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IN THE DISTRICT COURT OF IOWA IN AND FOR MARION COUNTY.  
In the Matter of the Vacation of certain Streets and Alleys in the  
Town of Red Rock, Iowa.

Come now the petitioners S.H. Barber, John Gregory and M.J. Pinney and show to the Court the following:

That they are the owners of lots of land in the Town of Red Rock and Harp's Addition thereto, in Marion County Iowa, according to the recorded plats of said town and addition as follows.

The petitioner M.J. Pinney is the owner of the following:

All of Block 3 in said Harp's Addition;

Lots 93, 94 and the adjoining half of Lot 95; Lots 73, 74, 75, and 76 of the Town of Red Rock.

The petitioner John Gregory is the owner of Lots 69, 70, 71, 72, 89, 90, 91, 92, 85, 86, 87 and 88 of the Town of Red Rock.

That the petitioners S.H. Barber and M.J. Pinney are the owners of Lots 77, 78, 79, 80, 81, 82, 83 and 84 of the Town of Red Rock.

That the petitioner S.H. Barber is the owner of the land without the said Town lying along and fronting 5th. St. between Clay and Polk Sts.

That said petitioners own all of the land fronting on and lying adjacent to said 5th. St. between Clay and Polk Sts. except Lot 96 and 1/2 of Lot 95 of the town of Red Rock, as will be seen from reference to the recorded plats of said Town of Red Rock and Harp's Addition thereto, a copy of said plat is hereto attached, marked Exhibit "A" and made a part hereof. That they own all the land adjacent to the intersecting Streets and Alleys, intersecting 5th. St. between Clay and Polk Sts. excepting Lots 65 and 68 of the Town of Red Rock, as will be seen from reference to said plat.

Most of you know that Marion County is the home of Red Rock Lake. The material on this page and on the next three pages relates to the town of Red Rock that is now under the waters of Red Rock Lake.

ORANGE COUNTY CALIFORNIA  
GENEALOGICAL SOCIETY



The petitioners further show that the Town of Red Rock is a small village and that the said Lots above described are chiefly used for agricultural purposes. That said 5th. St. above referred to, while it appears on said recorded plat has never been opened and travelled, and that it would be impossible, without great expense to open said Street and put the same in condition for travel between the intersection of Clay and Main Streets with said 5th. Street. That the said 5th. Street lies about 150 feet higher than 4th. Street, the Street lying immediately to the South and East of said 5th. Street, and that the intersecting Streets of Madison Jefferson and Washington have never been opened and travelled between said 4th. and 5th. Streets, and that it would be impossible to place said intersecting streets in condition for travel between said 4th. and 5th. Streets without great expense. That the said intersecting Streets could not be extended farther than 5th. Street because of a bluff or wall of rock lying immediately North of said 5th. Street.

That the convenience of the people residing on said Town of Red Rock and of the general public does not require the opening of said Streets and that the general and well defined course of travel has been along and over 4th. St. which is an open and passable highway and is now and has been for a number of years in general use by the public, and is sufficient for the accommodation of all.

That said Block 3 of Harp's Addition to the Town of Red Rock lies fronting and adjacent to said 5th. Street on the North and East and that lying to the North and East of said Block 3 there has been platted a Street known as 6th. Street, running to the South and East from the intersection of Polk Street with said 6th. Street. That said 6th. Street between Polk and Main has never been generally travelled by the public and could not be put in condition for travel without ~~great~~ great expense.

That the tracks of the Wabash Railway Company run diagonally through said Block 3 of Harp's Addition thence across 5th. and Polk Streets and thence through the Town of Red Rock.

That it is the desire of the above named petitioners, being the owners of all but a small fraction of the lots lying adjoining to have the following streets vacated. 5th. Street from Clay to Main; Madison St. from 4th. to 5th. , Jefferson St. from 4th. to 5th.; Washington St. from 4th. to 5th.--- the intersection of the Wabash Railway to 5th. St.; Polk St. from 5th. to 6th. Sts.; 6th. St. from Polk to Main Sts.

Wherefore the petitioners ask that the Court will grant them an order declaring said Streets vacated, as above prayed for, and that that portion of the plat of the Town of Red Rock and Harp's Addition thereto described within the above limits together with the streets, alleys and avenues may be vacated excepting lot 96 and the adjoining half of lot 95 lying North and West of the said tracks of the Wabash Railway Company, also all that portion of 5th. St. lying between the intersection of the said Wabash Railway tracks and Main Street.

*W. J. Pimply*  
*J. H. Barber*  
*John Gregory*

Term No. *7* Case No. *4108*  
L.A.W.  
Marion District Court.  
*vacate of Street alley*  
*Town of Red Rock Iowa*  
*U.S.*  
*Petitioners: J. H. Barber*  
*W. J. Pimply, John Gregory*  
Petition *vacate Street & alley*  
Filed *April 3<sup>d</sup>* 1894  
*John H. Singleton* Clerk.  
Disposed of \_\_\_\_\_ Term, 189  
Appearance Docket *17* Page *307*  
ATTORNEYS:  
*Haynes & Mayo* Plaintiff.  
Defendant.  
Hines Printing Co., Printers and Binders, Red Rock, Iowa.

OCCGS REFERENCE ONLY

FILED

City of Orange County  
9/18/88

Robert A



