10337

BARBERS ADDITION
TO THE
VILLAGE of MILLPOINT
OTTAWA COUNTY
MASON EASTMAN
18 Survey at 49

SPRING LAKE

WHARF

BARBERS RESERVE

BARBER ST. 80

MASON ST. 80

LIBERTY ST. 80

PARK

STATE ST. 80

MILL YARD RESERVATION

560

SCHOOL ST.

MAIN ST.

PARK ST.

DIVISION ST.

EXCHANGE ST. 80

RIVER ST

100

SEC. LINE

GRAND RIVER

State of Michigan } ss
County of Ottawa }
Register's Office

On examination of the Original Plat of Barbers Addition to the Village of Millpoint, as recorded in Liber 6 of Plats on page 49, and on this 21st day of January A.D. 1853 at 9 o'clock A.M. I find that the Lots numbered from 1 to 8 inclusive, in Block Market "Park", between Liberty and State Streets, and the Block Market "Reserve" between State and Exchange Streets, and the Block Market "Barbers" between Exchange and River Streets, and the East and West streets and alleys as laid out and platted on said Plat, are not dedicated to the Public use.

Carnelius Van Leo
Register

State of Michigan } ss
County of Ottawa }
Register's Office

I hereby certify that the foregoing is a true copy of the Original Barbers Addition to the Village of Millpoint, as recorded in Liber 6 of Plats on page 49, and on this 21st day of January A.D. 1853 at 9 o'clock A.M. I find that the Lots numbered from 1 to 8 inclusive, in Block Market "Park", between Liberty and State Streets, and the Block Market "Reserve" between State and Exchange Streets, and the East and West streets and alleys as laid out and platted on said Plat, are not dedicated to the Public use.

Carnelius Van Leo
Register

State of Michigan } ss
County of Ottawa }
Register's Office

I hereby certify that the foregoing is a true copy of the Original Barbers Addition to the Village of Millpoint, as recorded in Liber 6 of Plats on page 49, and on this 21st day of January A.D. 1853 at 10½ o'clock A.M. I find that the Lots numbered from 1 to 8 inclusive, in Block Market "Park", between Liberty and State Streets, and the Block Market "Reserve" between State and Exchange Streets, and the East and West streets and alleys as laid out and platted on said Plat, are not dedicated to the Public use.

Carnelius Van Leo
Register

I hereby certify that this Plat is a correct copy of the Plat now on record in the Register of Deeds office, being made under the supervision of the Auditor General by tracing the Plat on record and comparing therewith a carefully compared copy of the certificate

Dated this 23rd day of May 1911

Ray C. Warner Dep. Dept
Clerk, Aud. Gen.

VILLAGE COUNCIL
JANUARY 7-1853
157-58

10337

SCHOLTEN AND FANT
A PROFESSIONAL CORPORATION
ATTORNEYS AT LAW
202 PACESETTER BANK BUILDING
P.O. BOX 454
GRAND HAVEN, MICHIGAN 49417
TELEPHONE 616-842-3030
FROM HOLLAND-ZEELAND 616-399-0261

HARVEY L. SCHOLTEN
R. NEAL STANTON
THOMAS R. REINSMA
JOHN S. LEPARD
THOMAS M. BOVEN
THOMAS W. SOBEL
JAMES ROACH, II
GREGORY J. RAPPLEYE
KENNETH W. HOESCH
RONALD A. BULTJE
JAMES O. BROWN
MARK A. FEYEN

OF COUNSEL
HOWARD W. FANT

ZEELAND OFFICE
10 S. ELM STREET
ZEELAND, MICHIGAN 49464
TELEPHONE 616-772-2330

April 15, 1982

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Department of Treasury
Bureau of Local Government Services
Treasury Building
Lansing, Michigan 48922

Attention: Director, Subdivision Control Section

Re: Vacating Part of River Street - Barber's Addition
Village of Spring Lake, Ottawa County, Michigan

Gentlemen:

Enclosed please find a certified copy of Excerpts of Minutes and Resolution of the Village Council of the Village of Spring Lake adopted on April 5, 1982, which vacates part of River Street, between Blocks 15 and 16 on the North and Blocks 17 and 18 on the South, in Barber's Addition to the Village of Spring Lake, Ottawa County, Michigan.

