

**RESOLUTION NO. 2023-06**

**RESOLUTION APPROVING DEED EXCHANGE**

WHEREAS, the Board of Supervisors ("Board") of the County of Emmet, Iowa ("County") proposes to exchange quit claim deeds with Ingham Okoboji Lutheran Bible Camp Association a/k/a Ingham-Okoboji Lutheran Bible Camp ("Camp") to clear up legal descriptions uncovered by surveyor, Patrick N. Boggess, in a recent survey.

WHEREAS, the County proposes to convey to the Camp, by quit claim deed, the following described real estate:

THAT PART OF GOVERNMENT LOT 6, SECTION 14, TOWNSHIP 98 NORTH, RANGE 33 WEST OF THE 5th P.M., EMMET COUNTY, IOWA, DESCRIBED AS FOLLOWS: BEGINNING AT THE NORTHEAST CORNER OF SAID GOVERNMENT LOT 6; THENCE SOUTH 0°07'42" WEST 100.52 FEET ALONG THE EAST LINE OF SAID GOVERNMENT LOT 6, TO THE CENTERLINE OF COUNTY ROAD A34, ALSO KNOWN AS 450TH AVENUE; THENCE NORTH 78°20'55" WEST 8.20 FEET ALONG SAID ROAD CENTERLINE; THENCE 204.76 FEET NORTHWESTERLY ALONG A 651.02 FEET RADIUS CURVE CONCAVE NORTHERLY WITH A LONG CHORD BEARING NORTH 69°52'18" WEST 203.91 FEET ALONG SAID ROAD CENTERLINE; THENCE NORTH 0°07'42" EAST 33.36 FEET TO THE NORTHERLY LINE OF SAID GOVERNMENT LOT 6; THENCE SOUTH 88°39'43" EAST 199.70 FEET TO THE POINT OF BEGINNING, CONTAINING 0.33 ACRES, SUBJECT TO THE PUBLIC

ROAD RIGHT-OF-WAY OF SAID COUNTY ROAD A34. SAID REAL ESTATE IS MORE PARTICULARLY SHOWN AND DESCRIBED IN THE SURVEY BY PATRICK N. BOGGESS, L.S. DATED 8/9/22, FILED 11/17/22 AS INST./DOC. 2022-01690 OF THE EMMET COUNTY RECORDER'S OFFICE.

WHEREAS, the Camp proposes to convey to the County, by quit claim deed, the following described real estate:

COMMENCING AT THE NORTHEAST CORNER OF LOT SIX (6) OF SECTION FOURTEEN (14) TOWNSHIP NINETY-EIGHT (98) NORTH OF RANGE THIRTY-THREE (33) WEST OF THE FIFTH PRINCIPAL MERIDIAN RUNNING THENCE SOUTH FORTY (40) RODS, THENCE WEST TWELVE (12) RODS, THENCE NORTH FORTY RODS (40) TO THE NORTH LINE OF SAID LOT, THENCE EAST TWELVE RODS (12) TO THE PLACE OF BEGINNING; ALSO DESCRIBED AS LOT ONE (1) IN LOT SIX (6), SECTION FOURTEEN (14) TOWNSHIP NINETY-EIGHT (98) RANGE (33) WEST OF THE 5th P.M. (DEED RECORD BOOK 66, PAGE 397);

EXCEPT THEREFROM THE FOLLOWING DESCRIBED TRACT:

THAT PART OF GOVERNMENT LOT 6, SECTION 14, TOWNSHIP 98 NORTH, RANGE 33 WEST OF THE 5th P.M., EMMET COUNTY, IOWA, DESCRIBED AS FOLLOWS: BEGINNING AT THE NORTHEAST CORNER OF SAID GOVERNMENT LOT 6; THENCE SOUTH 0°07'42" WEST 100.52 FEET ALONG THE EAST LINE OF SAID GOVERNMENT LOT 6, TO THE CENTERLINE OF COUNTY ROAD A34, ALSO KNOWN AS 450TH AVENUE; THENCE NORTH 78°20'55" WEST 8.20 FEET ALONG SAID ROAD CENTERLINE; THENCE 204.76 FEET NORTHWESTERLY ALONG A 651.02 FEET RADIUS CURVE CONCAVE NORTHERLY WITH A LONG CHORD BEARING NORTH 69°52'18" WEST 203.91 FEET ALONG SAID ROAD CENTERLINE; THENCE NORTH 0°07'42"

EAST 33.36 FEET TO THE NORTHERLY LINE OF SAID GOVERNMENT LOT 6; THENCE SOUTH 88°39'43" EAST 199.70 FEET TO THE POINT OF BEGINNING, CONTAINING 0.33 ACRES, SUBJECT TO THE PUBLIC ROAD RIGHT-OF-WAY OF SAID COUNTY ROAD A34. SAID EXCEPTED TRACT IS MORE PARTICULARLY SHOWN AND DESCRIBED IN THE SURVEY BY PATRICK N. BOGGESS, L.S. DATED 8/9/22, FILED 11/17/22 AS INST./DOC. 2022-01690 OF THE EMMET COUNTY RECORDER'S OFFICE.

WHEREAS, the Board has determined that it is in the best interest of the County and public purpose will be served for the good of the residents of the County;

WHEREAS, the Board, after a duly noticed public hearing on this proposal, has decided to proceed therewith.

NOW, THEREFORE, BE IT RESOLVED that the Board Chair and County Auditor be and they are hereby directed to execute a Quit Claim Deed conveying the herein described real estate to the Camp, in exchange for a Quit Claim Deed from the Camp to the County of the herein described real estate, all in accordance herewith, and further, to execute all instruments and take all actions necessary to complete the aforementioned.

Board Member Pluth offered the foregoing Resolution and moved for its adoption.

Board Member Hansen seconded said Resolution and upon roll call the following vote was recorded.

	AYE	NAY
_____	<u>Tim Schumacher</u>	_____
_____	<u>Lisa K. Hansen</u>	_____
_____	<u>John Pluth</u>	_____
_____	<u>Todd Glasnapp</u>	_____
_____	<u>Jeff Quastad</u>	_____

Thereupon the Chair declared the foregoing Resolution passed this  
24 day of January, 2023.

Todd Glasnapp  
 Todd Glasnapp, Chairperson

ATTEST:

Herdi Goebel  
 County Auditor or Designee

I, the undersigned, hereby certify that I am the duly appointed, qualified and acting County Auditor for the County of Emmet, Iowa or Designee, and the foregoing Resolution was duly adopted by the Board of Supervisors for said County on the date shown above.

Herdi Goebel  
 County Auditor or Designee