

Date July 28, 2008

SET HEARING FOR VACATION AND CONVEYANCE OF A SEGMENT OF EAST/WEST ALLEY BETWEEN WALNUT STREET AND MULBERRY STREET FROM 12TH STREET TO THE NORTH/SOUTH ALLEY TO NATIONWIDE MUTUAL INSURANCE COMPANY, FOR \$42,560

WHEREAS, on June 23, 2008, by Roll Call No. 08-1098, the City Council adopted a recommendation from the City Plan and Zoning Commission that a segment of the east/west alley between Walnut Street and Mulberry Street from 12th Street to the north/south alley be vacated and sold; and

WHEREAS, the grantee identified below is the owner of property abutting such right-of-way and has offered to the City of Des Moines the purchase price identified below for the vacation and purchase of the portion of such right-of-way described below.

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

1. That the City Council of the City of Des Moines shall consider adoption of an ordinance permanently vacating a segment of the east/west alley between Walnut Street and Mulberry Street from 12th Street to the north/south alley, more specifically described as follows:

All of the Re-Dedicated East/West alley right-of-way by Roll Call 01-3305, November 5, 2001, lying North of and adjoining Lots 7 and 8, Block 29, Keene & Poindexter's Addition to Fort Des Moines, an Official Plat, Except the South 0.42 Feet of the East/West alley lying North of and adjoining said Lots 7 and 8, Vacated by Ordinance 10,070, February 1, 1982, Repealed by Ordinance 10,145, June 21, 1982 all now included in and forming a part of the City of Des Moines, Polk County, Iowa.

City of Des Moines Sold East 0.55 feet and the South 0.42 feet to United Central Bank Roll Call 82-3127, June 19, 1982

2. That if the City Council decides to vacate the above described right-of-way; the City of Des Moines proposes to sell such right-of-way, as described below to the grantee and for the consideration identified below:

To: NATIONWIDE MUTUAL INSURANCE COMPANY, FOR \$42,560

All of the vacated Re-Dedicated East/West alley right-of-way by Roll Call 01-3305, November 5, 2001, lying North of and adjoining Lots 7 and 8, Block 29, Keene & Poindexter's Addition to Fort Des Moines, an Official Plat, Except the South 0.42 Feet of the East/West alley lying North of and adjoining said Lots 7 and 8, Vacated by Ordinance 10,070, February 1, 1982, Repealed by Ordinance

DESCRIPTION REVIEWED [Signature] 7/28/08 04:32

★ **Roll Call Number**

Agenda Item Number

24

Dispositions: Page 2

Date July 28, 2008

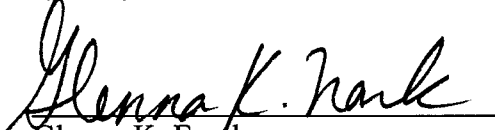
10,145, June 21,1982 all now included in and forming a part of the City of Des Moines, Polk County, Iowa.

City of Des Moines Sold East 0.55 feet and the South 0.42 feet to United Central Bank Roll Call 82-3127, June 19, 1982

3. That the meeting of the City Council at which the adoption of said ordinance and the sale and conveyance of such real estate is to be considered shall be on August 11, 2008, said meeting to be held at 5:00 p.m., in the Council Chamber.
4. That the City Clerk is hereby authorized and directed to publish notice of said proposal in the form hereto attached all in accordance with §362.3 of the Iowa Code.
5. The proceeds from the sale of this property will be deposited into the following account: CDM Index: 950287, Fund: SP767, ORG: ENG980500, Fund Description: Property Maintenance Fund.

Moved by _____ to adopt.