This resolution is furnished to you pursuant to the Charter of the Village of Spring Lake and applicable state law, and is submitted to you on behalf of the Village Clerk of the Village of Spring Lake.

Very truly yours,

SCHOLTEN AND FANT

By: Thomas M. Boven

TMB:jrf

Enclosure

cc: Mr. R. G. Lucking
Village Clerk
Village of Spring Lake
102 West Savidge Street
Spring Lake, Michigan 49456

10337

Received for record Apr 13 A. D. 19 82 at 3:50 P.M.
Delilah A. DeYoung
REGISTER OF DEEDS

EXCERPTS OF MINUTES

At a regular meeting of the Village Council of the Village of Spring Lake, Ottawa County, Michigan, held in the Village Hall on 5th day of April, 1982, with a quorum present;

Present: Peterson, Verplank, Yonker, Donner, Bolthouse, Christman;

Absent: Draeger;

The following resolution was offered by Councilman Christman and supported by Councilman Peterson:

"RESOLUTION

WHEREAS, Chapter XX, Sections 6 and 7 of the Charter of the Village of Spring Lake provides that the Council of the Village of Spring Lake shall have the power to vacate or abolish any highway, street, lane or alley and other matters whenever the Village Council shall deem the same a public improvement or necessary for the public convenience, and when the Council deems it advisable to vacate, discontinue or abolish any highway, street or any part thereof, said Charter provides that there shall be a resolution to declare and appoint a time for a hearing on the same; and

WHEREAS, the Village Council of the Village of Spring Lake scheduled and held a public hearing on March 1, 1982, after due notice thereof, and determined that it deemed it advisable to consider vacating, discontinuing and abolishing the following part of a certain street as situated in the Village of Spring Lake, County of Ottawa and State of Michigan, to-wit:

The East 321.00 feet of that part of platted 80.00 feet in width River Street, between Blocks 15 and 16 on the North and Blocks 17 and 18 on the South, in Barber's Addition to the Village of Spring Lake, (also being known as the East 321.00 feet of that part of River Street, situated West of Cutler Street), in the Village of Spring Lake, Ottawa County, Michigan; and

WHEREAS, the Village Council further set a hearing for April 5, 1982, at 7:45 p.m., at a regular Village Council meeting, to hear and consider any and all objections to the adoption of the aforesaid resolution, and it did give due notice of said hearing to the abutting property owners and to the public, and no one appeared to object to the resolution adopted on March 1, 1982, at said hearing on April 5, 1982.

NOW, THEREFORE, BE IT RESOLVED, that the Village Council of the Village of Spring Lake deems it advisable to vacate that part of the street as situated in Block 15 and 16 on the North and Blocks 17 and 18 on the South, in Barber's Addition to the Village of Spring Lake, County of Ottawa and State of Michigan, as herein described:

The East 321.00 feet of that part of platted 80.00 feet in width River Street, between Blocks 15 and 16 on the North and Blocks 17 and 18 on the South, in Barber's Addition to the Village of Spring Lake, (also being known as the East 321.00 feet of that part of River Street, situated West of Cutler Street), in the Village of Spring Lake, Ottawa County, Michigan.

10337

BE IT FURTHER RESOLVED, that title to said street as herein vacated shall vest in the adjoining property owners thereto, as provided by the statutes in such case made and provided, there being no public utilities located therein, and therefore the Village of Spring Lake does not retain any utility easements in said part of the street as vacated.

BE IT FURTHER RESOLVED, that within thirty (30) days of the date of adoption of this resolution, the Village Clerk of the Village of Spring Lake shall cause a certified copy of this resolution to be recorded with the Register of Deeds office for the County of Ottawa and that a certified copy of this resolution be forwarded by certified mail, return receipt requested, to the Treasurer of the State of Michigan."

Yes: Peterson, Verplank, Yonker, Donner, Bolthouse, Christman;

No: none.

RESOLUTION DECLARED ADOPTED.

Dated this 5th day of April, 1982.

