

REC'D & FILED
BY CITY COUNCIL

5/20/19

FRANK SMITH LAW OFFICE

4215 Hubbell Avenue
Des Moines, Iowa 50317
Phone: (515) 265-6210
Fax: (515) 265-4584
Email: franksmith@franksmithlawoffice.com

Frank Murray Smith
Attorney and Counselor at Law

May 9, 2019

Tom Hockensmith
Chairperson of the Board
Board of Supervisors
111 Court Avenue, Room #300
Des Moines, IA 50309

Robert Brownell
Board of Supervisors
County Administration Building
111 Court Avenue, Room #300
Des Moines, IA 50309

Angela Connolly
Board of Supervisors
County Administration Building
111 Court Avenue, Room #300
Des Moines, IA 50309

Steve Van Oort
Board of Supervisors
County Administration Building
111 Court Avenue, Room #300
Des Moines, IA 50309

Matt McCoy
Board of Supervisors
County Administration Building
111 Court Avenue, Room #300
Des Moines, IA 50309

CenturyLink, Inc.
c/o CT Corporation System
Registered Agent
400 E. Court Avenue, Ste. 110
Des Moines, IA 50309

Des Moines Metropolitan
Wastewater Reclamation Authority
3000 Vandalia Road
Des Moines, IA 50317

Aureon Network Services
c/o Ronald L. Keller, Registered Agent
7760 Office Plaza Drive S.
West Des Moines, IA 50266

MidAmerican Energy Company
666 Grand Ave., Suite 500
Des Moines, IA 50309


MidAmerican Energy Company
c/o CT Corporation System
Registered Agent
400 E. Court Avenue
Des Moines, IA 50309

Mediacom Communication Corp.
c/o CT Corporation System
Registered Agent
400 E. Court Avenue, Ste. 110
Des Moines, IA 50309

Unite Private Networks, LLC
Attn: Cogency Global, Inc.
Registered Agent
400 Locust Street, Suite 400
Des Moines, IA 50309

3. A more localized map showing the proposed annexation territory and identifying the consenting property owners in purple shading and the non-consenting property owners in light green shading. This document is marked as Exhibit 3.
4. The combined legal descriptions of the properties owned by both the consenting and the non-consenting property owners in the territory proposed for annexation. This document is marked as Exhibit 4.
5. Notice of Public Hearing marked Exhibit 5.

Should you have any questions regarding any of the foregoing you are advised to consult with your attorney. Take notice and govern your actions as you deem appropriate in light of the foregoing information. Thank you for your attention to this matter.

Sincerely,

Frank Murray Smith

FMS\abz

Enclosures

All sent by certified mail on May 9, 2019.

VOLUNTARY ANNEXATION PETITION
TO THE CITY COUNCIL
ALTOONA, IOWA

MAYOR AND COUNCIL MEMBERS:


We, the undersigned, hereby make application to the City of Altoona, Iowa, pursuant to Code Section 368.7 of the 2017 CODE OF IOWA for annexation by voluntary petition the following described real estate to-wit:

See Attached Exhibit A.

Annexation also includes all adjacent road right-of-way to the centerline of the adjacent roads.

We hereby respectfully request and solicit the Council of the City of Altoona, Iowa to adopt a resolution assenting to the annexation of the above-described real estate to the City of Altoona, Iowa.

Respectfully submitted,



Manager
Meadowlands, LLC

6/14/18

Date Signed

Exhibit A

The West Half (W 1/2) of the Northeast Quarter (NE 1/4) (South of the D.M.&W.R.R.) less one acre for road, Section 18, Township 79 North, Range 22, West of the 5th P.M., Polk County, Iowa, except the following: Beginning at the center of Section 18, Township 79, Range 22, West of the 5th P.M., Polk County, Iowa thence Easterly along said Quarter Section Line 227.0 feet to a point of beginning, then North 89°41' left and Northerly 341.8 feet, thence 88°12' right and Easterly, 182.0 feet, thence 90°36' right and Southerly 346.6 feet to a point on said Quarter Section Line, thence 90°53' right and Westerly 189.2 feet to the point of beginning, all in the Southwest Quarter (SW 1/4) of the Northeast Quarter (NE 1/4) of Section 18, containing 1.46 acres and subject to existing road Right of Way on South 33 feet.

June 14th, 2018



RE: Meadowlands, LLC
17389 Berkshire Pkwy
Clive, IA 50325

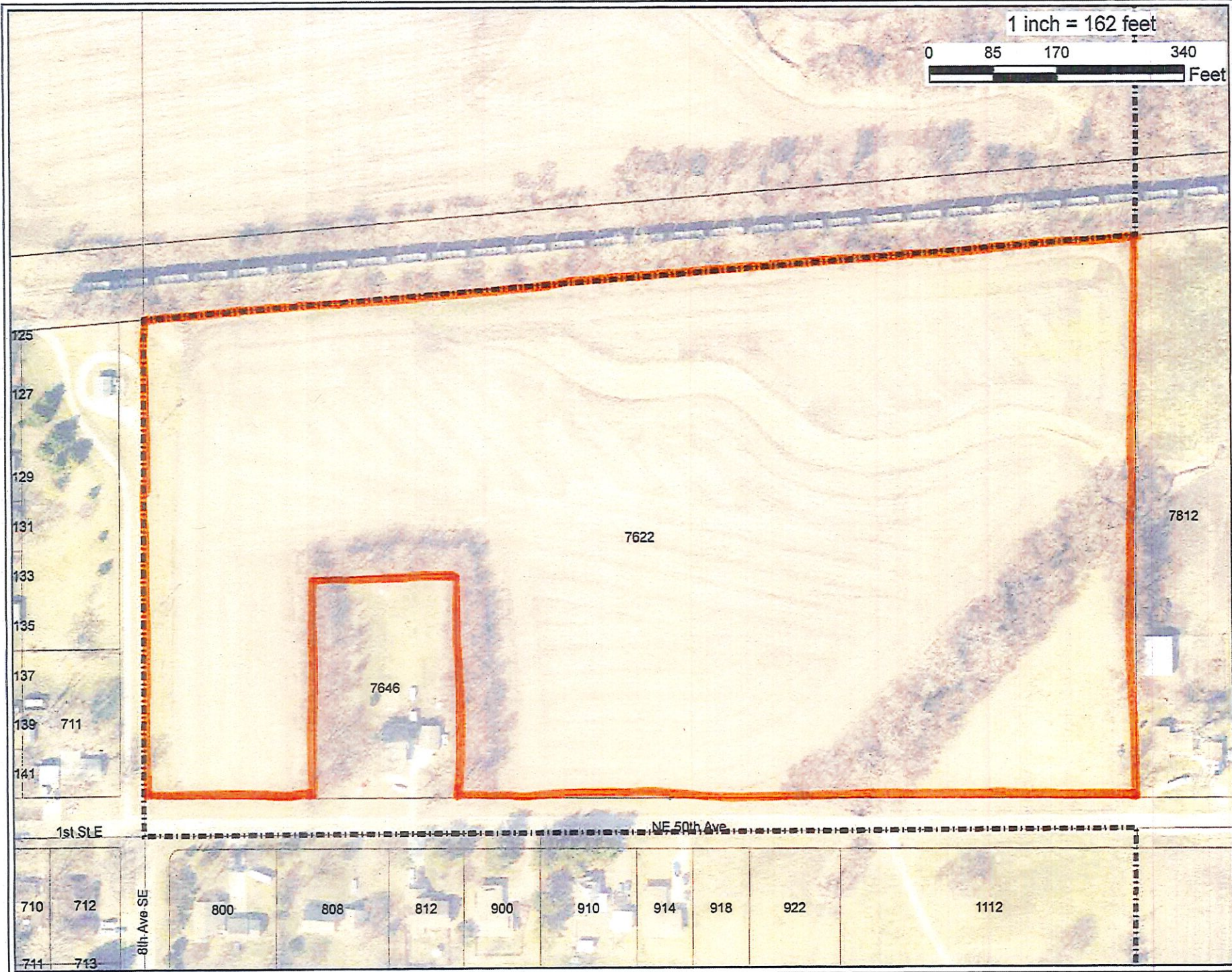
Meadowlands, LLC is a single owner LLC owned solely by Eric Grubb, and Eric Grubb is the sole manager authorized to sign on behalf of Meadowlands, LLC. Eric Grubb has the legal authority to sign the annexation petition to the City of Altoona on behalf of Meadowlands, LLC

