

MATT PARROTT & SONS CO., WATERLOO, IOWA 506740

Jennie Ballard	#5110	Filed for record the 23 day of September
To	Fee \$.70 ✓	A.D. 1940 at 2:50 o'clock P.M.
The Public		Pearl E. Shetterly, Recorder Wilma M. Wade, Deputy

DECLARATION OF VACATION OF CERTAIN

STREETS AND ALLEYS OF THE TOWN OF MACKSBURG

I, Jennie Ballard, do hereby state that I am the sole owner in fee simple of the following described real estate to-wit:

Commencing at a point four (4) rods and twelve (12) feet West of the Southwest Corner of Out Lot twelve (12) of W. O. Lee's Addition to the Town of Macksburg. Thence North 70.765 rods, thence East 46.303 rods, thence South to the Southeast Corner of Block two (2) of Thomas and Mahala Kirkland's Addition to the Town of Macksburg, thence West 555 feet to the East line of W. O. Lee's addition of OutLots, thence south 540 feet to the Southeast Corner of Out Lot twelve (12)

Madison County, Iowa

of W. O. Lee's addition to the Town of Macksburg, thence West 216 feet to the place of beginning.

I hereby further declare that this writing is executed in conformance with Sections 6280 and 6281 of the Code of Iowa (1939) for the expressed purpose of vacating any and all streets, alleys, and public grounds within the above described tract real estate, including:

- 1. An alley running North and South on the West side of the Out Lots 1 to 12 of W. O. Lee's Addition to the Town of Macksburg beginning at the Southwest Corner of Out Lot 12, and running North to the Northwest Corner of Out Lot 1 being twelve (12) feet in width.
- 2. Northwest Street from a point beginning at the Southwest Corner of Block two (2) of Thomas and Mahala Kirkland's Addition to the Town of Macksburg, and running North to end of the street, width of said street being fifty (50) feet.
- 3. Railroad street running along the North side of Block two (2) of Thomas and Mahala Kirkland's Addition to the Town of Macksburg, said Street running from the Northwest Corner of said Block Two (2) in an easterly direction to the Northeast Corner of said Block two (?), and having a width of fifty (50) feet until it encounters the edge of the railway right-a-way where it has a variable width averaging about forty-three (43) feet.
- 4. An alley twelve (12) feet wide, running from East to West through Block two (2) of Thomas and Mahala Kirkland's Addition to the Town of Macksburg.
- 5. Any and all other alleys, street, and public ground within the above described tract of real estate.

I hereby further declare that this writing shall operate to annul the part of the plat so vacated, and to divest all public rights in the streets, alleys, and public grounds described herein.

I further state that the above described streets and alleys have never been opened to the public, or have they been used by the public as streets or alleys, and that the above described tract of real estate has been fenced in and enclosed for a period of more than twenty (20) years prior to this date, and I hereby further declare that any and all of the streets, alleys, and public grounds within the above described tract of real estate are hereby vacated.

Signed and dated this 20th day of September 1940 at Winterset, Iowa.

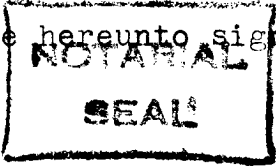
Jennie Ballard
Jennie Ballard

CERTIFICATE OF ACKNOWLEDGMENT

STATE OF IOWA, County of Madison)ss.

On this 20th day of September A.D. 1940, before me, Shirley A. Webster A Notary Public in and for the County of Madison, State of Iowa, personally appeared Jennie Ballard to me known to be the identical persons named in and who executed the foregoing instrument, and acknowledged that she executed the same as her voluntary act and deed.

IN WITNESS WHEREOF, I have hereunto signed my name and affixed my Notarial Seal the day and year last above written.



Shirley A. Webster Notary Public
in and for Madison County, State of Iowa