Robert G. Lucking
Village Clerk

CERTIFICATE

STATE OF MICHIGAN)
ss.
COUNTY OF OTTAWA)

ROBERT G. LUCKING, being first duly sworn, deposes and says, that he is the Village Clerk of the VILLAGE OF SPRING LAKE, and that the above described resolution was adopted at a regular meeting of the Village Council of the Village of Spring Lake, held on the 5th day of April, 1982, at which a quorum was present.

Robert G. Lucking

Subscribed and sworn to before me, a Notary Public, this 5th day of April, 1982.

Ivy M. Gutierrez
Notary Public
Ottawa County, Michigan

My Commission Expires: 09-17-85

IVY M. GUTIERREZ
Notary Public, Ottawa Co., MI
My Comm. Expires Sept. 17, 1985

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10337

JAN 22 1986

HARVEY L. SCHOLTEN
R. NEAL STANTON
THOMAS R. REINSMA
JOHN R. MARQUIS
JOHN C. HUTCHINSON
JOHN S. LEPARD
THOMAS M. BOVEN
THOMAS W. SOBEL
GREGORY J. RAPPLEYE
RONALD A. BULTJE
MARY M. MIMS
JAMES O. BROWN
LARRY SANDERS
RODNEY L. SCHERMER
NEIL L. KIMBALL
NANCY E. SCHOEP
DOUGLAS R. MacDONALD
SUSAN A. JONAS

LAW OFFICES OF
SCHOLTEN, FANT & MARQUIS
A PROFESSIONAL CORPORATION
SUITE 202 · OLD KENT BUILDING
P.O. BOX 454
GRAND HAVEN, MICHIGAN 49417-0454
(616) 842-3030
FROM HOLLAND-ZEELAND 399-0261

OF COUNSEL
HOWARD W. FANT
SHELLEY E. PADNOS

201 PHOENIX BUILDING
246 RIVER AVENUE
P.O. BOX 9008
HOLLAND, MICHIGAN 49423
(616) 396-1265

January 16, 1986

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Department of Treasury
Bureau of Local Government Services
Treasury Building
Lansing, Michigan 48922

Attention: Director, Subdivision Control Section

Re: Vacating of Alley - Part of Barber's Addition to the Village of spring Lake, Ottawa County, Michigan

Gentlemen:

Enclosed please find on behalf of the Village Clerk of the Village of Spring Lake a certified copy of the Excerpts of Minutes and resolution of the Village Council of the Village of Spring Lake adopted on January 6, 1986, vacating a platted 20.00 feet in width alley in Block 5 of Barber's Addition to the Village of Spring Lake, lying North of the former Grand Trunk Railroad right of way.

This Resolution is furnished to you pursuant to the Charter of the Village of Spring Lake and applicable state law.

Very truly yours,

SCHOLTEN, FANT & MARQUIS

Thomas M. Boven

TMB:jrf

Enclosure

cc: Mr. R. G. Lucking
Village Clerk
Village of Spring Lake

10337

RECORDED
1986 JAN 14 PM 4:04
REGISTER OF DEEDS
OTTAWA COUNTY, MI

EXCERPTS OF MINUTES

At a regular meeting of the Village Council of the Village of Spring Lake, Ottawa County, Michigan, held in the Village Hall in said Village on the 6th day of January, 1986, with a quorum present;

Present: Peterson, Erhardt, Christman, Draeger, Bolthouse, Arndt.

Absent: Verplank.

After certain other matters of business were completed and a public hearing was held and completed pursuant to the matters hereinafter stated, the following resolution was offered by Councilperson Bolthouse and supported by Councilperson Erhardt:

"RESOLUTION

WHEREAS, Chapter XX, Sections 6 and 7 of the Charter of the Village of Spring Lake provides that the Council of the Village of Spring Lake shall have the power to vacate or abolish any highway, street, lane or alley and other matters whenever the Village Council shall deem the same a public improvement or necessary for the public convenience, and when the Council deems it advisable to vacate, discontinue or abolish any highway, street or any part thereof, said Charter provides that there shall be a resolution to declare and appoint a time for a hearing on the same; and