APPROVED AS TO FORM:


 Glenna K. Frank
 Assistant City Attorney

PSW

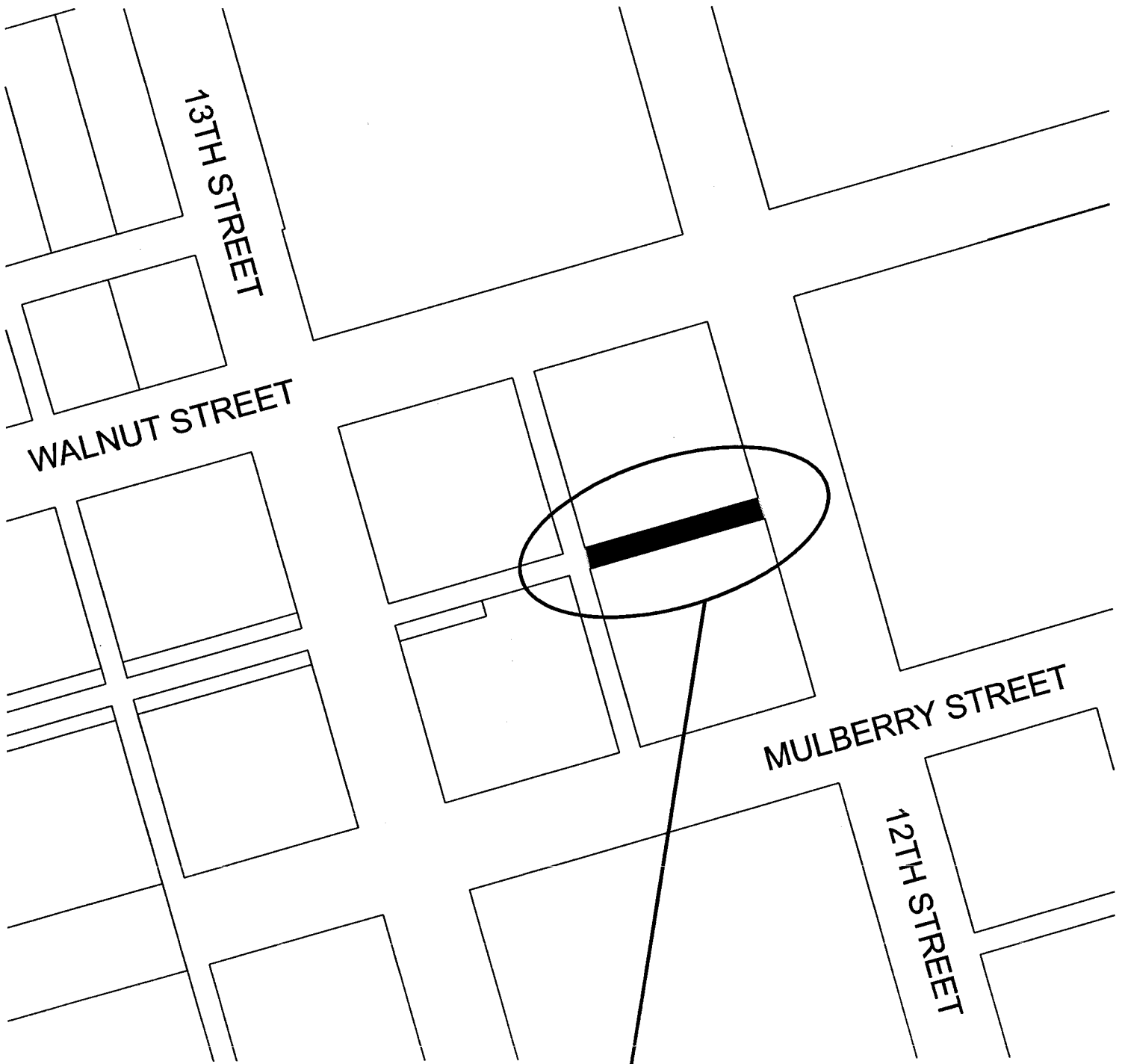
COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
KIERNAN				
HENSLEY				
MAHAFFEY				
MEYER				
VLASSIS				
TOTAL				
MOTION CARRIED			APPROVED	
_____ Mayor				

CERTIFICATE

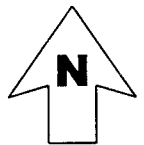
I, DIANE RAUH, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

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

_____ City Clerk



PROJECT LOCATION



VACATION AND CONVEYANCE OF
ALLEY AT 200 BLOCK OF 12TH STREET
TO NATIONWIDE MUTUAL
INSURANCE COMPANY
34-2009-000