

RESOLUTION NO. 2023-30
RESOLUTION OF THE OBRIEN COUNTY
BOARD OF SUPERVISORS APPROVING AND AUTHORIZING
THE RIGHT OF WAY EASEMENT FOR TJOSSEM PARK

WHEREAS, the O'Brien County Board of Supervisors approved funding through the American Rescue Plan Act funds for an improvement project in the Tjossem Park, and

WHEREAS, the improvement project involves upgrading the water system in the park to rural water, and

WHEREAS, Osceola County Rural Water System, Inc. is the utility in the County that supplies water to this area.

THEREFORE, BE IT RESOLVED by the O'Brien County Board of Supervisors to grant to Osceola County Rural Water System, Inc. a perpetual easement with the right to erect, construct, install and lay, and thereafter use, operate, inspect, repair, maintain, replace and remove water pipelines over, across, and through the land of the Grantor situated in O'Brien County, Iowa, said land being described as follows:

Tract I in the Fractional Northwest Quarter of Section 7, Township 95 North, Range 40 West of the 5th P.M.; AND Tract II in the Fractional Northwest Quarter of Section 7, Township 95 North, Range 40 West of the 5th P.M. more particularly described in the survey recorded in Plat Book 2 page 344 in the Office of the O'Brien County Recorder on December 14, 1988.

Together with the right of ingress and egress over the adjacent lands of the Grantors, their successors and assigns, for the purpose of this easement. The easement shall be 50 feet in width located immediately adjacent and parallel to the highway right-of-way line or boundary which abuts the North side of the above-described lands, with the centerline of said easement being 25 feet from the said highway right-of-way or boundary; provided, however, that the Grantee may deviate from the above course, with the Grantors' consent, to avoid natural and/or man-made barriers.

PASSED AND APPROVED this 23rd day of May, 2023.



Daniel L. Friedrichsen
Chairman, Board of Supervisors

ATTEST:



Barbara Rohwer, O'Brien County Auditor