WHEREAS, the Village Council of the Village of Spring Lake scheduled and held a public hearing on December 2, 1985, after due notice thereof, and determined that it deemed it advisable to consider vacating, discontinuing and abolishing the following part of a certain alley as situated in the Village of Spring Lake, County of Ottawa and State of Michigan, to-wit:

Platted twenty (20.00) feet in width alley in Block Five (5) of Barber's Addition to the Village of Spring Lake, situated North of the former Grand Trunk Railroad right of way and South of the Liberty Street right of way, in the Village of Spring Lake, Ottawa County, Michigan; and

WHEREAS, the Village Council further set a hearing for January 6, 1986, at 7:30 p.m. at a regular Village Council meeting to hear and consider any and all objections to the adoption of the aforesaid resolution, and it did give due notice of said hearing to the abutting property owners and to the public and no one appeared to object to the resolution adopted on December 2, 1985, at said hearing on January 6, 1986.

NOW, THEREFORE, BE IT RESOLVED, that the Village Council of the Village of Spring Lake deems it advisable to vacate that part of the alley as situated in Block Five (5) of Barber's Addition to the Village of Spring Lake, County of Ottawa and State of Michigan, as herein described:

Platted twenty (20.00) feet in width alley in Block Five (5) of Barber's Addition to the Village of Spring Lake, situated North of the former Grand Trunk Railroad right of way and South of the Liberty Street right of way, in the Village of Spring Lake, Ottawa County, Michigan.

BE IT FURTHER RESOLVED, that title to said alley as herein vacated shall vest in the adjoining property owners thereto, as provided by the statutes in such case made and provided, there being no public utilities located therein and therefor the Village of Spring Lake does not retain any utility easements in said part of the alley as vacated.

BE IT FURTHER RESOLVED, that within thirty (30) days of the date of adoption of this resolution, the Village Clerk of the Village of Spring Lake shall cause a certified copy of this resolution to be recorded with the Register of Deeds office for the County of Ottawa and a certified copy of this resolution be forwarded by certified mail, return receipt requested, to the Treasurer of the State of Michigan."

YES: Peterson, Erhadt, Draeger, Bolthouse, Arndt, Christman,

NO: None

RESOLUTION DECLARED APPROVED XX ; DISAPPROVED ___.

Dated this 6th day of January, 1986.

R. G. Lucking
Village Clerk

CERTIFICATE

STATE OF MICHIGAN)
ss.
COUNTY OF OTTAWA)

R. G. LUCKING, being first duly sworn, deposes and says that he is the Village Clerk of the Village of Spring Lake, and that the above described resolution was adopted at a regular meeting of the Village Council of the Village of Spring Lake held on the 6th day of January, 1986, at which a quorum was present.

R. G. Lucking

Subscribed and sworn to before me, a Notary Public, this 7 day of January, 1986.

Prepared by:

Thomas M. Boven, Esq.
SCHOLTEN, FANT & MARQUIS
Attorneys at Law
202 Old Kent Building
P. O. Box 454
Grand Haven, Michigan 49417-0454

Judith L. VanBemmelen
Notary Public
Ottawa County, Michigan
My Commission Expires: September 11, 1989

JUDITH L. VAN BEMMELEN
Notary Public, Ottawa County, MI
My Comm. Expires Sept. 11, 1989

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Ottawa 10337

STATE OF MICHIGAN

IN THE CIRCUIT COURT FOR THE COUNTY OF OTTAWA

IN THE MATTER OF THE PETITION OF THE VILLAGE OF SPRING LAKE, a Michigan Municipal Corporation

JUDGMENT VACATING STREETS

File No. 2747

At a session of said Court, held at the Court House in the City of Grand Haven in said County, on the 10th day of October, 1973.

