

Date April 9, 2007

ACCEPTANCE OF A PERMANENT EASEMENT FOR AN EXISTING SANITARY SEWER LOCATED AT 1 LINCOLN PLACE DRIVE

WHEREAS, on December 18, 2006, by Roll Call No. 06-2500, the City Council approved the vacation and conveyance of a segment of Mahaska Parkway between Lincoln Place Drive and the Norfolk Southern Railway, and a portion of Lincoln Place Drive North of John Lynde Road, to the adjoining property owners, Matthew and Jeanette M. Grohe; and

WHEREAS, there is an existing sanitary sewer that runs across a portion of the property at 1 Lincoln Place Drive and across the right-of-way being vacated and conveyed for which the City does not have a recorded easement; and

WHEREAS, Matthew and Jeanette M. Grohe, owners of 1 Lincoln Place Drive, have agreed to grant the City a Permanent Easement for Sanitary Sewer Right-of-Way at no cost, as required by the agreement to vacate and convey the above described property.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Des Moines, Iowa, that the attached documents are hereby approved and accepted as follows:

Property Owner: Matthew and Jeanette M. Grohe
Property Location: 1 Lincoln Place Drive
Document Type: Permanent Easement for Sanitary Sewer Right-of-Way
Consideration: \$1 Plus Closing Costs

That the Finance Director is authorized and directed to issue checks in the amounts necessary to carry out the transactions and to pay any unforeseen additional costs certified by the Legal Department and the Engineering Department; the Real Estate Division Manager is authorized and directed to complete the transactions in accordance with standard real estate practices.

That the Real Estate Division of the Engineering Department is directed to obtain the Legal Department's review and approval of all closing documents prior to closing.

That the City Clerk is hereby authorized and directed to endorse upon the Real Estate document listed above the approval and acceptance of this Council and is further authorized and directed to deliver the aforementioned document to the Real Estate Division Manager, who shall proceed to closing in accordance with standard real estate practices.

★ Roll Call Number

Agenda Item Number


14

Dispositions - Grohe: Page 2

Date April 9, 2007

Moved by _____ to adopt.

APPROVED AS TO FORM:


 Ann DiDonato
 Assistant City Attorney

RCV

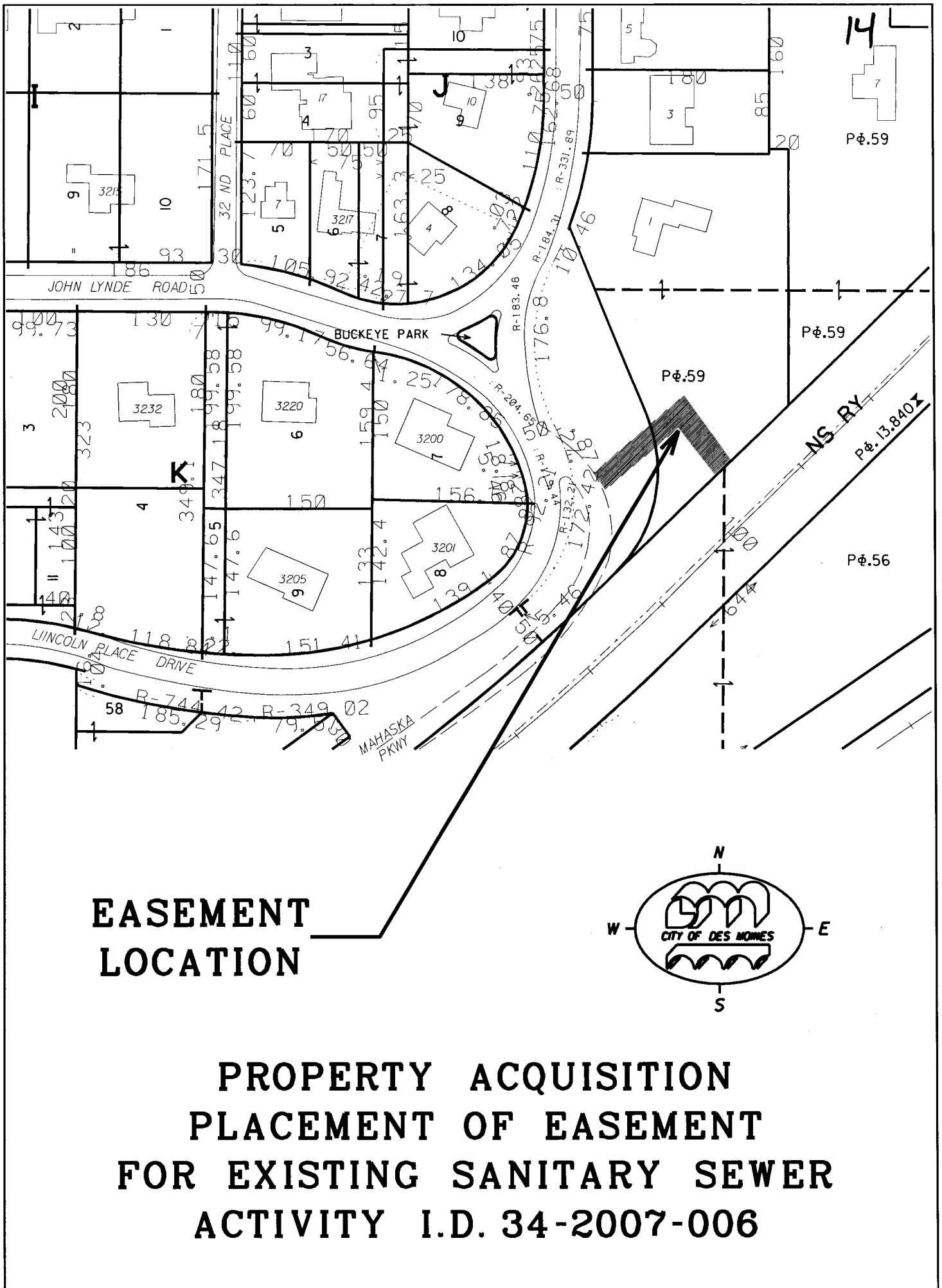
COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
HENSLEY				
KIERNAN				
MAHAFFEY				
MEYER				
VLASSIS				
TOTAL				
MOTION CARRIED			APPROVED	
_____ Mayor				

CERTIFICATE

I, Diane Rauh, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

_____ City Clerk



14

Pφ.59

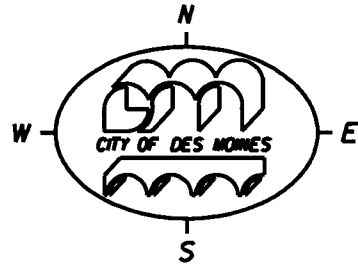
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Pφ.56

NS RY
Pφ. 13.840

**EASEMENT
LOCATION**



**PROPERTY ACQUISITION
PLACEMENT OF EASEMENT
FOR EXISTING SANITARY SEWER
ACTIVITY I.D. 34-2007-006**