Sincerely,

A handwritten signature in blue ink, appearing to read "Eric J. Grubb".

Eric J. Grubb

Meadowlands, LLC
17389 Berkshire Pkwy
Clive, IA 50325
515-975-7441 cell
eric@solidgroundiowa.com



Utility locations are approximate. Private services may not be shown.
Always call for locates before digging.



Last Updated: 5/15/18
Exhibit 1 Page 4

VOLUNTARY ANNEXATION PETITION
TO THE CITY COUNCIL
ALTOONA, IOWA

MAYOR AND COUNCIL MEMBERS:

We, the undersigned, hereby make application to the City of Altoona, Iowa, pursuant to Code Section 368.7 of the 2015 CODE OF IOWA for annexation by voluntary petition the following described real estate to-wit:

See Attached Exhibit A

Annexation also includes all adjacent road right-of-way to the centerline of the adjacent roads.

We hereby respectfully request and solicit the Council of the City of Altoona, Iowa to adopt a resolution assenting to the annexation of the above-described real estate to the City of Altoona, Iowa.

Respectfully submitted,

MidAmerican Energy Company

By: Michael C. Fehr

Name: Michael C. Fehr

Title: Vice President, Resource Development

Date: 2-1-2017

By: Paul J. Leighton

Name: Paul J. Leighton

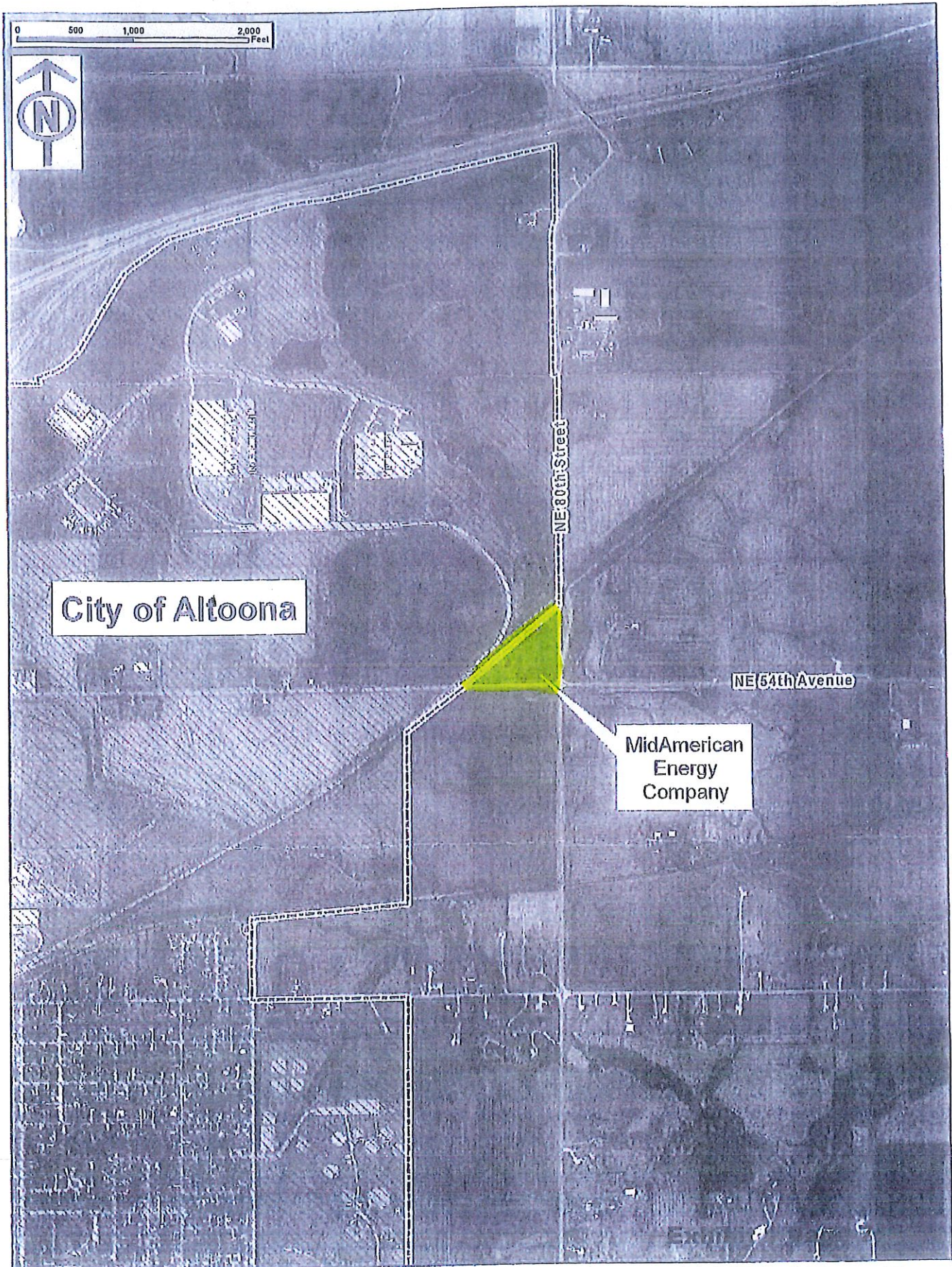
Title: Vice President & Corporate Secretary