Present: Hon. JAMES E. TOWNSEND
Circuit Judge

The above matter having been brought on to be heard on March 12, 1973, and adjourned by the Court to March 26, 1973, on the petition filed therein for the vacation of a part of Mill Street Plat of Barbers Addition to the Village of Spring Lake, Ottawa County, Michigan, described as follows:

That part of Mill Street in the Village of Spring Lake situated between Blocks 15 and 16 of Barbers Addition to said Village of Spring Lake

and all parties in interest having been duly served as appears by the affidavits on file and the Notice of Hearing having been duly published as required by statute, all as shown by the affidavits on file, and proofs having been taken in open court of the facts and circumstances stated in said petition and the Michigan Department of Treasury, by the Attorney General's office of the State of Michigan, having appeared and objected to such petition, and all others appearing having consented to the same, and after full hearing on the issues and the opinion of this Court being entered on August 22, 1973, consenting to said petition as hereinafter provided, and it appearing that the Village of Spring Lake has, by resolution on file in this cause, in effect, vacated said streets and has consented to the vacation thereof and all proceedings having been taken in accordance with the statute

SCHILTEN AND FANT, ATTORNEYS AT LAW, GRAND HAVEN, MICH.

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in such case made and provided and the Court, after hearing testimony in open court and being fully advised in the premises, and it appearing to the Court that the prayer of said petition requesting such vacation be granted.

NOW THEREFORE, IT IS ORDERED AND ADJUDGED and the Court by virtue of the authority therein vested, doth ORDER and ADJUDGE that that part of Mill Street in the Plat of Barbers Addition to the Village of Spring Lake, Ottawa County, Michigan, described as follows:

> That part of Mill Street in the Village of Spring Lake, situated between Blocks 15 and 16 of Barbers Addition to said Village of Spring Lake

be and the same is hereby vacated and all public rights created by reason of the dedication of said street to the public, be and the same are hereby relinquished and held for naught, except that easements on said vacated streets for public utility purposes which are presently in existence, be and the same are hereby retained by the said Village of Spring Lake, and it is further ORDERED AND ADJUDGED that the abutting lots to that portion of Mill Street vacated are Lots 2, 3, 6 and 7 of Block 15 and Lots 1, 4, 5 and 8 of Block 16 of said Barbers Addition and by virtue of this judgment Lots 3 and 6 of Block 15 and Lots 4 and 5 of Block 16 of said Barbers Addition shall no longer front on a public street as to any part of the same and this vacating of Mill Street shall be subject to a perpetual obligation on abutting property owners acquiring rights in that part of Mill Street herewith vacated and their successors in interest, to provide a permanent roadway easement for vehicular traffic from those lots as herein described which prior hereto fronted on a public street, to a suitable and direct public street, at such time as there is a conveyance or transfer of title of any such affected abutting lots or lot when such conveyance or transfer would otherwise deny access to said lots from a public street, and it is further ORDERED AND ADJUDGED that the legal title to the streets above described and which are hereby vacated shall vest in the record title holders of the lands abutting

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said streets so vacated and being a part of the Plat of Barbers Addition to the Village of Spring Lake, subject to the reservation of public utility easements as aforesaid and the terms for easements as herein provided all in accordance with the statute in such case made and provided, and it shall be the obligation of Petitioner to record a true copy of this Judgment with the Ottawa County Register of Deeds Office.

James E Townsend
Circuit Judge

Circuit Judge

ATTEST TRUE COPY.
Harris T Newman
OTTAWA COUNTY CLERK

SCHOLTEN AND FANT, ATTORNEYS AT LAW, GRAND HAVEN, MICH.

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Ottawa Co.

Page 1033

RESOLUTION

BE IT RESOLVED, that WEREAS, on the 21st day of December, 1964, the Village Council of the Village of Spring Lake, County of Ottawa and State of Michigan, unanimously adopted a resolution deeming it advisable and for the public interest and improvement that an alley in Block 15, of Barber's Addition, Spring Lake, Ottawa County, Michigan, described as follows:

> All that part of the Alley in Block 15, Barber's Addition extending from Exchange Street on the North to the South line of said Block 15,

be vacated, discontinued and abolished and all public rights be forever relinquished thereto;

AND WHEREAS, it was declared necessary that a public hearing be held at which time all objections to the vacating, discontinuing and abolishing of the aforesaid described alley shall be presented and considered, it was thereby appointed that said hearing be held on the 1st day of February, 1965, in the Council Chambers of the Village Hall of the Village of Spring Lake, Michigan, at 8:00 o'clock P.M. Eastern Standard Time;

