

RESOLUTION 2020-32

RESOLUTION BY THE BOARD OF SUPERVISORS OF CLAY COUNTY, IOWA AND THE CITY COUNCIL OF EVERLY, IOWA TO DESCRIBE THE LEGAL BOUNDRIES OF THE CITY OF EVERLY, IOWA.

WHEREAS, it was determined that a discrepancy existed in documents recording the boundaries of the City of Everly, Iowa (“Everly”) in the records of Clay County, Iowa (“County”).

WHEREAS, County and Everly desired to agree on a description of Everly to be recorded in the Clay County Recorders office and utilized for taxation, jurisdiction and certainty.

NOW THEREFORE, BE IT RESOLVED, County and Everly agree that the following legal description shall be recorded in the Clay County Recorders Office to describe the boundaries of Everly:

A tract of land located in Section Three (3), Section Four (4), and Section Ten (10) of Township Ninety-six (96) North, Range Thirty-eight (38) West of the Fifth Principal Meridian, Clay County, Iowa, described as follows:

Commencing at the Northeast (NE) Corner of Section Three (3) Township Ninety-six (96) North, Range thirty-eight (38) W, of the Fifth Principal Meridian, assuming that the North line of Section Three (3) is a true east to west line, and running from this point of beginning N90°00'W on the north line of said section Three (3) to the Northwest (NW) corner of Section Three (3), thence south on the west line of said Section Three (3) to the Southwest (SW) corner of the Northwest (NW) Quarter of said Section Three (3), thence S0°0'W on the west line of said section 302.09 feet; thence N83°02'00"W 33.25 feet to the Northeast (NE) corner of Tract M as contained in plat of survey dated 10/14/2008, recorded 11/03/2008 in document number 2008-3194; thence N83°02,00"W to the Northwest (NW) corner of Tract U as contained in plat of survey dated 10/14/2008, recorded 11/03/2008 in document number 2008-3194; thence S6°58'00"W 150 feet to the Southeast (SE) corner of Tract T as contained in plat of survey dated 10/14/2008, recorded 11/03/2008 in document number 2008-3194; thence approx. S0°0'W to the Northwest (NW) corner of Tract L as contained in plat of survey dated 10/14/2008, recorded 11/03/2008 in document number 2008-3194; thence S6°58'00"W 50 feet to the Southwest (SW) corner of Tract L as contained in plat of survey dated 10/14/2008, recorded 11/03/2008 in document number 2008-3194; thence N83°02'00"W to a point more particularly described as lying 94 feet on a bearing N83°02'00"W from the Northwest (NW) corner of Rumsey and Sleeper's First Addition to Town of Clark, recorded 10/16/1891, in deed record Book X, page 523; thence North 17 feet on the east line of Block 1 of said Rumsey and Sleeper's Third addition to the Town of Clark, recorded 05/21/1894, in deed record Book Z, page 623; thence westerly 377 feet to the Northwest (NW) corner of Block 1 of said Rumsey and Sleeper's Third Addition to the Town of

Clark, recorded 05/21/1894 in deed record Book Z, Page 623; thence southerly 583 feet to the Southwest (SW) corner of Block 2 of said Rumsey and Sleeper's Third Addition to the Town of Clark, recorded 05/21/1894 in deed record Book Z, page 623; thence easterly 467 feet to the Southeast (SE) corner of Block 2 of said Rumsey and Sleeper's Third Addition to the Town of Clark, recorded 05/21/1894 in deed record Book Z, page 623; thence southerly along west line of Rumsey and Sleeper's First Addition approx. 241 feet; thence west 113 feet; thence south 125 feet; thence east 113 feet to a point on the west line of Rumsey and Sleeper's First Addition to a point more particularly described as a line westerly 33 feet from the Southwest (SW) corner of Block 3 of said Rumsey and Sleeper's First Addition; thence southerly to the Southwest (SW) corner of Dehrkoop's Addition to Everly; thence southerly on the same bearing 970.2 Feet to the South line of the Southeast (SE) Quarter of said section four (4); thence easterly on the south line of section four (4) to the Southeast (SE) corner of said section four (4); thence easterly on the south line of said section three (3) to the Southeast (SE) corner of the Southwest (SW) Quarter of section three (3); thence southerly on the west line of the Northeast (NE) Quarter of Section Ten (10) to the Southwest (SW) corner of the Northwest (NW) Quarter of the Northeast (NE) Quarter of Section Ten (10); thence easterly on the south line of the Northwest (NW) Quarter of the Northeast (NE) Quarter to the Southeast (SE) corner of the Northwest (NW) Quarter of the Northeast (NE) Quarter of Section Ten (10); thence northerly on the east line of the Northwest (NW) Quarter of the Northeast (NE) Quarter to the Northeast (NE) corner of the Northwest (NW) Quarter of the Northeast (NE) Quarter of Section Ten (10); thence east on the south line of Section Three (3) to the Southeast (SE) corner of said Section Three (3); thence north on the east line of said Section Three (3) to the Northeast (NE) corner of said Section Three (3), the point of beginning.

The above and foregoing resolution was adopted by the Board of Supervisors of Clay County, Iowa, this 4th day of June 2020 and the vote thereon being as follows:

AYES: Supervisors Anderson, Hamrick, Swanson, Matthews, and Skelton. NAYES: None.

/s/Dan Skelton, Chairperson, Clay County Board of Supervisors

ATTEST: /s/Marjorie A. Pitts, County Auditor