

MISC
 INDEX 18
 MARGIN
 PROOF
 COMPARE

BLACK HAWK COUNTY IOWA:SS
 Filed for record APR 4, 2001 at
 4:00 P.M. and recorded in Book 342
 of MISC at Page 266

Christa J. Lee

RECORDER

FEE 1-10.00/

CITY OF WATERLOO

ATTN: NANCY ECKERT

This Ordinance prepared by Nancy Eckert, City Clerk, 715 Mulberry Street, Waterloo, Iowa.

ORDINANCE NO. 4459

AN ORDINANCE VACATING A PORTION OF RIGHT-OF-WAY GENERALLY LOCATED ON VINE STREET BETWEEN HIGH AND LANE STREETS AND SOUTH BARCLAY STREET FROM MAPLE STREET NORTH TO THE RAILROAD RIGHT-OF-WAY, IN THE CITY OF WATERLOO, BLACK HAWK COUNTY, IOWA.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WATERLOO, IOWA, as follows:

Commencing at the Southwest corner of Block 76, Cooley Addition, Waterloo, Iowa; thence South 88°48'09" East along the Southerly line of said Block 76 a distance of 520.77 feet to the Southeast corner of said Block 76; thence North 00°15'08" West along the Easterly line of said Block 76 and an extension thereof a distance of 373.27 feet to the Southwesterly right-of-way line of the Chicago Central & Pacific Railroad; thence South 49°46'49" East along said railroad right-of-way a distance of 43.37 feet to the North corner of Lot 1, Auditor Francis' Hardy and Virden Plat No. 2, Waterloo, Black Hawk County, Iowa; thence South 00°15'08" East along the Westerly line of Lots 1 through 6 of said Auditor Francis' Hardy and Virden Plat No. 2 a distance of 345.96 feet to the Southwest corner of said Lot 6; thence South 89°24'44" East along the Southerly line of Lots 6 through 11 of said Auditor Francis' Hardy and Virden Plat No. 2 a distance of 412.60 feet to the East corner of Lot 11 of said Auditor Francis' Hardy and Virden Plat No. 2; thence South 00°35'16" West a distance of 33.00 feet to the North line of Lot 15 of Part of Hardy and Virden's Plat, Waterloo, Iowa; thence North 89°24'44" West a distance of 344.10 feet along the Northerly line of said Lot 15 and Lots 12 and 13 Auditor Francis' Hardy and Virden's Plat No. 2, Waterloo, Black Hawk County, Iowa and the Northerly line of Lot 5, Krapfel's Subdivision to Waterloo, Iowa to a point on the North line of said Lot 5 that is 35.00 feet East of the Northwest corner of said Lot 5; thence South 79°27'50" West a distance of 51.83 feet; thence South 00°15'08" East parallel with and 16.00 feet normally distant from the Westerly line of Lots 2 through 5 of said Krapfel's Subdivision a distance of 201.00 feet; thence South 89°24'44" East a distance of 16.00 feet to the Southwest corner of Lot 2 said Krapfel's Subdivision; thence South 00°15'08" East along the Westerly line of Lot 1, of said Krapfel's Subdivision a distance of 53.00 feet to the Southwest corner of said Lot 1 which is on the northerly line of Lot 14, Auditor Francis' Hardy and Virden Plat No. 2, Waterloo, Black Hawk County, Iowa; thence North 89°24'44" West along the Northerly line of said Lot 14 a distance of 16.00 feet to the Northwest corner of said Lot 14; thence South 00°15'08" East along the Westerly line of Lots 14 and 15, of said Auditor Francis' Hardy and Virden Plat No. 2 a distance of 72.00 feet to a point on the Westerly line of said Lot 15 that is 5.00 feet South of the Northwest corner of said Lot 15; thence South 88°04'24" West a distance of 50.02 feet to the Southeast corner of Block 82, Cooley Addition, Waterloo, Iowa; thence North 00°15'08" West

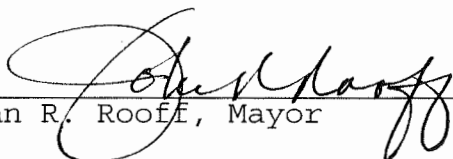
along the Easterly line of said Block 82 a distance of 301.55 feet to the Northeast corner of said Block 82; thence North 88°48'05" West along the Northerly line of said Block 82 a distance of 520.35 feet to the Northwest corner of said Block 82; thence North 00°35'20" West a distance of 70.00 feet to the point of beginning, all in the City of Waterloo, Black Hawk County, Iowa.