AND WHEREAS, a copy of said resolution was published once each week for three (3) successive weeks prior to the date of hearing aforesaid, in the Grand Haven Daily Tribune, the same being a newspaper of general circulation in the said Village of Spring Lake, as shown by the affidavit of the publisher now on file with the Village Clerk;

AND WHEREAS, copies of the said resolution were posted in three (3) conspicuous places in the said Village of Spring Lake more than 20 days prior to the date of the hearing aforesaid, as shown by the affidavit of John P. Bolthouse now on file with the Village Clerk;

AND WHEREAS, a copy of said resolution was delivered to all of the

land owners abutting that portion of said alley as heretofore described;

AND WHEREAS, the matter of vacating, discontinuing and abolishing that portion of the aforesaid street as heretofore described was brought on for consideration and hearing at the time appointed therefor and no one having filed objections thereto with the Village Clerk prior to the date of the said hearing and meeting and no one having appeared in opposition thereto;

NOW THEREFORE BE IT RESOLVED, that it is for the public interest and improvement that an alley situated in Block 15, Barber's Addition, Village of Spring Lake, Ottawa County, Michigan, described as follows:

> All that part of the Alley in Block 15, Barber's Addition extending from Exchange Street on the North to the South line of said Block 15,

be vacated, discontinued and abolished and the same is hereby vacated, discontinued and abolished and all public rights forever relinquished thereto.

BE IT FURTHER RESOLVED, that the Clerk of the Village of Spring Lake, cause a certified copy of this resolution to be recorded in the office of the Register of Deeds for the County of Ottawa, State of Michigan, and that said Clerk cause a certified copy of this resolution to be filed with the Auditor General of the State of Michigan within thirty (30) days after the date hereof.

Yeas - Bilz, Bareham, Neher, Christman and Mastenbrook.

Nays - None

Absent - SHAW ~~None~~

Village Clerk -John P. Bolthouse

I, JOHN P. BOLTHOUSE, Clerk of the Village of Spring Lake, Ottawa County, Michigan, hereby certify that at a regular meeting of the Village Council of the said Village of Spring Lake, held in the Council Chambers in the Village Hall of the said Village of Spring Lake on the 1st day of February, 1965, at 8:00 o'clock P.M., Eastern Standard Time, the foregoing resolution was duly adopted by the said Council of the said Village of Spring Lake, Michigan.

