

ROAD CASE

No. *638*

PETITION FILED

May 26 19*41*

BOND FILED

Full Consent Petition

APPOINTED COMMISSIONER

19

COMMISSIONER REPORTED

19

NOTICE SERVED

19

OBJECTIONS FILED

19

CLAIMS FILED

19

APPRAISERS APPOINTED

19

APPRAISERS REPORTED

19

DAMAGES ALLOWED, - - \$

COSTS ALLOWED, - - \$

19

ROAD ESTABLISHED

19

TOWNSHIP CLERK NOTIFIED

19

The Board of Supervisors of the County of Black Hawk, in the State of Iowa, met in regular adjourned meeting at the Court House in Waterloo, to the rules of said County, at nine o'clock (9:00) a.m., pursuant to law, to order and on roll call there were present: Chairman, Geo. B. Miller, Frank W. Beck, Walter H. Bell, John P. Biller, C. V. Kline, Edw. Refshauge, and Val Schmit.
Absent: None.

* * *

Mr. Biller presented the following resolution and moved its adoption seconded by Mr. Refshauge:

WHEREAS, a certain plat known as Downing Place, Waterloo, Iowa, was filed in the office of the Recorder of Black Hawk County, Iowa, on May 28th, 1912, and recorded in Plat Book D, on page 35, and

WHEREAS, said plat was never formally accepted by the Board of Supervisors of Black Hawk County, and

WHEREAS, a deed of vacation vacating a part of the property platted and streets named in said deed of vacation, which deed was filed for record by Mabel D. Smalling and William B. Smalling, on June 2nd, 1930, in the Office of the Recorder of Black Hawk County, Iowa, and recorded in Town Lot Deed Record No. 137 on Page 314, and

WHEREAS, plats including the property in that part of Downing Place, Waterloo, Iowa, thus vacated, and other property, and known as Auditor Barnes' Plat Number Two (2), in Black Hawk County, was filed in the office of the Recorder of Black Hawk County, Iowa, on May 25th, 1938, and recorded in Plat Book F on Page 183; and also Auditor Barnes' Plat Number Three (3), in Black Hawk County, Iowa, was filed in the Office of the Recorder of Black Hawk County, Iowa, on February 7th, 1939, and recorded in Plat Book F on Page 218, and

WHEREAS, said Plats have never been accepted by the Board of Supervisors of said County, and

WHEREAS the Board of Supervisors of said County, by resolution adopted March 13th, 1939, accepted certain plats, including Downing Place.

NOW, THEREFORE, BE IT RESOLVED that the intention of the Board of Supervisors of Black Hawk County, Iowa, in adopting the Plat of Downing Place, Waterloo, Iowa, on March 13th, 1939, was to adopt and accept that part of said plat not vacated by the above described deed of vacation, and waives any right, title, or interest of any kind or nature the County may have, or claim, in and to the streets and alleys as designated in the Plat of Downing Place, Waterloo, Iowa, and vacated as aforementioned, and it is further resolved that the plats designated as Auditor Barnes' Plat Number Two (2), in Black Hawk County, Iowa, and Auditor Barnes' Plat Number Three (3), in Black Hawk County, Iowa, be and the same are hereby accepted and that the same are hereby made a part of the public in said plats be, and County, Iowa, and designated as local County roads.

Ayes: Beck, Bell, Biller, Kline, Refshauge, Schmit, and Miller.
Nays: None. Resolution declared adopted.

* * *

Minutes were read and approved as read.

On motion and vote the meeting adjourned to Monday, June 2nd, 1941,
at nine o'clock (9:00) a.m.

Geo. B. Miller,
Chairman, Board of Supervisors.

Bailey Barnes,
County Auditor.

* * *
* * *

I, Bailey Barnes, duly elected, qualified and acting Auditor of the County of Black Hawk, in the State of Iowa, do hereby certify that the above and foregoing is an exact and true copy of a resolution adopted by the Board of Supervisors of Black Hawk County, Iowa, at their regular adjourned meeting held Monday, May 26th, 1941.

IN WITNESS WHEREOF I have hereunto set my hand and the seal of this office this 10th day of November, 1941.

Bailey Barnes
County Auditor.