Return to: City Clerk, 209 Pearl Street, Council Bluffs, IA 51503 – Phone: (712) 890-5261
Prepared by: Legal Dept., 209 Pearl Street, Council Bluffs, IA 51503 – Phone: (712) 890-5317

RESOLUTION NO. 22-80

A RESOLUTION TO ACCEPT PROPERTY DONATED BY THE ESTATE OF RICHARD DICK, LEGALLY DESCRIBED AS LOTS 2, 3, 15 AND 16, ALL IN BLOCK 15, HUGHES AND DONIPHAN'S ADDITION TO COUNCIL BLUFFS, POTTAWATTAMIE COUNTY, IOWA, SUBJECT TO ANY AND ALL EASEMENTS AND RIGHTS OF WAY OF RECORD OR OTHERWISE, AND ALL VACATED ALLEY BETWEEN LOTS 2, 3, AND 16 AND ONE – HALF (1/2) OF THE VACATED ALLEY ADJACENT TO LOT 15 IN BLOCK 15, HUGHES AND DONIPHAN'S ADDITION TO COUNCIL BLUFFS, POTTAWATTAMIE COUNTY, IOWA.

WHEREAS, The estate of Richard Dick owns a parcel adjacent to City-owned property currently being utilized for a bike trail, legally described above; and

WHEREAS, The estate of Richard Dick wishes to donate the property to the City of Council Bluffs at no cost to the City; and

WHEREAS, The parcel would increase the overall size of an area adjacent to our bike trail, and would add value to the City's ability to expand our services along the trail in that area, as well as any possible trail developments in the future; and

WHEREAS, The City has requested a title search to be conducted to determine whether any liens or outside ownership interests are vested in the property that may affect the City's ability to take clean title to the property.

NOW, THEREFORE, BE IT RESOLVED
BY THE CITY COUNCIL
OF THE
CITY OF COUNCIL BLUFFS, IOWA

That the City does accept the donation of the parcel legally described as Lots 2, 3, 15 and 16, all in Block 15, Hughes and Doniphan's Addition to Council Bluffs, Pottawattamie County, Iowa, subject to any and all easements and rights of way of record or otherwise, AND all vacated alley between Lots 2, 3, and 16 and one-half (1/2) of the vacated alley adjacent to Lot 15 in Block 15, Hughes and Doniphan's Addition to Council Bluffs, Pottawattamie County, Iowa.

BE IT FURTHER RESOLVED

That such acceptance, and the filing of a court officer deed transferring title to the parcel, is contingent on the results of a title search showing ownership in the parcel as vested in Richard Dick without any liens or encumbrances that would affect the City's ability to accept clear title to the parcel other than liens, easements or rights of way that are currently owned by the City.

ADOPTED
AND
APPROVED: March 14, 2022.

_____
Matthew J. Walsh, Mayor

ATTEST: _____
Jodi Quakenbush, City Clerk