The Southerly line of Block 76, Cooley Addition, Waterloo, Iowa is assumed to bear South 88°48'09" East;

shall be, and the same is hereby vacated, with the City's retention of an easement over, under and above the described parcel.

INTRODUCED:	March 5, 2001
PASSED 1 st CONSIDERATION:	March 5, 2001
PASSED 2 nd CONSIDERATION:	March 5, 2001
PASSED 3 rd CONSIDERATION:	March 5, 2001

PASSED AND ADOPTED by the City Council of the City of Waterloo, Iowa, on the 5th day of March, 2001, and approved by the Mayor on the 7th day of March, 2001.


John R. Roof, Mayor

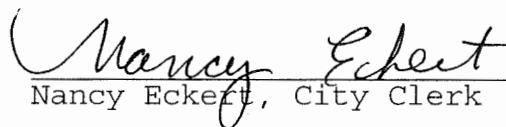
ATTEST:


Nancy Eckert, City Clerk

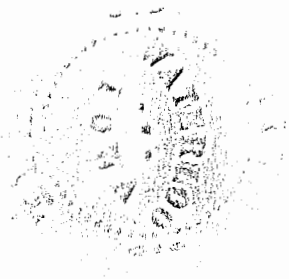
CERTIFICATE

I, Nancy Eckert, City Clerk of the City of Waterloo, Iowa, do hereby certify that the preceding is a true and complete copy of Ordinance No. 4459, as passed and adopted by the Council of the City of Waterloo, Iowa, on the 5th day of March, 2001.

Witness my hand and seal of office this 7th day of March, 2001.


Nancy Eckert, City Clerk

SEAL





CITY OF WATERLOO, IOWA

WATERLOO PLANNING, PROGRAMMING & ZONING COMMISSION

715 Mulberry St. • Waterloo, IA 50703 • (319) 291-4366 Fax (319) 291-4262

DON TEMEYER • City Planner

February 7, 2001

Mayor
JOHN
ROOFF

Honorable John R. Rooff, Mayor
City Council Members
City Hall
Waterloo, Iowa

COUNCIL MEMBERS

JOHN
MURPHY
Ward 1

SCOTT
JORDAN
Ward 2

JERRY
ANDERS
Ward 3

DEBORAH L.
BERRY
Ward 4

BARB
KRIZEK
Ward 5

WILLIAM W.
GRONEN, D.P.M.
At-Large

HAROLD
GETTY
At-Large

Dear Mayor and Council:

At the regular meeting of the Waterloo City Planning, Programming and Zoning Commission held on August 1, 2000 the request by the Waterloo Community School District to vacate right-of-way at the East High School campus generally described as: the right-of-way on Vine Street extending between High Street and Lane Street and S. Barclay Street extending from Maple Street north to the Railroad right-of-way.

The school bond referendum that passed in the fall of 1999 is enabling the Waterloo Community School District to make a series of improvements to East High School. The first phase of the improvements will involve the construction of a new cafeteria to the south of the school. This portion will not be constructed in the r-o-w to be vacated; the Schools are merely seeking additional building space through the vacation.

Please find attached a legal description and map showing the location of the right-of-way to be vacated, sold, and conveyed. An access and utility easement is to be retained above, under, and upon the entire portion to be vacated, sold, and conveyed.

The Planning Commission voted unanimously to recommend that the above street portions be vacated, sold, conveyed for \$1.00, plus recording and publication costs.

Therefore, we would ask that the City Council set a date of public hearing and publish an official notice pertinent to the request to vacate, sell, and convey the requested public portion of right-of-way as described above and on the attached map and legal description.

Should you have any questions, please do not hesitate to contact our office.

