

Date..... October 23, 2006

RESOLUTION ACCEPTING DEDICATION INCIDENT TO PLATTING OF ADDITIONAL RIGHT-OF-WAY FOR E. KENYON AVENUE

WHEREAS, the Estate of Angelina Scavo, deceased, and Patricia Shumate, Marilyn Hennesy, Anthony N. Scavo, Paul and Sheila Scavo, and Charles and Sandra Scavo, (collectively the "Scavos") have subdivided property they own in the 300 block of E. Kenyon Avenue by an administratively approved Plat of Survey; and,

WHEREAS, the Plat of Survey created a Parcel "G" to be dedicated to the City as street right-of-way for the widening of E. Kenyon Avenue; and,

WHEREAS, the Scavos have now signed a Warranty Deed prepared by the City Legal Department conveying the said Parcel "G" to the City for the widening of E. Kenyon Avenue; NOW THEREFORE,

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

- 1. The Warranty Deed from the Scavos conveying the following parcel to the City is hereby approved and accepted.

Parcel "G" as shown by the Plat of Survey recorded on August 28, 2006, in Book 11824 at Page 173, in the land records of the Polk County Recorder, described as follow:

All that part of Lot 21 and the West 66 feet of Lot 22, Thomas Heights Second Addition, an Official Plat, now included in and forming a part of the City of Des Moines, Polk County, Iowa, more specifically described as follows:

Beginning at the Southwest corner of said Lot 21; thence North 00°00'00" East along the West line of said Lot 21 a distance of 5.00 feet; thence South 89°35'07" East a distance of 396.38 feet; thence South 00°03'51" East a distance of 5.00 feet to the South line of said Lot 22; thence North 89°35'07" West along the South line of said Lots 22 and 21 a distance of 396.39 feet to the Point of Beginning, containing 1,982 square feet, more or less.

- 2. The City Clerk is hereby authorized and directed to certify on the deed to the City's acceptance of such deed.

( continued )

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- 3. The City Clerk is further directed to forward the deed to the Real Estate Division for recording in the office of the Polk County Recorder.

(Council Communication No. 06-662)

MOVED by \_\_\_\_\_ to adopt.

FORM APPROVED:

*Roger K. Brown*

Roger K. Brown  
 Assistant City Attorney  
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COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
HENSLEY				
KIERNAN				
MAHAFFEY				
VLASSIS				
TOTAL				
MOTION CARRIED			APPROVED	

**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.

\_\_\_\_\_  
 Mayor

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