Date: 2-1-2017

Exhibit A
Legal Description

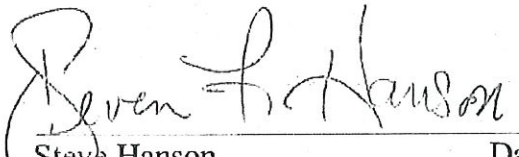
That part of the SE ¼ of the SE ¼ of Section 7, Township 79 North, Range 22 West of the 5th P.M., lying Southeast of the Rock Island Railway right of way, more particularly described as: Beginning at a point 33 feet, N 0°21' East and 33 feet North 90°0' West of the SE Corner of said Section 7, Township 79 North, Range 22; thence N 90°0' West along the north right of way line of NE 54th Avenue, 746.3 feet; thence North 51°03' East, along the SE right of way line of the Rock Island Railway 1007.2 feet; thence South 0°21' West along the East line of said Section 7, 206.8 feet; thence South 17°48' West, along the west right of way line of NE 80th Street, 45 feet; thence Southwesterly along a 424 feet radius curve concave Southeasterly, 129.1 feet; thence South 0°21' West, along the west right of way of said Northeast 80th Street, 256.6 feet to the point of beginning, EXCEPT that part deeded to Polk County by Warranty Deed in Book 6338, Page 900 filed on February 13, 1991 in the Office of the Polk County Recorder, Polk County, Iowa.

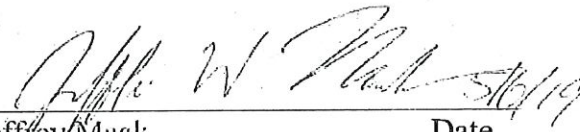
Subject to and together with any easement, restrictions and covenants of record, if any.



STATEMENT OF AUTHORITY

We, Steve Hanson and Jeffrey Maak, Trustees of Clay Township in Polk County, Iowa certify that we have the authority as Trustees of Clay Township to sign the *Voluntary Annexation Petition to the City Council, Altoona, Iowa* to which this is attached.

 5-7-19
Steve Hanson, Date
Clay Township Trustee

 5/6/19
Jeffrey Maak, Date
Clay Township Trustee

VOLUNTARY ANNEXATION PETITION
TO THE CITY COUNCIL
ALTOONA, IOWA

MAYOR AND COUNCIL MEMBERS:

We, the undersigned, hereby make application to the City of Altoona, Iowa, pursuant to Code Section 368.7 of the 2017 CODE OF IOWA for annexation by voluntary petition the following described real estate to-wit:

See Attached Exhibit A.

Annexation also includes all adjacent road right-of-way to the centerline of the adjacent roads.

Locally known as: New Altoona Cemetery, 5006 NE 80th Street, Altoona, Iowa.

We hereby respectfully request and solicit the Council of the City of Altoona, Iowa to adopt a resolution assenting to the annexation of the above-described real estate to the City of Altoona, Iowa.

Respectfully submitted,

Chair, Clay Township Trustees


Clay Township Trustee

Date Signed

2-13-19

Date Signed


Clay Township Trustee

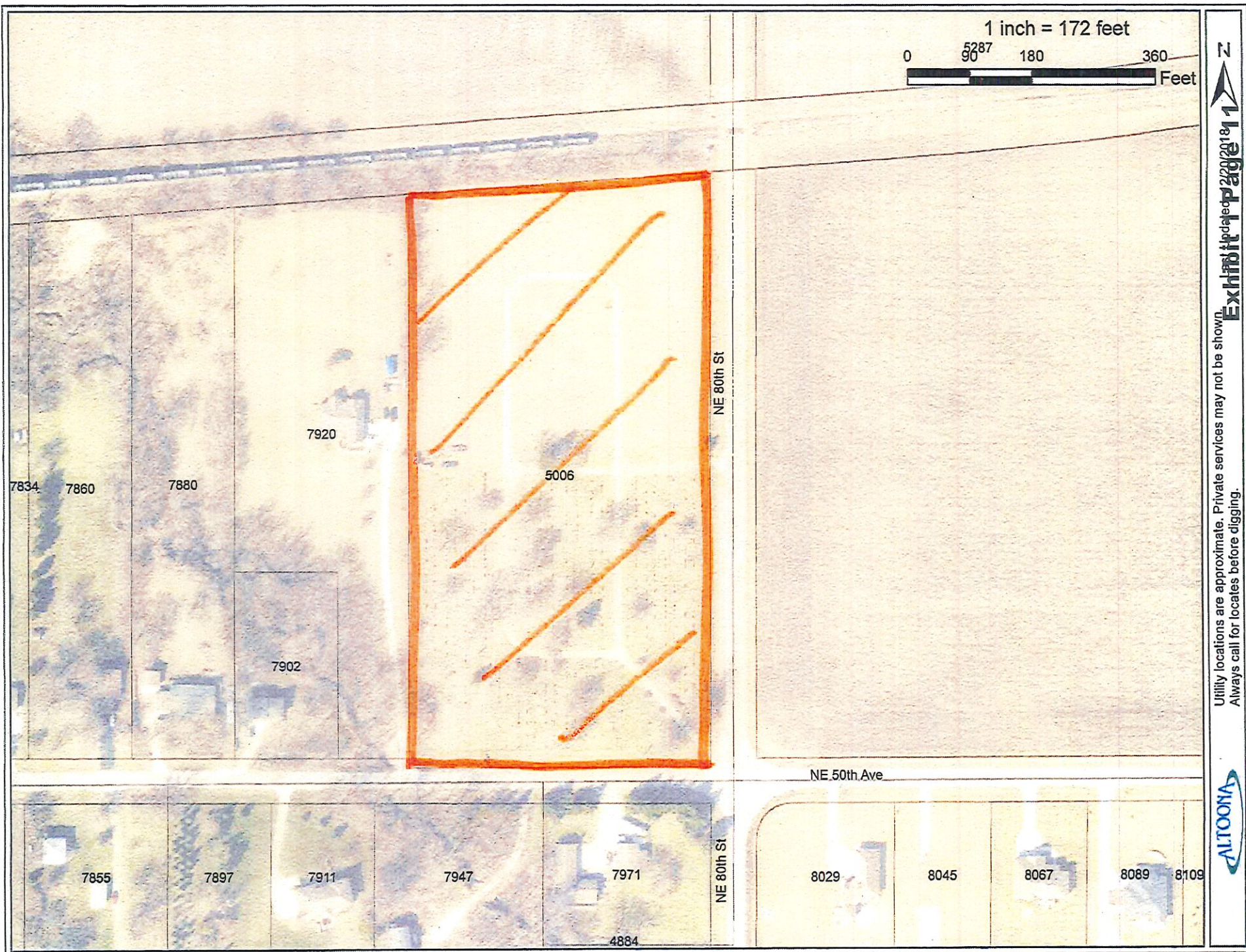
2/13/2019
Date Signed

Clerk, Clay Township Trustee

Date Signed

Exhibit A

The East 8.33 acres of the Southeast 1/4 of the Northeast 1/4 of Section 18, Township 79 North, Range 22 West of the 5th P.M., lying South of the Keokuk and Des Moines Railway now being known as the Iowa Interstate Railroad.



