

RESOLUTION ACCEPTING QUIT CLAIM DEED FOR RIGHT OF WAY FOR SOUTH  
SIXTH STREET

WHEREAS the City of Marshalltown and Menard, Inc. and KB525Iowa, LLC, Regarding Bennett's First Addition to Marshall, entered into a development agreement approved by Resolution 2010-090 passed on June 14, 2010; and

WHEREAS the City of Marshalltown, has received a Quit Claim Deed pursuant to the Developer's Agreement; and

WHEREAS, the Council has fully examined the Agreement and its execution and has found it to be in the best interests of the City of Marshalltown, Iowa, a valid public purpose, and that the resulting Quit Claim Deed should now be approved and accepted.

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

Section 1. That the Quit Claim Deed is hereby accepted and the City Clerk is directed to record the necessary proceedings with the Marshall County Recorder to effectuate the transfer.

Section 2. The parcel which is the subject of this resolution and Quiet Claim Deed, is hereby dedicated for public use as right of way.

Passed this 12<sup>th</sup> day of July, 2010, and signed this \_\_\_ day of July, 2010

CITY OF MARSHALLTOWN, IOWA

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Gene L. Beach, Mayor

ATTEST:

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Shari L. Coughenour, CMC, City Clerk