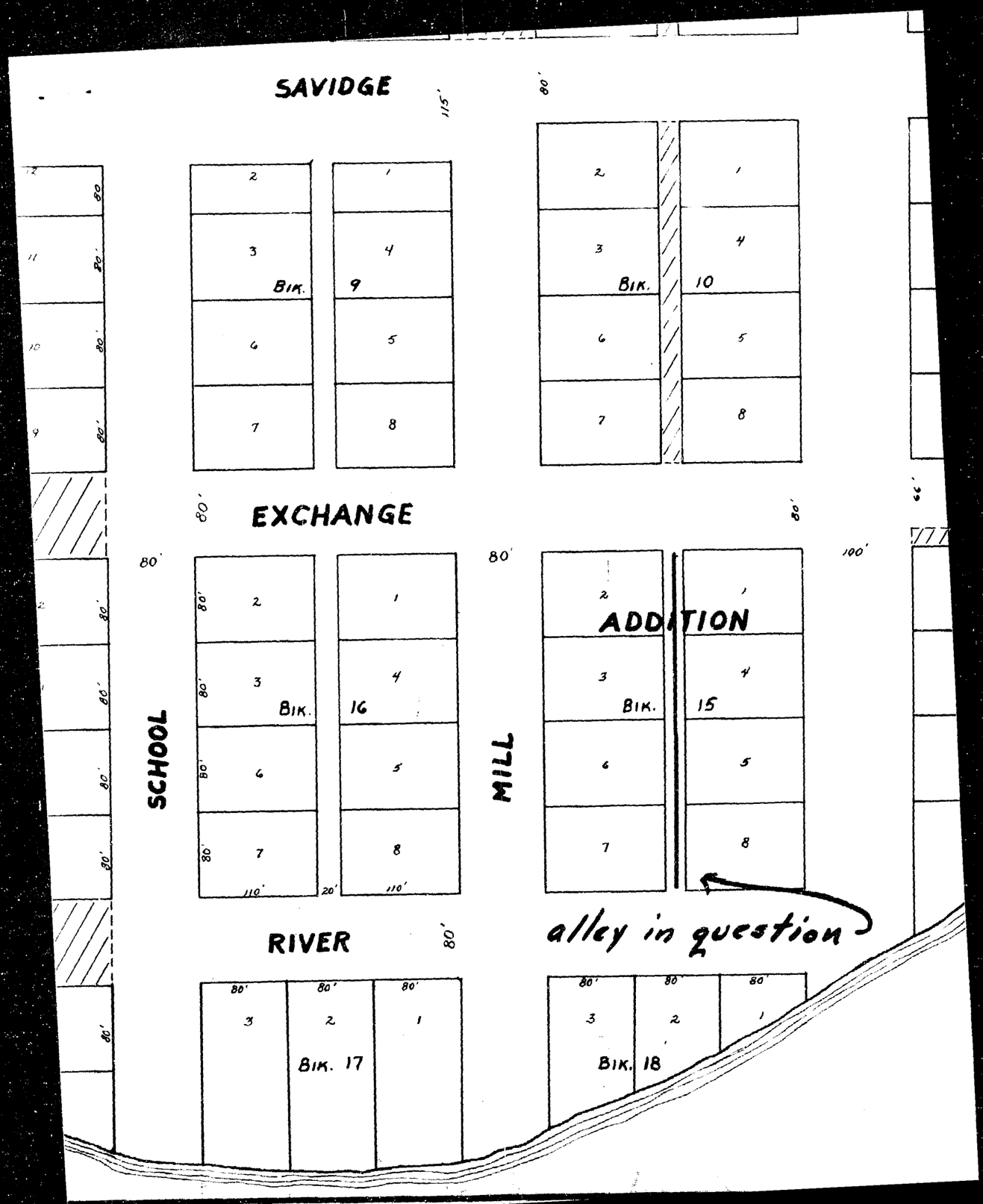
Dated: 2 Feb 65

Village Clerk -John P. Bolthouse

Subscribed and sworn to before me this 1st day of February, 1965.

Harvey L. Scholten, Notary Public
Ottawa County, Michigan

My commission expires: Nov. 16, 1965



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Ottawa

10337

SCHOLTEN AND FANT
A PROFESSIONAL CORPORATION
ATTORNEYS AT LAW
SUITE 202
SECURITY FIRST BANK & TRUST CO. BLDG.
GRAND HAVEN, MICHIGAN
49417

HARVEY L. SCHOLTEN
R. NEAL STANTON
THOMAS R. REINSMA
JOHN S. LEPARD
THOMAS M. BOVEN
THOMAS W. SOBEL
JAMES ROACH II
GREGORY J. RAPPLEYE
RONALD A. BULTJE

OF COUNSEL
HOWARD W. FANT

P. O. BOX 454

TELEPHONE
616-842-3030

April 15, 1980

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Department of Treasury
Bureau of Local Government Services
Treasury Building
Lansing, Michigan 48922

Re: Vacating of Alley -- Plat of Barber's Addition
Village of Spring Lake, Ottawa County, Michigan

Attention: Director, Subdivision Control Section

Gentlemen:

Enclosed please find a certified copy of Excerpts of Minutes and a Resolution of the Village Council of the Village of Spring Lake adopted on April 7, 1980, which vacates a platted twenty (20) feet in width alley in Block 5 of Barber's Addition to the Village of Spring Lake, South of the former Grand Trunk Railroad right of way. This Resolution is furnished to you pursuant to the Charter of the Village of Spring Lake and applicable state law. We are also transmitting the enclosed on behalf of the Village Clerk of the Village of Spring Lake.