Utility locations are approximate. Private services may not be shown.
Always call for locates before digging.



SKINNER LAW OFFICE

A PROFESSIONAL CORPORATION

ATTORNEYS AT LAW

ED SKINNER (1936-2015)

R. BRADLEY SKINNER

CAMERON K. WRIGHT

160 ADVENTURELAND DRIVE NW, STE B

P.O. BOX 367

ALTOONA, IOWA 50009

T: (515) 967-4264

F: (515) 967-6486

June 13, 2018

Via Email: cquick@altoona-iowa.com

Chad Quick
City Planner
City of Altoona
407 8th Street SE
Altoona, Iowa 50009

RE: Annexation into City of Altoona by East Polk, LLC

Dear Chad:

Enclosed please find the Annexation application and statement of authority duly signed by the appropriate officer of East Polk, LLC.

If you have any questions, please feel free to call either myself or my assistant, Sara.

Sincerely yours,



R. Bradley Skinner

RBS/sjr
Enclosures
C East Polk LLC

EAST POLK, LLC
Altoona, IA

To Whom It May Concern:

The annexation application dated June 13, 2018 executed by Don Timmins on behalf of East Polk, LLC was executed by said person pursuant to the authorization of the governing body of East Polk, LLC.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Don Timmins".

Don Timmins, Manager

VOLUNTARY ANNEXATION PETITION
TO THE CITY COUNCIL
ALTOONA, IOWA

MAYOR AND COUNCIL MEMBERS:

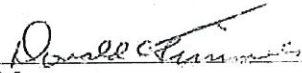
We, the undersigned, hereby make application to the City of Altoona, Iowa, pursuant to Code Section 368.7 of the 2017 CODE OF IOWA for annexation by voluntary petition the following described real estate to-wit:

See Attached Exhibit A.

Annexation also includes all adjacent road right-of-way to the centerline of the adjacent roads.

We hereby respectfully request and solicit the Council of the City of Altoona, Iowa to adopt a resolution assenting to the annexation of the above-described real estate to the City of Altoona, Iowa.

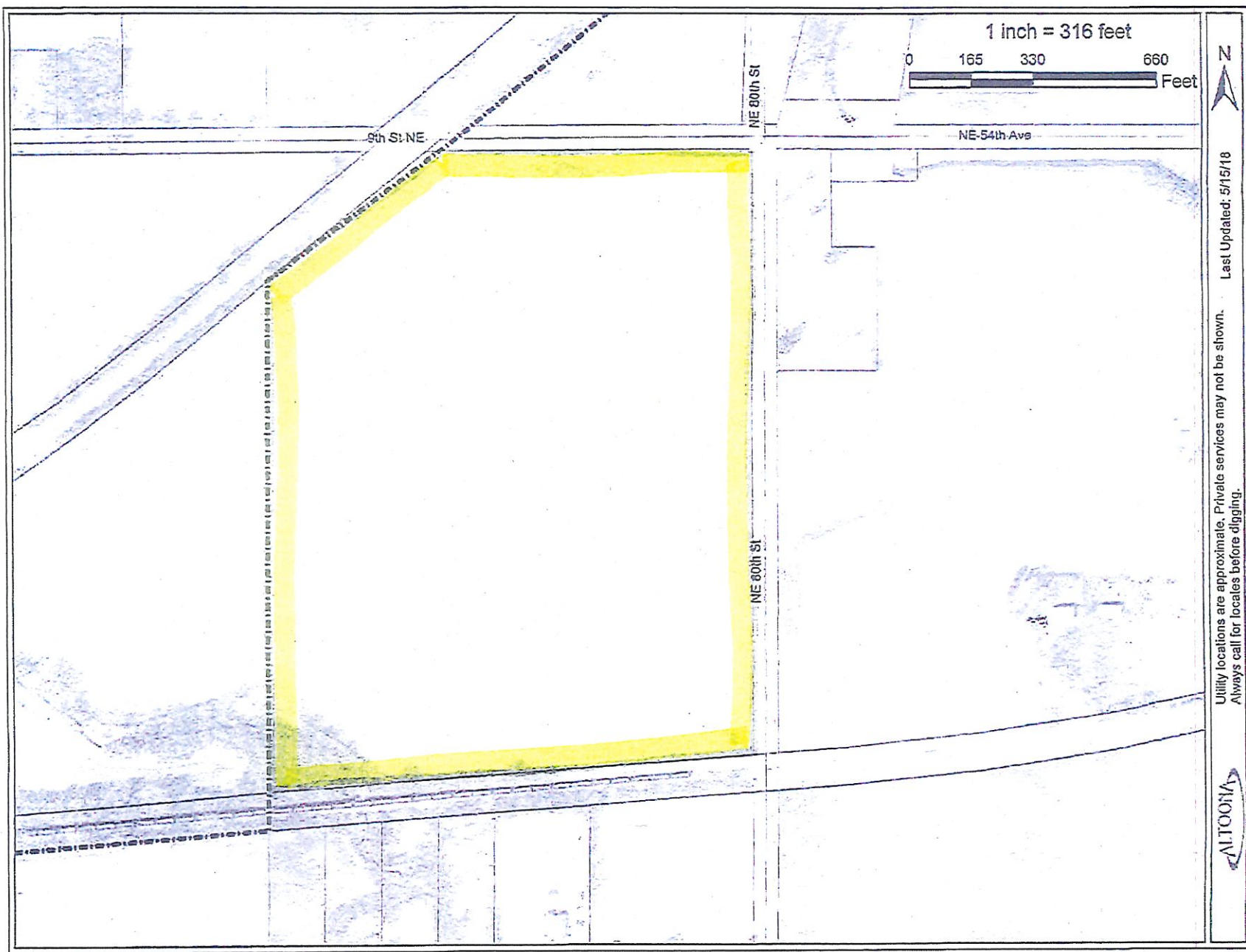
Respectfully submitted,


Manager
East Polk LLC

6-13-18
Date Signed

Exhibit A

That part of the East 1/2 of the Northeast 1/4 of Section 18, Township 79 North, Range 22 West of the 5th P.M., lying North of the Keokuk and Des Moines Railway and lying South of the Chicago, Rock Island and Pacific Railway both railways now being known as the Iowa Interstate Railroad.



ANNEXATION PETITION
TO THE CITY COUNCIL
ALTOONA, IOWA

MAYOR AND COUNCIL MEMBERS:

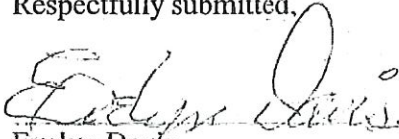
We, the undersigned, hereby make application to the City of Altoona, Iowa, pursuant to Code Section 368.7 of the 2011 CODE OF IOWA for annexation by voluntary petition the following described real estate to-wit:

SEE ATTACHED

The annexations also include any and all county road right-of-way to the centerline of the abutting roads.

We hereby respectfully request and solicit the Council of the City of Altoona, Iowa to adopt a resolution assenting to the annexation of the above-described real estate to the City of Altoona, Iowa.

