 9<sup>th</sup> of August, 2023 a Notice of Public Hearing for the proposed road vacation was published in the Moravia Union and Appanoose Weekly, newspapers of general circulation in the County where said road is located; and

WHEREAS, a hearing was held by the Appanoose County Board of Supervisors on the 21<sup>st</sup> of August, 2023; and

WHEREAS, the Appanoose County Board of Supervisors have determined that provisions of Chapter 306 of the Iowa Code have been met; and

WHEREAS, it has been determined to in the best interest of the County and the affected property owners that the County not purchase the vacated road, but instead transfer said road to the adjoining property owners by resolution; and

WHEREAS, the Appanoose County Engineer will remove bridge deck and abutments due to safety concerns of public

WHEREAS, the adjoining property owners are:

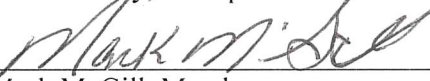
DeWayne Watters  
William F. Bostwick, Jr.  
Michael Lenz  
Contract Purchaser- Dan Egbert

NOW, THEREFORE, BE IT RESOLVED by the Appanoose County Board of Supervisors that the County Engineer shall cause the existing bridge and pavement to be removed and the affected area restored compatible to adjacent property, and that upon completion of said removals the above-described road easement is hereby vacated and ownership of same is transferred to the adjoining property owners.

PASSED AND APPROVED this 21<sup>st</sup> of August, 2023

Signed: Appanoose County Board of Supervisors

  
Linda Demry, Chairperson

  
Mark McGill, Member

  
Jeff Kulmatycki, Member

ATTEST:   
Kelly Howard, County Auditor