Very truly yours,

SCHOLTEN AND FANT

Thomas M. Boven
By: Thomas M. Boven

TMB:jrf

Enclosure

cc: Mr. Robert G. Lucking
Village Clerk
Village of Spring Lake
102 West Savidge Street
Spring Lake, Michigan 49456

10337

Received for record April 11 A. D. 1980 3:45 P.M.
Robert [illegible]
RECEIVER OF DEEDS

EXCERPTS OF MINUTES

At a regular meeting of the Village Council of the Village of Spring Lake, Ottawa County, Michigan, held in the Village Hall on the 7th day of April, 1980, with a quorum present;

Present: Peterson, Augsbach, Yonker, Donner, Allen, Bolthouse, Christman;

Absent: none.

The following resolution was offered by Allen and supported by Yonker:

"RESOLUTION

WHEREAS, Chapter XX, Sections 6 and 7 of the Charter of the Village of Spring Lake, provides that the Council of the Village of Spring Lake shall have the power to vacate or abolish any highway, street, lane or alley and other matters, whenever the Village Council shall deem the same a public improvement or necessary for the public convenience, and when the Council deems it advisable to vacate, discontinue or abolish any highway, street or any part thereof, said Charter provides that there shall be a resolution to declare and appoint a time for a hearing on the same; and

WHEREAS, the Village Council of the Village of Spring Lake scheduled and held a public hearing on February 18, 1980, after due notice thereof, and determined that it deemed it advisable to consider vacating, discontinuing and abolishing the following part of a certain alley as situated in the Village of Spring Lake, County of Ottawa and State of Michigan, to-wit:

Platted 20 feet in width alley in Block Five (5) of Barber's Addition to the Village of Spring Lake, South of the former Grand Trunk Railroad right-of-way; and

WHEREAS, the Village Council further set a hearing for April 7, 1980, at 7:45 p.m. at a regular Village Council meeting, to hear and consider any and all objections to the adoption of the aforesaid resolution, and it did give due notice of said hearing to the abutting property owners and to the public and no one appeared to object to the resolution adopted on February 18, 1980, at said hearing on April 7, 1980.

NOW, THEREFORE, BE IT RESOLVED, that the Village Council of the Village of Spring Lake deems it advisable to vacate that part of the alley as situated in Block Five (5) of Barber's Addition to the Village of Spring Lake, County of Ottawa and State of Michigan, as herein described:

Platted 20 feet in width alley in Block Five (5) of Barber's Addition to the Village of Spring Lake, South of the former Grand Trunk Railroad right-of-way, according to the recorded plat thereof.

10337

BE IT FURTHER RESOLVED, that title to said alley as herein vacated shall vest in the adjoining property owners thereto, as provided by the statutes in such case made and provided, there being no public utilities located therein, and therefore, the Village of Spring Lake does not retain any utility easements in said part of the alley as vacated.

BE IT FURTHER RESOLVED, that within thirty (30) days of the date of adoption of this resolution, the Village Clerk of the Village of Spring Lake shall cause a certified copy of this resolution to be recorded with the Register of Deeds office for the County of Ottawa and that a certified copy of this resolution be forwarded by certified mail, return receipt requested, to the Treasurer of the State of Michigan."

Yes: Peterson, Augsbach, Yonker, Donner, Allen, Bolthouse, Christman;

No: none.

RESOLUTION DECLARED ADOPTED.

Dated this 7th day of April, 1980.

Robert G. Lucking
Village Clerk
Village of Spring Lake

CERTIFICATE

STATE OF MICHIGAN)
ss.
COUNTY OF OTTAWA)

ROBERT G. LUCKING, being first duly sworn, deposes and says, that he is the Village Clerk of the Village of Spring Lake, and that the above described resolution was adopted at a regular meeting of the Village Council of the Village of Spring Lake, held on the 7th day of April, 1980, at which a quorum was present.

Robert G. Lucking
Village Clerk
Village of Spring Lake

Subscribed and sworn to before me, a Notary Public, in and for said County, this 9th day of April, 1980.

Ivy M. Gutierrez
Ivy M. Gutierrez
Notary Public
Ottawa County, Michigan

My Commission Expires: 08-23-81

PREPARED BY THOMAS M. BOVEN
SCHOLTEN AND FANT
A PROFESSIONAL CORPORATION
ATTORNEYS AT LAW
SUITE 202
SECURITY FIRST BANK & TRUST CO. BLDG
GRAND HAVEN, MICH. 49417

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