Respectfully submitted,


Evelyn Davis

8-11-11
Date Signed

PLAT OF SURVEY

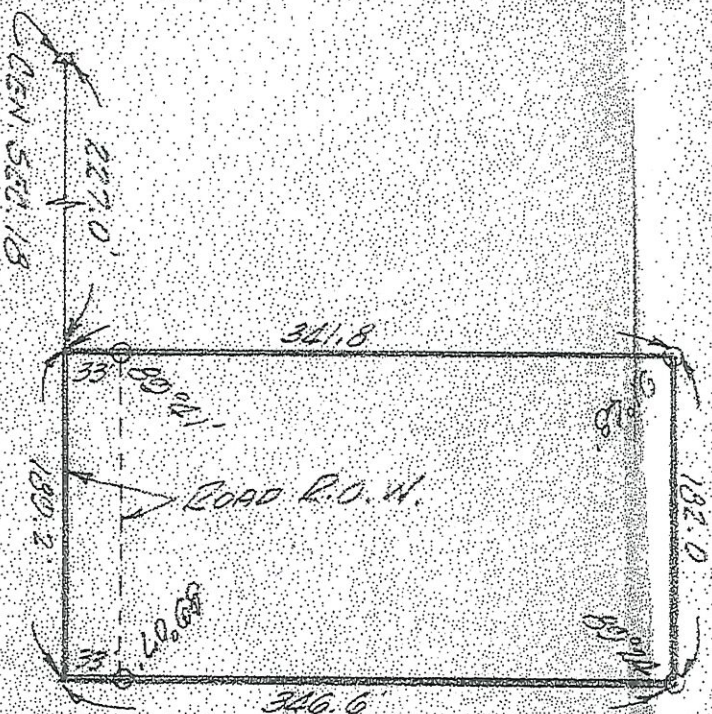
for

Houston Realty
525 - 6th
Des Moines, Iowa

Job Address: Flossie Becker Farm, Altoona, Iowa

Legal Description:

Commencing at the center of Section 13, Township 79 North, Range 22 West of the 5th Principal Meridian, Polk County, Iowa, proceed Easterly along the 1/4 Section line a distance of 227.0 feet to the point of beginning; thence 89° 41' left and Northerly 341.8 feet, thence 88° 12' Right and Easterly 132.0 feet, thence 90° 30' Right and Southerly 346.6 feet to a point on the said 1/4 Section line; thence 90° 53' Right and Westerly 135.2 feet to the point of beginning. All of the above described tract of land lies in the Southwest 1/4 of Northeast 1/4 of said Section 13 and contains 1.46 acres more or less, and is subject to an existing road right-of-way on the South 33 feet.



1" = 100'

