

RESOLUTION NO. 45-22

DISPOSITION OF PURCHASE AGREEMENT FROM
IOWA DEPARTMENT OF TRANSPORTATION

Whereas, the Board of Supervisors of Floyd County, Iowa, is in receipt of a Purchase Agreement from the Iowa Department of Transportation regarding interest in purchasing 0.06 acres known as Part of the NE $\frac{1}{4}$ of the S $\frac{1}{4}$ of Section 35, Township 95 North, Range 17 West of the 5th PM in Union Township, Floyd County, Iowa; and

Whereas, in accordance with Iowa Code Chapters 331.361 regarding the disposition of County property, the Board has provided timely notice in the Charles City Press and the Nora Springs-Rockford Register of a public hearing to be held on October 31, 2022 at 9:15 a.m.; and

Whereas, a public hearing was held October 31, 2022 and any comments objecting to or in support of the proposed disposition of said property have been heard.

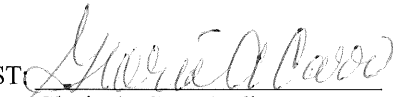
Now, therefore be it resolved by the Board of Supervisors of Floyd County, Iowa, as follows:

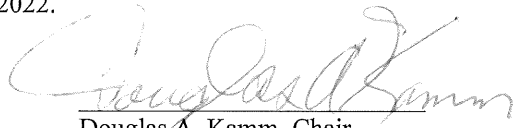
Section 1. This Board agrees to enter into said Purchase Agreement between the Iowa Department of Transportation (Buyer) and Floyd County (Seller) to sell 0.06 acres known as Part of the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 35, Township 95 North, Range 17 West of the 5th PM in Union Township, Floyd County, Iowa.

Section 2. This Board authorizes the Chair of the Board of Supervisors to sign and the County Auditor to attest to the Chair's signature on said agreement and authorizes the Chair to execute any subsequent necessary documents in order to carry out the conveyance of said property to the Iowa Department of Transportation in accordance to the terms the agreement.

PASSED and APPROVED this 21st day of November, 2022.

ATTEST


Gloria A. Carr, Auditor


Douglas A. Kamm, Chair
Floyd County Board of Supervisors

Return to and Prepared by Mark Holm, Right of Way Bureau, Iowa Department of Transportation,
 800 Lincoln Way, Ames, IA 50010, 515-233-7867

Form 634028 (07-16)



Right of Way Bureau, 800 Lincoln Way, Ames, Iowa 50010

Toll-Free: 866-282-5809
 FAX: 515-239-1247
www.iowadot.gov/rightofway

PURCHASE AGREEMENT

Parcel Number: 3 County: Floyd
 Project Number: STPN-014-8(24) --2J-34 Route Number: IA 14
 Seller: Floyd County

THIS AGREEMENT entered into this _____ day of _____, _____
 by and between, Seller and the Iowa Department of Transportation, acting for the State of Iowa, Buyer.

1. The Seller agrees to sell and furnish to the Buyer a conveyance document, on form(s) furnished by the Buyer, and the Buyer agrees to buy the following real estate, hereinafter referred to as the premises, in parts of the following: Part of the NE ¼ of the SE ¼ of section 35, Township 95 North, Range 17 West of the 5th P.M. Floyd County, Iowa, and more particularly described on page 4 including the following buildings, improvements and other property:

All land, trees, shrubs, landscaping and surfacing attached to the premises sought and described herein

2. The Buyer agrees to pay, and the Seller agrees to grant, the right of possession, convey title and surrender physical possession of the premises as shown on or before the dates listed below:

Payment Amount	Agreed Performance	Date of Performance
	On conveyance of title	
	On surrender of possession	
\$250.00	On possession and conveyance	within 60 days of Buyer approval
\$250.00	Total Lump-Sum Amount	

Breakdown	Ac/Sq. Ft.		
Land by fee title		Fence	rods woven
Underlying fee title		Fence	rods barbed
Permanent easement	0.06 acres		

Seller's signature and claimant's certification: Upon due approval and execution by the Buyer, the undersigned sellers/claimants certify the total lump-sum payment amount shown here is just and unpaid.

