

Date April 24, 2006

SET HEARING FOR THE CONVEYANCE OF A PERMANENT WATER MAIN EASEMENT ACROSS CITY-OWNED PROPERTY AT UNIVERSITY AVENUE AND KEOSAUQUA WAY (GOOD PARK) TO DES MOINES WATER WORKS FOR \$1.00

WHEREAS, as part of the I-235 Reconstruction Project, a Permanent Easement for Water Main Right-of-way is required across City-owned property located on the south side of University Avenue between 15th Street and 17th Street (Good Park) for the general public purpose of construction of a water main, such property interests being more specifically described below.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Des Moines, Iowa, that:

- 1. The City Council of the City of Des Moines proposes to grant the following described easement located on the south side of University Avenue between 15th Street and 17th Street (Good Park) to the Board of Water Works Trustees of the City of Des Moines, a government body, for a public purpose, for the consideration of \$1.00 as authorized by Iowa Code § 364.7(3):

A PERMANENT WATER MAIN EASEMENT DESCRIBED AS:

A PART OF LOT 1 OF THE OFFICIAL PLAT OF THE NORTHEAST FRACTIONAL 1/4 OF THE NORTHEAST FRACTIONAL 1/4 OF SECTION 5, TOWNSHIP 78 NORTH, RANGE 24 WEST OF THE 5TH P.M. IN THE CITY OF DES MOINES, POLK COUNTY, IOWA AND DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF LOT 29, IN BLOCK 2 OF NORTHWESTERN HEIGHTS, AN OFFICIAL PLAT; THENCE NORTH 00°(DEGREES) 20'(MINUTES) 57"(SECONDS) WEST ALONG THE WEST LINE OF SAID BLOCK 2, A DISTANCE OF, 275.80 FEET; THENCE SOUTH 89°39'03" WEST, 63.00 FEET TO A POINT ON THE WEST RIGHT-OF-WAY LINE OF 15TH STREET AND TO THE POINT OF BEGINNING; THENCE SOUTH 00°20'57" EAST ALONG SAID WEST RIGHT-OF-WAY LINE, 28.23 FEET; THENCE SOUTH 48°30'14" WEST, 9.05 FEET; THENCE SOUTH 71°00'14" WEST, 156.23 FEET; THENCE NORTH 86°29'46" WEST, 155.19 FEET; THENCE NORTH 41°29'46" WEST, 99.74 FEET TO A POINT ON THE SOUTH RIGHT-OF-WAY LINE OF UNIVERSITY AVENUE; THENCE NORTH 89°51'49" EAST ALONG SAID SOUTH RIGHT-OF-WAY LINE, 39.97 FEET; THENCE SOUTH 41°29'46" EAST, 60.90 FEET; THENCE SOUTH 86°29'46" EAST, 136.80 FEET; THENCE NORTH 71°00'14" EAST, 144.30 FEET; THENCE NORTH 48°30'14" EAST, 3.80 FEET; THENCE NORTH 00°08'11" WEST, 5.24 FEET TO A POINT ON SAID SOUTH RIGHT-OF-WAY LINE OF UNIVERSITY AVENUE; THENCE NORTH 89°51'49" EAST ALONG SAID SOUTH RIGHT-OF-WAY LINE, 19.18 FEET TO THE POINT OF BEGINNING AND CONTAINING 0.27 ACRES (11,811 S.F.)

DESCRIPTION REVIEWED [Signature]

★ Roll Call Number

Agenda Item Number

13

Dispositions – Des Moines Water Works (Good Park)

Date April 24, 2006

2. A public hearing shall be held on May 8, 2006, at 5:00 p.m. in the City Council Chamber, City Hall, 400 Robert D. Ray Drive, Des Moines, Iowa. At that time the City Council will consider the above-described proposal and any other(s) submitted prior to or during the public hearing.
3. The City Clerk is hereby authorized and directed to publish notice of said proposal and hearing in the form hereto attached, all in accordance with code section 362.3 of the Iowa Code.
4. There will be no proceeds associated with the conveyance of this easement.

Moved by _____ to adopt.