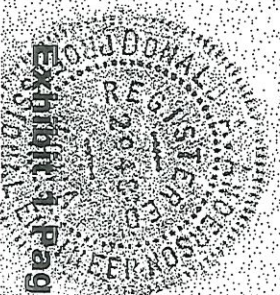
I. P. = Iron Pipe

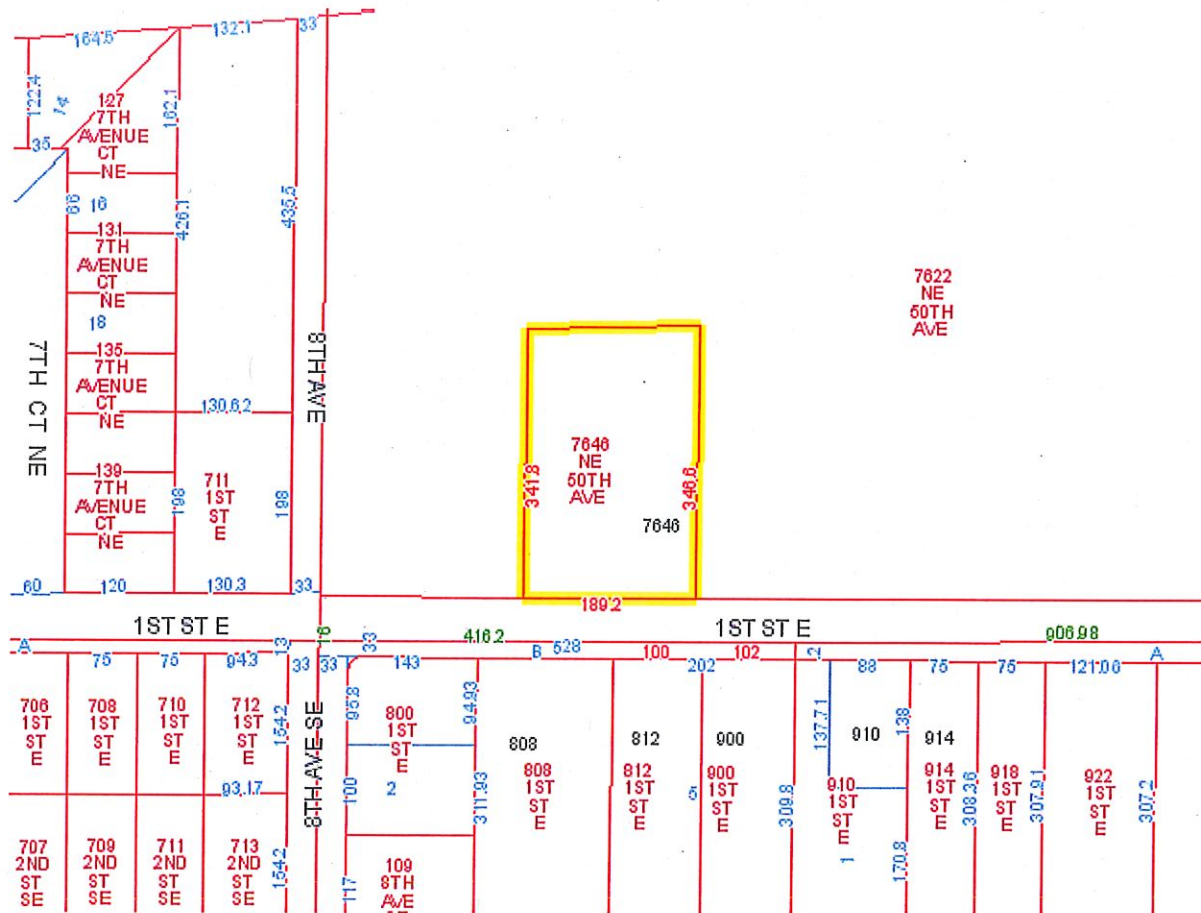
CERTIFICATION

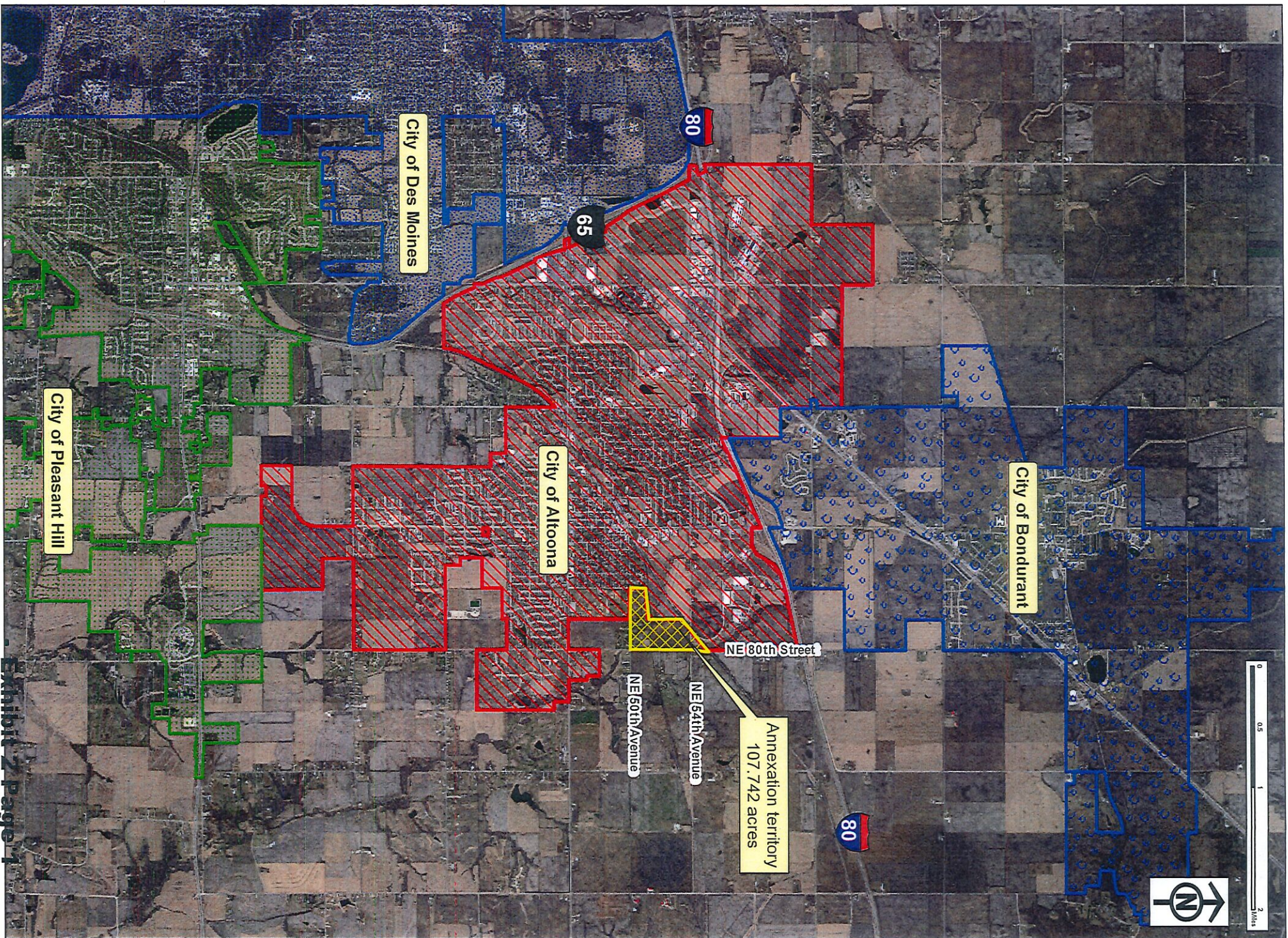
I hereby certify that the above described property was surveyed on this date and is correct to the best of my knowledge.

ANDERSON ENGINEERING COMPANY
Des Moines, Iowa

Donald A. Anderson







City of Des Moines

City of Altoona

City of Bondurant

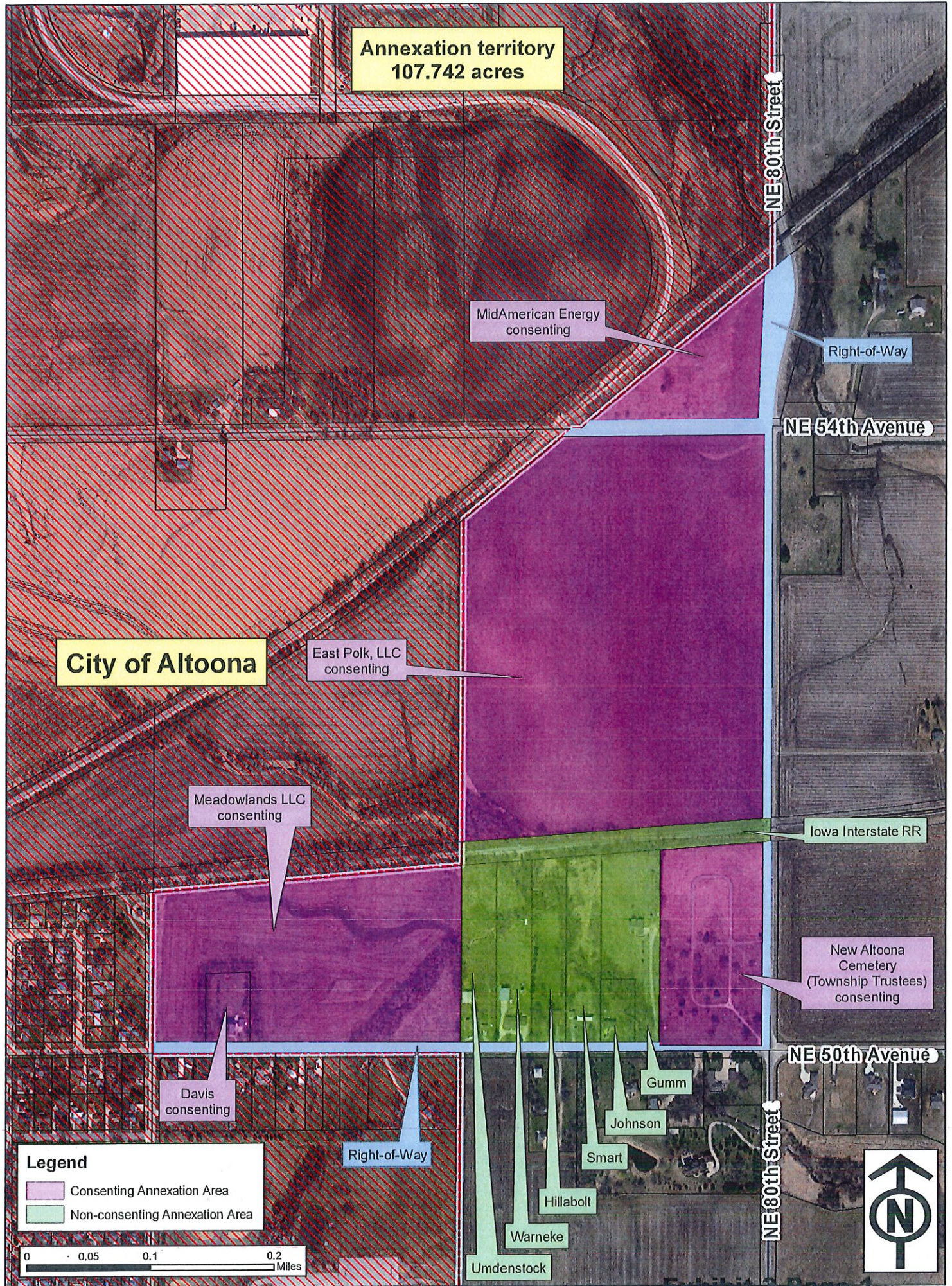
City of Pleasant Hill

Annexation territory
107.742 acres

NE 80th Street

NE 64th Avenue

NE 60th Avenue



Combined Annexation Legal Descriptions:

Consenting Owners:	
East Polk, LLC DP#': 170/00069-000-000	That part of the East 1/2 of the Northeast 1/4 of Section 18, Township 79 North, Range 22 West of the 5 th P.M., lying North of the Keokuk and Des Moines Railway and lying South of the Chicago, Rock Island and Pacific Railway both railways now being known as the Iowa Interstate Railroad. The annexation also includes any and all county road right-of-way to the centerline of the abutting road.
MidAmerican Energy Company DP#': 170/00040-003-000	That part of the SE ¼ of the SE ¼ of Section 7, Township 79 North, Range 22 West of the 5 th P.M., lying Southeast of the Rock Island Railway right of way, more particularly described as: Beginning at a point 33 feet, N 0°21' East and 33 feet North 90°0' West of the SE Corner of said Section 7, Township 79 North, Range 22; thence N 90°0' West along the north right of way line of NE 54 th Avenue, 746.3 feet; thence North 51°03' East, along the SE right of way line of the Rock Island Railway 1007.2 feet; thence South 0°21' West along the East line of said Section 7, 206.8 feet; thence South 17°48' West, along the west right of way line of NE 80 th Street, 45 feet; thence Southwesterly along a 424 feet radius curve concave Southeasterly, 129.1 feet; thence South 0°21' West, along the west right of way of said Northeast 80 th Street, 256.6 feet to the point of beginning, EXCEPT that part deeded to Polk County by Warranty Deed in Book 6338, Page 900 filed on February 13, 1991 in the Office of the Polk County Recorder, Polk County, Iowa. Subject to and together with any easement, restrictions and covenants of record, if any. The annexation also includes any and all county road right-of-way to the centerline of the abutting road.
Clay Township Trustees (New Altoona Cemetery) DP#': 170/00074-000-000	The East 470 feet of that part of the Southeast 1/4 of the Northeast 1/4 of Section 18, lying south of C.R.I. & P.R.R. Co. (now being known as the Iowa Interstate Railroad) in Township 79 North, Range 22 West of the 5 th P.M. The annexation also includes any and all county road right-of-way to the centerline of the abutting road.
Meadowlands, LLC DP#': 170/00070-001-000	The West Half (W 1/2) of the Northeast Quarter (NE 1/4) (South of the D.M.&W.R.R.) less one acre for road, Section 18, Township 79 North, Range 22, West of the 5 th P.M., Polk County, Iowa, except the following: Beginning at the center of Section 18, Township 79, Range 22, West of the 5 th P.M., Polk County, Iowa thence Easterly along said Quarter Section Line 227.0 feet to a point of beginning, then North 89°41' left and Northerly 341.8 feet, thence 88°12' right and Easterly, 182.0 feet, thence 90°36' right and Southerly 346.6 feet to a point on said Quarter Section Line, thence 90°53' right and Westerly 189.2 feet to the point of beginning, all in the Southwest Quarter (SW 1/4) of the Northeast Quarter (NE 1/4) of Section 18, containing 1.46 acres and subject to existing road Right of Way on South 33 feet. The annexation also includes any and all county road right-of-way to the centerline of the abutting road.

Richard & Evelyn Davis	Commencing at the center of Section 18, Township 79 North, Range 22 West of the 5 th PM, Polk County, Iowa; proceed Easterly along the 1/4 Section line a distance of 227.0 feet to the point of beginning; thence 89° 41' left and Northerly 341.8 feet; thence 88° 12' Right and Easterly 182.0 feet; thence 90° 36' Right and Southerly 346.6 feet to a point on the said 1/4 Section line; thence 90° 53' Right and Westerly 189.2 feet to the point of beginning. All of the above described tract of land lies in the Southwest 1/4 of the Northeast 1/4 of said Section 18 and contains 1.46 acres more or less, and is subject to an existing road right-of-way on the South 33 feet.
DP#: 170/00070-002-000	
	The annexation also includes any and all county road right-of-way to the centerline of the abutting roads, if any.
Non-Consenting: Owners:	
Iowa Interstate Railroad	100 feet of Railroad Right-of-Way thru the East 1/2 of the South 1/2 of the NE 1/4 in Section 18, Township 79 North, Range 22 West of the 5 th P.M., Polk County, Iowa.
DP# 170/00074-998-002	Subject to any and all easements of record. The annexation also includes any and all county road right-of-way to the centerline of the abutting road.
Cody J & Ashley L Gumm	Lot 6, James Walker Subdivision, an Official Plat, Polk County, Iowa.
DP# 170/00408-027-000	Subject to any and all easements of record. The annexation also includes any and all county road right-of-way to the centerline of the abutting road.
Roxanne Johnson	Lot 5, James Walker Subdivision, an Official Plat, Polk County, Iowa.
DP#: 170/00408-026-000	The annexation also includes any and all county road right-of-way to the centerline of the abutting road.
Lonnie D & Debbie L Umdenstock	Lot 1, James Walker Subdivision, an Official Plat, Polk County, Iowa.
DP#: 170/00408-021-001	The annexation also includes any and all county road right-of-way to the centerline of the abutting road.
Nicholas D & Pennie S Warneke	Lot 2, James Walker Subdivision, an Official Plat, Polk County, Iowa.
DP#'s: 170/00408-023-000	The annexation also includes any and all county road right-of-way to the centerline of the abutting road.
Randy W & Pamela A Hillabolt	Lot 3, James Walker Subdivision, an Official Plat, Polk County, Iowa.
DP#'s: 170/00408-024-000	The annexation also includes any and all county road right-of-way to the centerline of the abutting road.