Floyd County

X *Douglas A. Kamm*
 Seller's Signature Douglas A. Kamm
 101 S Main St, Chairman Floyd Co
 Charles City, IA 50616 Board of Supervisors

X _____
 Seller's Signature

This section to be completed by a Notary Public.

SELLER'S ACKNOWLEDGEMENT	CAPACITY CLAIMED BY SIGNER:
STATE OF <u>Iowa</u> } COUNTY OF <u>Floyd</u> } ss: On this <u>21st</u> day of <u>November</u> A.D. 202 <u>12</u> before me, the undersigned, a notary public in and for said state, personally appeared <u>Douglas A. Kamm</u> <input checked="" type="checkbox"/> to me personally known; or <input type="checkbox"/> proved to me on the basis of satisfactory evidence to be the person (s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument. <u><i>Gloria A. Carr</i></u> (Sign in ink) <u>Gloria A. Carr</u> (Print/type name) Notary Public in and for the State of <u>Iowa</u> My commission expires <u>08/31/2025</u> (NOTARIAL SEAL) <div style="border: 1px solid black; padding: 2px; width: fit-content; margin: 5px auto;"> NOTARIAL SEAL IOWA GLORIA A. CARR Commission Number 180991 My Commission Expires 08/31/2025 </div>	<input type="checkbox"/> INDIVIDUAL <input checked="" type="checkbox"/> CORPORATE Title(s) of Corporate Officer(s): <u>County Board of Supervisors Chair</u> <input type="checkbox"/> Corporate Seal is affixed <input type="checkbox"/> No Corporate Seal procured <input type="checkbox"/> Limited Partnership <input type="checkbox"/> General Partnership <input type="checkbox"/> ATTORNEY-IN-FACT <input type="checkbox"/> EXECUTOR(s) or TRUSTEE(s) <input type="checkbox"/> GUARDIAN(s) or CONSERVATOR(s) <input checked="" type="checkbox"/> Other: <u>Local Government</u> SIGNER IS REPRESENTING: List name(s) of entity(ies) or person(s) Floyd County <u>Floyd County Auditor</u> <u><i>Gloria A. Carr</i></u>

BUYER'S APPROVAL	
Recommended by (Sign in ink): X _____ (Date) _____ (Printed Name): Project Agent Scott Henning	
Approved by (Sign in ink): X _____ (Date) _____ (Printed Name): Right of Way Director Brad Hofer	
BUYER'S ACKNOWLEDGEMENT	
STATE OF IOWA } COUNTY OF STORY } ss: On this _____ day of _____, before me, the undersigned, personally appeared ROW Director, <u>Brad Hofer</u> known to me to be a Right of Way Director of the Buyer and who did say that the instrument was signed on behalf of the Buyer by its authority duly recorded in its minutes, and said right of way director acknowledged the execution of the instrument, whose signature appears hereon, to be the voluntary act and deed of the Buyer, and by it voluntarily executed. (NOTARIAL SEAL) _____ Notary Public in and for the State of Iowa	

