

RESOLUTION NO. 2018-31

RESOLUTION TO DISPOSE COUNTY'S INTEREST IN REAL PROPERTY

WHEREAS, Sioux County has an interest in certain real property legally described as follows:

A parcel of land described as being part of the Southeast Quarter of the Southeast Quarter of Section 32, Township 94 North, Range 45 West of the 5th P.M., Sioux County, Iowa, further described as follows:

BEGINNING at the Southwest corner of the SE1/4 of the SE1/4 of said Section 32; thence N89°52'16"E on the South line of the SE1/4 of the SE1/4 of said Section 32, a distance of 713.19 feet; thence N01°46'15"E, a distance of 33.02 feet; thence S89°52'16"W, a distance of 713.95 feet; thence S 00°27'39"W, a distance of 33.00 feet to the POINT OF BEGINNING; contains 0.54 Acres, and is subservient to any and all Easements, be they of record or not.

The South line of the SE1/4 of the SE1/4 of said Section 32 is assumed to bear N89°52'16"E.

WHEREAS, the Sioux County Board of Supervisors previously vacated such roadway by an Order to Vacate Road executed June 12, 2018, and further issuing a Quit Claim Deed on June 29, 2018. The Sioux County Board of Supervisors executed such Quit Claim Deed to Robert L. & Mary R. Mai, Rev Lvg Trust, however at that time, such property was owned by Patrick Mai and John Mai, each having been granted warranty deeds on May 24, 2018.

WHEREAS, Sioux County is desirous of disposing any remaining interest in the above legally described property by transferring ownership to the Patrick Mai and John Mai, all its right, title, interest, estate, claim and demand in the following described real estate in Sioux County, Iowa.

WHEREAS, a public hearing has been held on August 6, 2018 at 9:00 a.m., on the proposed property disposition in accordance with Iowa Code Section 331.305; notice has been previously published of the time and place of the above mentioned public hearing on the proposed property sale; and Sioux County has solicited public comment and input on the proposed property disposition prior to finally acting on such proposal.

WHEREAS, while the above legally-described property is an unused highway right-of-way and is being transferred to a non-governmental entity, Iowa Code Section 306.23 notice requirements do not apply to this transaction because there are no adjacent land

owner(s) except for the landowner to whom the County desires to transfer this parcel.

NOW, THEREFORE, BE IT RESOLVED that the Sioux County Board of Supervisors transfers any interest to Patrick Mai and John Mai, all its right, title, interest, estate, claim and demand in the above described real estate in Sioux County, Iowa, pursuant to a Quit Claim Deed signed by the Chairman of the Sioux County Board of Supervisors, Mark Sybesma, and attested to by the Sioux County Auditor Ryan Dokter.

PASSED AND APPROVED this 21st day of August, 2018.



Mark Sybesma
Chairman, Board of Supervisors

ATTEST:



Ryan Dokter, Sioux County Auditor

QUIT CLAIM DEED

For the consideration of Zero Dollars and other valuable consideration, Sioux County, Iowa, does hereby Quit Claim to Patrick Mai and John Mai, all of its rights, titles, interests, estate, claims, and demands in the following described as real estate in Sioux County, Iowa:

A parcel of land described as being part of the Southeast Quarter of the Southeast Quarter of Section 32, Township 94 North, Range 45 West of the 5th P.M., Sioux County, Iowa, further described as follows:

BEGINNING at the Southwest corner of the SE1/4 of the SE1/4 of said Section 32; thence N89°52'16"E on the South line of the SE1/4 of the SE1/4 of said Section 32, a distance of 713.19 feet; thence N01°46'15"E, a distance of 33.02 feet; thence S89°52'16"W, a distance of 713.95 feet; thence S 00°27'39"W, a distance of 33.00 feet to the POINT OF BEGINNING; contains 0.54 Acres, and is subservient to any and all Easements, be they of record or not.

The South line of the SE1/4 of the SE1/4 of said Section 32 is assumed to bear N89°52'16"E.

This Quit Claim Deed is exempt from transfer tax per Code of Iowa Section 428A.2(21).

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 acknowledgement hereof, shall be construed as in the singular or plural number, and as masculine or feminine gender, according to the context.

Dated this 21st day of August, 2018.

SIOUX COUNTY BOARD OF SUPERVISORS

BY: 

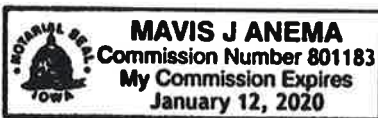
Mark Sybesma, Chairman of the Board

Attested:



Ryan Dokter, Auditor

On this 21st day of August, 2018, before me, the undersigned, a Notary Public in and for the State of Iowa, personally appeared, Mark Sybesma, and Ryan Dokter, to me personally known, who, being by me dully sworn, did say that they are the Chairman for the Sioux County Board of Supervisors, and the Sioux County Auditor, respectively, of Sioux County, Iowa; a municipal corporation; that the seal affixed to the foregoing instrument is the corporate seal of the corporation; and that the instrument was signed and sealed on behalf of the corporation, by authority of its Board, as contained in Resolution Number 2018-31 passed by Sioux County Board of Supervisors under roll call of the Board of Supervisors on the 21st day of August, 2018, and Mark Sybesma and Ryan Dokter acknowledge the execution of the instrument to be their voluntary act and deed and the voluntary act and deed of the corporation, by it voluntarily executed.



Notary Public in and for the State of Iowa