APPROVED AS TO FORM:

Emily Gould Chafa
 Emily Gould Chafa
 Assistant City Attorney

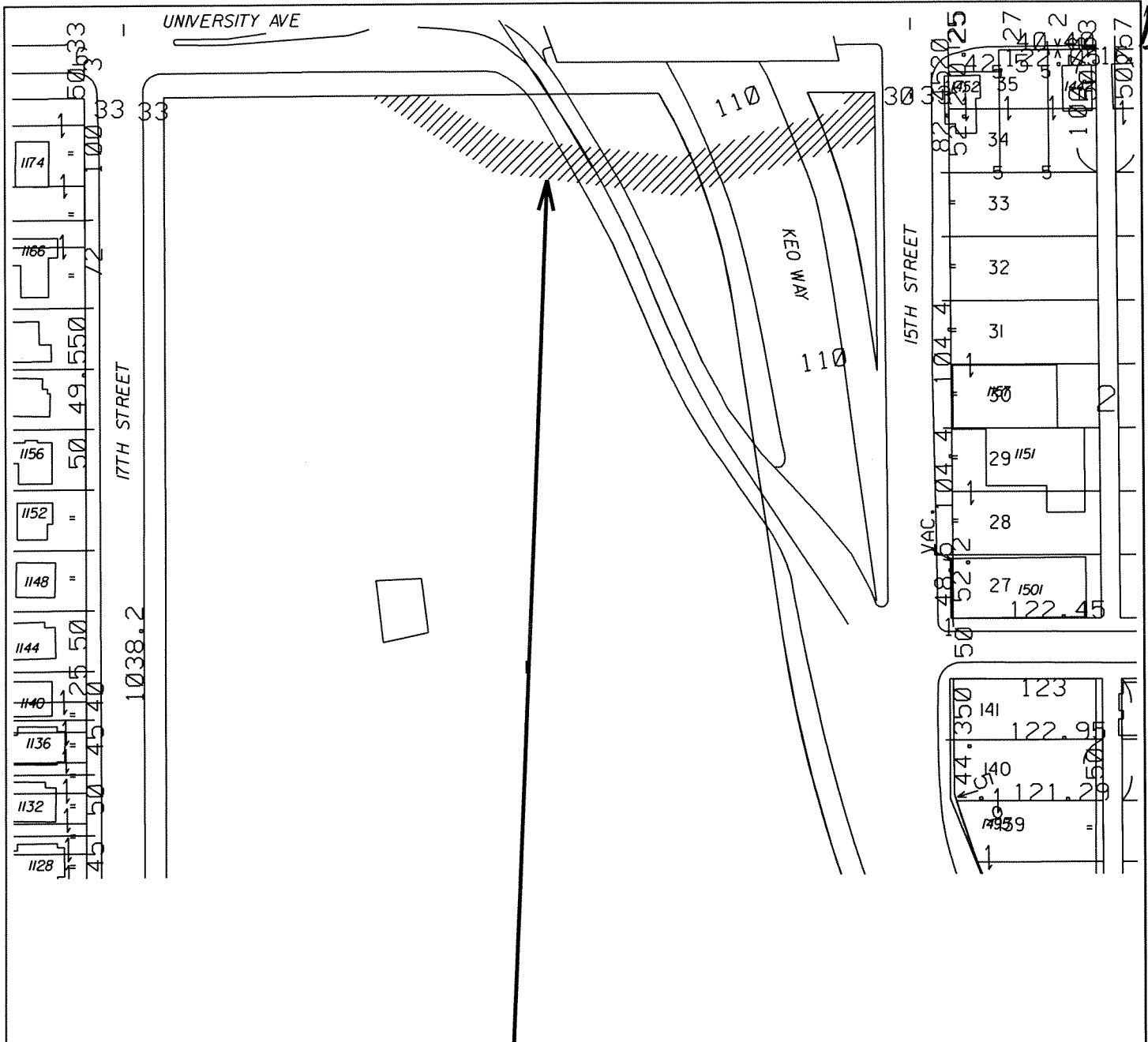
COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
KIERNAN				
HENSLEY				
MAHAFFEY				
BROOKS				
VLASSIS				
TOTAL				
MOTION CARRIED			APPROVED	
_____ Mayor				

CERTIFICATE

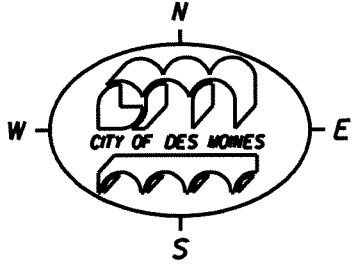
I, DIANE RAUH, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

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

_____ City Clerk



**PROPERTY
LOCATION**



**PROPERTY DISPOSITION
WATER MAIN EASEMENT
ACTIVITY I.D. 34-2006-044**