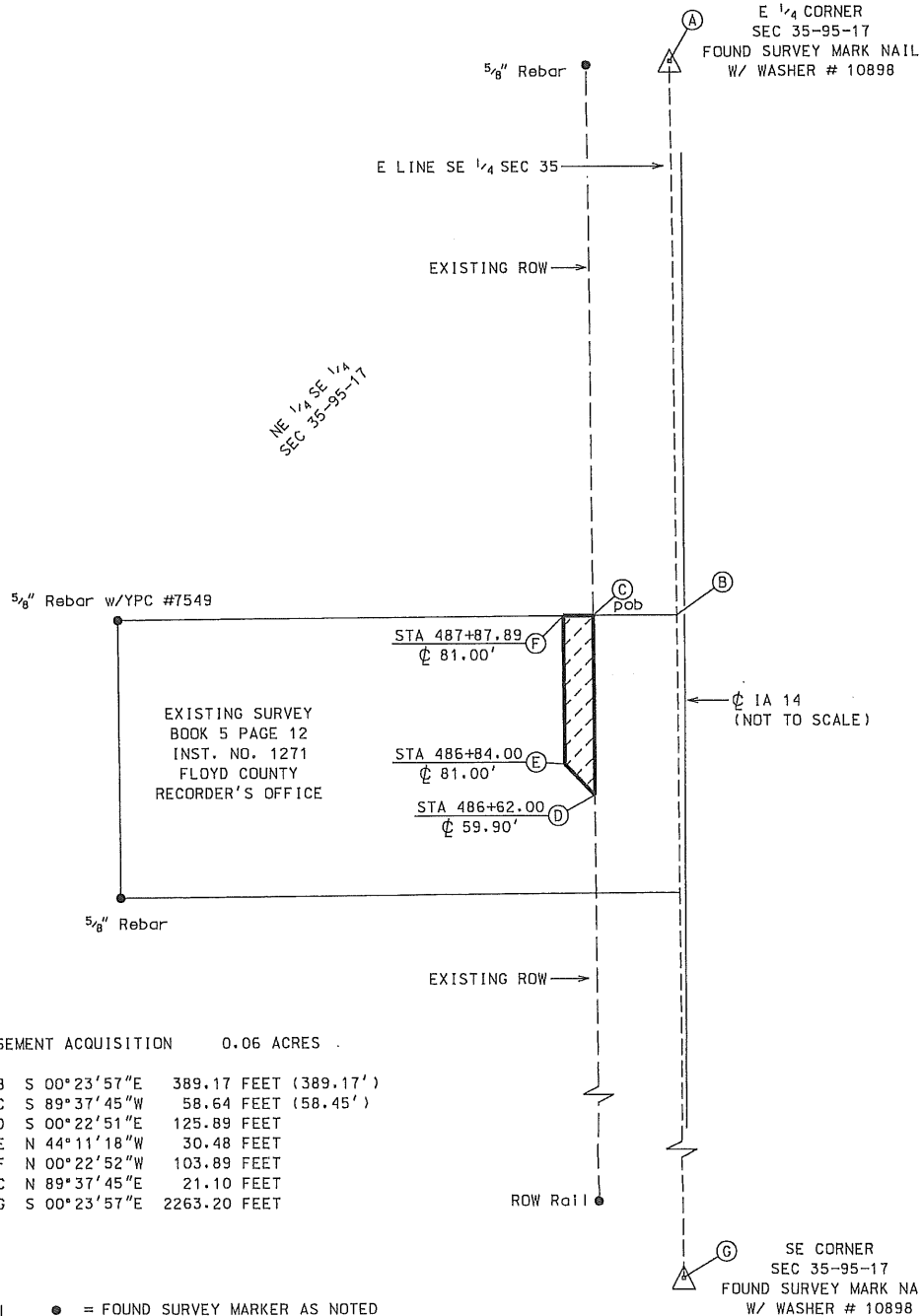
IOWA DEPARTMENT OF TRANSPORTATION



ACQUISITION PLAT

EXHIBIT "A"

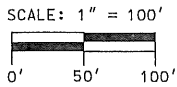
COUNTY FLOYD STATE CONTROL NO. _____
 PROJECT NO. STPN-014-8(24)--2J-34 PARCEL NO. 3
 SECTION 35 TOWNSHIP 95 N RANGE 17 W
 ROW-FEE _____ AC EASE 0.06 AC EXCESS-FEE _____ AC
 ACQUIRED FROM _____



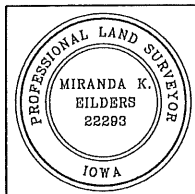
EASEMENT ACQUISITION 0.06 ACRES

A-B	S 00°23'57"E	389.17 FEET (389.17')
B-C	S 89°37'45"W	58.64 FEET (58.45')
C-D	S 00°22'51"E	125.89 FEET
D-E	N 44°11'18"W	30.48 FEET
E-F	N 00°22'52"W	103.89 FEET
F-C	N 89°37'45"E	21.10 FEET
B-G	S 00°23'57"E	2263.20 FEET

● = FOUND SURVEY MARKER AS NOTED
 () = RECORD DISTANCE
 YPC = YELLOW PLASTIC CAP



DATE DRAWN 4-5-2022 dcc



I hereby certify that this land surveying document was prepared and the related survey work was performed by me or under my personal supervision and that I am duly licensed Professional Land Surveyor under the laws of the state of Iowa.

Miranda K. Elders 10-31-2022
 Miranda K. Elders Date
 License number 22293
 My License renewal date is December 31, 2023
 Pages or sheets covered by this seal. 1