Sincerely,

Noel C. Anderson
Assistant City Planner
Attachments
cc: Eric Thorson City Engineer



Description:

Commencing at the Southwest corner of Block 76, Cooley Addition, Waterloo, Iowa; thence S 88°48'09" E along the Southerly line of said Block 76 a distance of 520.77 feet to the Southeast corner of said Block 76; thence N 00°15'08" W along the Easterly line of said Block 76 and an extension thereof a distance of 373.27 feet to the Southwesterly right-of-way line of the Chicago Central & Pacific Railroad; thence S 49°46'49" E along said railroad right-of-way a distance of 43.37 feet to the North corner of Lot 1, Auditor Francis' Hardy and Virden Plat No. 2, Waterloo, Black Hawk County, Iowa; thence S 00°15'08" E along the Westerly line of Lots 1 through 6 of said Auditor Francis' Hardy and Virden Plat No. 2 a distance of 345.96 feet to the Southwest corner of said Lot 6; thence S 89°24'44" E along the Southerly line of Lots 6 through 11 of said Auditor Francis' Hardy and Virden Plat No. 2 a distance of 412.60 feet to the East corner of Lot 11 of said Auditor Francis' Hardy and Virden Plat No. 2; thence S 00°35'16" W a distance of 33.00 feet to the North line of Lot 15 of Part of Hardy & Virden's Plat, Waterloo, Iowa; thence N 89°24'44" W a distance of 344.10 feet along the Northerly line of said Lot 15 and Lots 12 and 13 Auditor Francis' Hardy and Virden's Plat No. 2, Waterloo, Black Hawk County, Iowa and the Northerly line of Lot 5, Krapfel's Subdivision to Waterloo, Iowa to a point on the North line of said Lot 5 that is 35.00 feet East of the Northwest corner of said Lot 5; thence S 79°27'50" W a distance of 51.83 feet; thence S 00°15'08" E parallel with and 16.00 feet normally distant from the Westerly line of Lots 2 through 5 of said Krapfel's Subdivision a distance of 201.00 feet; thence S 89°24'44" E a distance of 16.00 feet to the Southwest corner of Lot 2 said Krapfel's Subdivision; thence S 00°15'08" E along the Westerly line of Lot 1, of said Krapfel's Subdivision a distance of 53.00 feet to the Southwest corner of said Lot 1 which is on the Northerly line of Lot 14, Auditor Francis' Hardy and Virden Plat No. 2, Waterloo, Black Hawk County, Iowa; thence N 89°24'44" W along the Northerly line of said Lot 14 a distance of 16.00 feet to the Northwest corner of said Lot 14; thence S 00°15'08" E along the Westerly line of Lots 14 and 15, of said Auditor Francis' Hardy and Virden Plat No. 2 a distance of 72.00 feet to a point on the Westerly line of said Lot 15 that is 5.00 feet South of the Northwest corner of said Lot 15; thence S 88°04'24" W a distance of 50.02 feet to the Southeast corner of Block 82, Cooley Addition, Waterloo, Iowa; thence N 00°15'08" W along the Easterly line of said Block 82 a distance of 301.55 feet to the Northeast corner of said Block 82; thence N 88°48'05" W along the Northerly line of said Block 82 a distance of 520.35 feet to the Northwest corner of said Block 82; thence N 00°35'20" W a distance of 70.00 feet to the point of beginning.

The Southerly line of Block 76, Cooley Addition, Waterloo, Iowa is assumed to bear S 88°48'09" E.

PLAT OF SURVEY
PART OF VACATED
/INE ST. AND S. BARCLAY ST.
WATERLOO, BLACK HAWK COUNTY, IOWA

BLK 75

F. PINCH TOP

LINE ST. - VACATED

F. HOLLOW TOP

BLK 76

COOLEY ADDITION,
WATERLOO, IOWA

N 00°35'20" W 303.29'
S 86°48'09" E 320.77'
N 88°48'03" V 320.39'
F. BOLT
VINE ST. - VACATED
PARCEL B
AREA = 80,946.4 SF
1.8583 AC

COOLEY ADDITION,
WATERLOO, IOWA

BLK 82

S. BARCLAY ST. - VACATED

S. BARCLAY ST. - VACATED

(IN FEET)
1 inch = 100 ft.
08-22-00
MISCED\EA\STU00



CHICAGO CENTRAL &
PACIFIC RAILROAD

SOUTHWESTERN RAIL LINE

AUDITOR FRANCIS
HARDY AND VIRGEN
PLAT No. 2 WATERLOO,
BLACK HAWK COUNTY, IOWA

LOT 1
LOT 2
LOT 3
LOT 4
LOT 5
LOT 6
LOT 7
LOT 8
LOT 9
LOT 10
LOT 11

SET 1/2 REBAR
V/DRAINAGE CAP
#7/811

PART OF HARDY &
VIRGEN'S PLAT,
WATERLOO, IOWA

LEGAL DESCRIPTION
SEE SHEET 2 OF 2

AUDITOR FRANCIS
HARDY AND VIRGEN
PLAT No. 2 WATERLOO,
BLACK HAWK COUNTY, IOWA

LOT 12
LOT 13
LOT 14
LOT 15
LOT 16



CERTIFICATE:

