

ORDINANCE

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AN ORDINANCE AUTHORIZING CONVEYANCE OF PROPERTY

BE IT ORDAINED by the City Council of the City of Farmington, Iowa, as follows:

SECTION 1 That the best interests of the City of Farmington, Iowa, and of its community will be served by conveying to the Farmington Independent School District (Harmony Community School District, effective 1960), Farmington, Iowa, a portion of the tract of land known as Ira Anderson's Park in North Farmington, Farmington, Iowa, to which said tract of land the City of Farmington, Iowa, acquired title under and by virtue of the Last Will and Testament of Ira Anderson, which was probated in the Office of the Clerk of the District Court in and for Van Buren County, Iowa.

SECTION 2 That there should be reserved for the use of the City of Farmington, Iowa, an area of twenty-five hundred (2500) square feet in the form of a square around the city well now located in said park.

SECTION 3 That the Farmington Independent School District should be required to pay all expenses connected with the removal and re-location of the city water mains from said well to the city water system occasioned by the construction of the schoolhouse thereon, if it becomes necessary and in such an event the same shall be replaced or re-located with water main or pipe of equal size, it being understood that the present mains are constructed of six (6) inch pipe.

SECTION 4 That there should also be reserved such portion of the real estate along the Southerly, or Southwesterly, side thereof and thence Northerly to the pump house, as will provide for an adequate driveway along the Southerly, or Southwesterly, side of any building or buildings to be erected thereon by the Farmington Independent School District, and from thence Northerly to the pump house.

SECTION 5 That the City of Farmington, Iowa, reserve the right to cut any trees which may be necessary to erect any new power lines to the pump house.

SECTION 6 In the event it should at any time become necessary for the City of Farmington, Iowa to construct a new well the same may be constructed upon said property at such place as may be designated

by the Board of Directors of the Farmington Independent School District.

SECTION 7 That the Farmington Independent School District shall save the City of Farmington harmless from any loss, cost or liability by reason of any interference with the well and/or pipes and water system located thereon and therein.

SECTION 8 That the Farmington Independent School District shall agree that it will so construct its said building, sewers and appurtenances thereunto in such a manner that the same shall be approved by the officials of the State Department of Health, State of Iowa, and said school shall not so construct buildings, sewers or other structures thereon in such a manner as to cause the condemnation of said well by state officials.

SECTION 9 That the Mayor and Clerk of the City of Farmington be and they are hereby authorized, empowered and directed to make, execute and deliver on behalf of the City of Farmington, Iowa, such conveyance as may be necessary to perform the provisions of this Ordinance and to transfer the title to such portion of the premises as may be property conveyed hereunder to the Farmington Independent School District subject to the terms and conditions imposed by this Ordinance.

SECTION 10 Be it further ordained that Ordinances, or part of Ordinances, in conflict herewith be and the same are hereby repealed.

SECTION 11 This Ordinance being deemed of immediate importance shall be in full force and effect from and after its publication in the Tri-county News.

Introduced: August 22, 1955
Passed and Recorded: August 22, 1955
Published and effective: August 24, 1955

Robert Hambright, Mayor

Reviewed 1/30/78