Jeffrey T Smart	Lot 4, James Walker Subdivision, an Official Plat, Polk County, Iowa.
DP#’s:	
170/00408-025-000	The annexation also includes any and all county road right-of-way to the centerline of the abutting road.
Polk County Road Right-of-Way:	Annexation includes all abutting road right-of-way to the centerline of the roadway of NE 80th Street, NE 54th Avenue, and NE 50th Avenue.
DP	
170/00075-001-000, 170/00075-002-000, 170/00041-002-000, 170/00040-004-000, and a portion of 170/00048-003-002 west of the centerline of NE 80th Street.	<p>This annexation will divide a road right-of-way parcel (DP 170/00048-003-002) on the centerline of NE 80th Street. The western portion of which will be included in the annexation. Legal description for this portion is:</p> <p>Except that part lying East of the road centerline of NE 80th Street, a parcel of land located in the SW 1/4, of Section 8, Township 79 North, Range 22 West of the 5th P.M., Polk County, Iowa, and more specifically described as follows:</p> <p>Commencing at the Southwest corner, Section 8, Township 79 North, Range 22 West; thence N 0° 00’ 00E E 33.0. feet along the West line of the SW 1/4, Section 8 to point of beginning; thence N 0° 00’ 00” E 632.99 feet; thence N 50° 37’ 02” E 201.57 feet; thence S 39° 22’ 58” E 100.00 feet; thence S 15° 14’ 24” W 708.54 feet; thence N 89° 56’ 25” W 33.00 feet to the point of beginning containing 2.08 acres more or less. All in Lot 1 of the Official Plat of the SW 1/4 of Section 8, Township 79 North, Range 22 West of the 5th P.M., Polk County, Iowa.</p>

NOTICE OF PUBLIC HEARING

PUBLIC NOTICE is hereby given that the City Council of the City of Altoona, Iowa will hold a Public Hearing on the 3rd day of June, 2019 at 6:30 p.m., in the Council Chambers, City Hall, 407 8th Street SE, Altoona, Iowa, at which meeting the Council will consider annexation of the territory hereinafter described – including applications for voluntary annexation and including the annexation of certain land without the consent of the owners (i.e. generally and collectively known as an 80/20 annexation) to create more uniform boundaries and / or to avoid the creation of islands. The legal description of the territory which the Altoona City Council will consider whether to annex at said date, time and place is described as:

That part of the East 1/2 of the Northeast 1/4 of Section 18, Township 79 North, Range 22 West of the 5th P.M., lying North of the Keokuk and Des Moines Railway and lying South of the Chicago, Rock Island and Pacific Railway both railways now being known as the Iowa Interstate Railroad; and

That part of the SE ¼ of the SE ¼ of Section 7, Township 79 North, Range 22 West of the 5th P.M., lying Southeast of the Rock Island Railway right of way, more particularly described as: Beginning at a point 33 feet, N 0°21' East and 33 feet North 90°0' West of the SE Corner of said Section 7, Township 79 North, Range 22; thence N 90°0' West along the north right of way line of NE 54th Avenue, 746.3 feet; thence North 51°03' East, along the SE right of way line of the Rock Island Railway 1007.2 feet; thence South 0°21' West along the East line of said Section 7, 206.8 feet; thence South 17°48' West, along the west right of way line of NE 80th Street, 45 feet; thence Southwesterly along a 424 feet radius curve concave Southeasterly, 129.1 feet; thence South 0°21' West, along the west right of way of said Northeast 80th Street, 256.6 feet to the point of beginning, EXCEPT that part deeded to Polk County by Warranty Deed in Book 6338, Page 900 filed on February 13, 1991 in the Office of the Polk County Recorder, Polk County, Iowa. Subject to and together with any easement, restrictions and covenants of record, if any; and

The East 470 feet of that part of the Southeast 1/4 of the Northeast 1/4 of Section 18, lying south of C.R.I. & P.R.R. Co. (now being known as the Iowa Interstate Railroad) in Township 79 North, Range 22 West of the 5th P.M.; and

The West Half (W 1/2) of the Northeast Quarter (NE 1/4) (South of the D.M.&W.R.R.) less one acre for road, Section 18, Township 79 North, Range 22, West of the 5th P.M., Polk County, Iowa, except the following: Beginning at the center of Section 18, Township 79, Range 22, West of the 5th P.M., Polk County, Iowa thence Easterly along said Quarter Section Line 227.0 feet to a point of beginning, then North 89°41' left and Northerly 341.8 feet, thence 88°12' right and Easterly, 182.0 feet, thence 90°36' right and Southerly 346.6 feet to a point on said Quarter Section Line, thence 90°53' right and Westerly 189.2 feet to the point of beginning, all in the Southwest Quarter (SW 1/4) of the Northeast Quarter (NE 1/4) of Section 18, containing 1.46 acres and subject to existing road Right of Way on South 33 feet; and

Commencing at the center of Section 18, Township 79 North, Range 22 West of the 5th PM, Polk County, Iowa; proceed Easterly along the 1/4 Section line a distance of 227.0 feet to the point of beginning; thence 89° 41' left and Northerly 341.8 feet; thence 88° 12' Right and Easterly 182.0 feet; thence 90° 36' Right and Southerly 346.6 feet to a point on the said 1/4 Section line; thence 90° 53' Right and Westerly 189.2 feet to the point of beginning. All of the above described tract of land lies in the Southwest 1/4 of the Northeast 1/4 of said Section 18 and contains 1.46 acres more or less, and is subject to an existing road right-of-way on the South 33 feet; and

100 feet of Railroad Right-of-Way thru the East 1/2 of the South 1/2 of the NE 1/4 in Section 18, Township 79 North, Range 22 West of the 5th P.M., Polk County, Iowa; and

Lots 1, 2, 3, 4, 5 and 6 of James Walker Subdivision, an Official Plat, Polk County, Iowa; and

Annexation includes all abutting road right-of-way to the centerline of the roadway of NE 80th Street, NE 54th Avenue, and NE 50th Avenue; and

This annexation will divide a road right-of-way parcel (DP 170/00048-003-002) on the centerline of NE 80th Street. The western portion of which will be included in the annexation. Legal description for this portion is:

Except that part lying East of the road centerline of NE 80th Street, a parcel of land located in the SW 1/4, of Section 8, Township 79 North, Range 22 West of the 5th P.M., Polk County, Iowa, and more specifically described as follows:

Commencing at the Southwest corner, Section 8, Township 79 North, Range 22 West; thence N 0° 00' 00" E 33.0 feet along the West line of the SW 1/4, Section 8 to point of beginning; thence N 0° 00' 00" E 632.99 feet; thence N 50° 37' 02" E 201.57 feet; thence S 39° 22' 58" E 100.00 feet; thence S 15° 14' 24" W 708.54 feet; thence N 89° 56' 25" W 33.00 feet to the point of beginning containing 2.08 acres more or less. All in Lot 1 of the Official Plat of the SW 1/4 of Section 8, Township 79 North, Range 22 West of the 5th P.M., Polk County, Iowa.

The proposed annexation totals 107.742 acres, inclusive of 6.972 acres of public road right of way. Exclusive of the 6.972 acres of public road right-of-way, the proposed annexation totals 100.77 acres – of which 82.356 acres (81.73%) are owned by property owners who consent to the annexation and 18.414 acres (18.27%) are owned by property owners who do not consent to the annexation.

At the above meeting, the Council will receive oral and written comments, objections or approvals on the above for consideration.

Dated this 8th day of May, 2019

Randy L. Pierce
City Clerk