

Date October 9, 2006

SET HEARING FOR THE VACATION AND CONVEYANCE OF MAPLE STREET BETWEEN EAST 20<sup>TH</sup> COURT AND THE UNION PACIFIC RAILROAD TO DENNIS A. MURRAY FOR \$1,290 AND TO PRISM REALTY, L.L.C. FOR \$1,290

WHEREAS, on June 5, 2006, by Roll Call No. 06-1094, the City Council adopted a recommendation from the City Plan and Zoning Commission that Maple Street between East 20<sup>th</sup> Court and the Union Pacific Railroad, hereinafter more fully described, be vacated and sold; and

WHEREAS, the grantees identified below are the owners of property abutting such right-of-way and have 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 Maple Street between East 20<sup>th</sup> Court and the Union Pacific Railroad, more specifically described as follows:

All the Maple Street right-of-way (formerly known as Claypool Avenue, changed by Ordinance No. 1560, passed December 4, 1908), lying South of and adjoining Lot 1, and lying South of and adjoining the West 20.0 feet of Lot 2, Block 13, Sunnyside Addition, an Official Plat, all now included in and forming a part of the City of Des Moines, Polk County, Iowa.

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 grantees and for the consideration identified below:

To: Dennis A. Murray for \$1,290

Except the South 30.0 feet, all the vacated Maple Street right-of-way (formerly known as Claypool Avenue, changed by Ordinance No. 1560, passed December 4, 1908) lying South of and adjoining Lot 1, and lying South of and adjoining the West 20.0 feet of Lot 2, Block 13, Sunnyside Addition, an Official Plat, all now included in and forming a part of the City of Des Moines, Polk County, Iowa.

To: Prism Realty, L.L.C. for \$1,290

The South 30.0 feet of that portion of vacated Maple Street right-of-way (formerly known as Claypool Avenue, changed by Ordinance No. 1560, passed December 4,

DESCRIPTION REVIEWED  
10/13/06

★ Roll Call Number

Agenda Item Number

27

Dispositions – Murray/Prism: Page 2

Date October 9, 2006

*PRM* 1908) lying North of and adjoining the West 60.0 feet of Lot 1, Block 14, Sunnyside Addition, an Official Plat, all now included in and forming a part of the City of Des Moines, Polk County, Iowa.

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 October 23, 2006, 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 shall be deposited into the following account: 2006-07 Operating Budget, Page 310, Property Maintenance, SP767.

Moved by \_\_\_\_\_ to adopt.

APPROVED AS TO FORM:

*Ann DiDonato*  
 \_\_\_\_\_  
 Ann DiDonato  
 Assistant City Attorney

*PRM*

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
HENSLEY				
KIERNAN				
MAHAFFEY				
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.

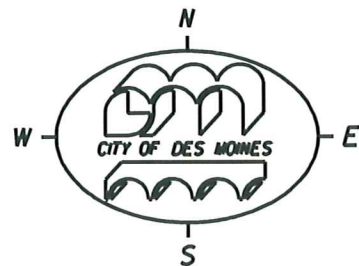
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

\_\_\_\_\_ City Clerk

27



-  DENNIS A MURRAY
-  PRISM REALITY, L.L.C.



**PROPERTY DISPOSITION**  
**MAPLE STREET BETWEEN E. 20TH ST.**  
**& UNION PACIFIC RAILROAD**  
**ACTIVITY I.D. 34-2007-004**