

.....
Date July 9, 2007

WHEREAS, Sue Moss has requested the City's assistance in clearing title objections to the property located at and locally known as 1909 Jefferson Avenue and 1927 Franklin Avenue; and

WHEREAS, the City of Des Moines has the following liens against the property resulting from violations at various other properties owned by Sue Moss that she would agree to pay:

1. The costs due in CI 3798 are \$349.00. This judgment would be released upon payment.
2. Partial payment of CE 49343 in the amount of \$2,480.83. The amount due on the judgment would be \$10,99.23. Partial release of this judgment would be give to clear title to the properties located at 19090 Jefferson Avenue and 1927 Franklin Avenue.

WHEREAS, Sue Moss agrees to an assignment amount of \$10,000.00 for the pay off of the real estate contract for the property located at 1927 Franklin Avenue.

WHEREAS, the City of Des Moines has the following liens against the property resulting from violations at unrelated properties owned by Sue Moss:

1. The judgment and/or costs due in EQCE 37077
2. The judgment and/or costs due in EQCE 50975
3. The judgment and/or costs due in EQCE 49343
4. The judgment and/or costs due in EQCE 49463
5. The judgment and/or costs due in EQCE 46581
6. The judgment and/or costs due in EQCE 46658
7. The judgment and/or costs due in EQCE 50646
8. The judgment and/or costs due in EQCE 50976
9. The judgment and/or costs due in EQCE 38737

WHEREAS, Sue Moss seeks to have these judgments released from title to the real estate only as they stand as a lien against the title to the real estate located at 1909 Jefferson Avenue and 1927 Franklin Avenue in order to allow transfer properties; and

WHEREAS, the real estate transaction cannot occur unless judgments unrelated to the property are released.

★ **Roll Call Number**

Agenda Item Number

20

..... July 9, 2007

Date

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Des Moines, Iowa, that, upon payment of costs due as set out herein and subject to final review and approval by the City Legal Department, the Council hereby approves the filing of a Partial Release of Judgment Lien in the Polk County District Court to release judgments entered in EQCE 49343, EQCE 50975, EQCE 49343, EQCE 49463, EQCE 46581, EQCE 46658, EQCE 50646, EQCE 50976, EQCE 37077 and CE 38737, only as they stand as a lien on the titles of the properties located at 1909 Jefferson Avenue and 1927 Franklin Avenue, retaining the judgments as they stand in favor of the City.

Moved by _____ to adopt.

FORM APPROVED:

Vicky Long Hill, Assistant City Attorney

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

**SCHEMMEL LAW OFFICES P.C.
& CRAMER LAW P.L.C.**
AN ASSOCIATION OF SOLE PRACTITIONERS

Dennis Schemmel email SchemmelLaw@aol.com
Valerie Cramer email Cramerlaw@halousa.com

1163 – 24TH STREET, STE 200
DES MOINES, IOWA 50311
Telephone (515) 255-1444
Facsimile (515) 255-2502

June 15, 2007

Sue Donovan
City of Des Moines
602 Robert D. Ray Drive
Des Moines, IA 50309

SENT BY FACSIMILE
(15 pages)

Re: Estate of Edward Moss Sr. Property – 1927 Franklin, Des Moines

Dear Sue:

Please find enclosed the HUD statement and title opinion for the above referenced property in this Estate.

We would like to pay a total of \$10,000 as an assignment of the payoff on the contract. We need partial releases on the following:

- EQCE329914
- EQCE37077

Remaining judgments needing partial releases are:

- CICI 3798
- CE 50975
- EQCE 49343
- EQCE 49463
- EQCE 46581
- EQCE 46658
- EQCE 50646
- EQCE 50976
- EQCE 38737

Thank you for your assistance. Please let me know when this can be done so we can close on this property.

Sincerely,

Valerie Cramer
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June 15, 2007

Sue Donovan
City of Des Moines
602 Robert D. Ray Drive
Des Moines, IA 50309

SENT BY FACSIMILE
(14 pages)

Re: Estate of Edward Moss Sr. Property - 1909 Jefferson

Dear Sue:

Please find enclosed HUD statements and title opinions for the above referenced properties in this Estate.

We would like to pay a total of \$2,829.83 to be allocated as follows:

EQCE329914 - \$2,829.83; \$6,206.53 remaining

Remaining judgments needing partial releases are:

- CICI 3798
- CE 50975
- EQCE 49343
- EQCE 49463
- EQCE 46581
- EQCE 46658
- EQCE 50646
- EQCE 50976
- EQCE 37077
- EQCE 38737

Thank you for your assistance. Please let me know when this can be done so we can close on this property.

Sincerely,

Valerie Cramer

VC/lr