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

F.R. Deeb
Iowa license number 7811

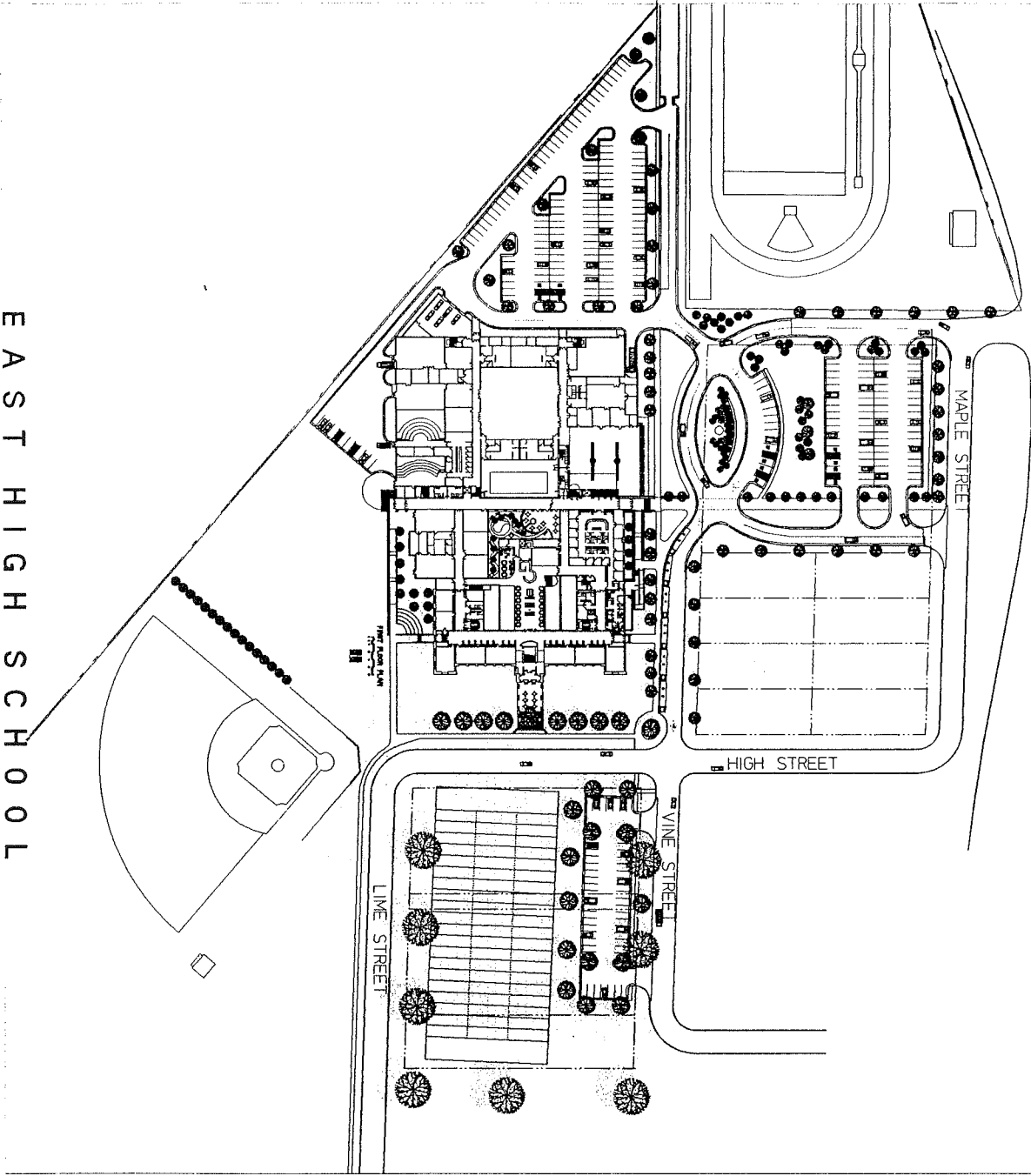
Date
8-23-00

HIGH ST.

O REBAR

MAPLE ST.

STRUXTURE
ARCHITECTS



EAST HIGH SCHOOL