

**CITY OF ANKENY, IOWA**  
**AMENDED AND SUBSTITUTED OFFER TO PURCHASE EASEMENTS**

To Seller:               EDS Rentals LLC  
                              212 15<sup>th</sup> Avenue SW  
                              Altoona, IA 50009

1.     **Property Description.** The City of Ankeny, Iowa, intends to acquire easements on property owned by you situated in Ankeny, Iowa, and legally described on the attached Exhibit, and is, by this reference, made a part hereof.

2.     **Price.** The City of Ankeny agrees to pay **\$4,000.00**, calculated as follows:

Temporary Easement (840 s.f.)	\$420.00
Permanent Easement (270 s.f.):	\$1,180.00
Loss of Parking Space	\$2,400.00

**In addition, the City of Ankeny agrees to include as part of the project an additional four (4) feet of concrete to the west edge of the driveway approach, as seen on the attached diagram.**

The City of Ankeny, Iowa will be responsible for all survey, abstracting (if any), recording and other fees and expenses involved with this project.

3.     **Purpose of the Acquisition.** The acquisition is for the upgrade of the sidewalk along West 1<sup>st</sup> Street.
4.     **Real Estate Taxes.** The acquisition shall not affect the liability of the Seller for payment of real estate taxes when due.
5.     **Possession.** Possession shall be upon receipt of funds.
6.     **Conveyance.** Upon payment of the purchase price, Seller shall convey the easement to the City of Ankeny, Iowa, in accordance with the form provided by the City.
7.     **Time is of the Essence.** Time is of the essence in this contract.
8.     **Contract Binding on Successors-in-Interest.** This contract shall apply to and bind the successors-in-interest of the Seller, and Seller agrees to warrant good and sufficient title.
9.     **Execution of Offer.** This Offer is executed on behalf of the City of Ankeny, Iowa, and is subject to ratification by the City Council upon its acceptance by Seller.

Dated at Ankeny, Iowa, this 15<sup>th</sup> day of May, 2017.

FOR THE CITY OF ANKENY, IOWA

By: Amy S. Beattie  
Amy S. Beattie, City Attorney

THIS OFFER IS ACCEPTED on this 16 day of MAY, 2017.

By: Edward A. Sible  
EAS RENTAL LLC

By: \_\_\_\_\_

Approved by the City Council of the City of Ankeny on the \_\_\_\_\_ day of \_\_\_\_\_, 2017, by Resolution No. \_\_\_\_\_.

By: \_\_\_\_\_  
Gary Lorenz, Mayor

Attest: \_\_\_\_\_  
Pamela DeMouth, City Clerk

2080 West 1st St

FO 39067

515-963-0190

GARAGE

2020  
HOUSE

Part of this  
Private Upgrade.

New Sloop  
5' 11"

1. New Sloop - 10' 10" x 30' x 10 1/2"

2. Driveway - 10' 10" x 30' x 10 1/2"

3. 4' Approach  
City to  
do with  
project

30' 10 1/2"

5' 9 1/2"

ADD ON  
(New Driveway)

27' 4"

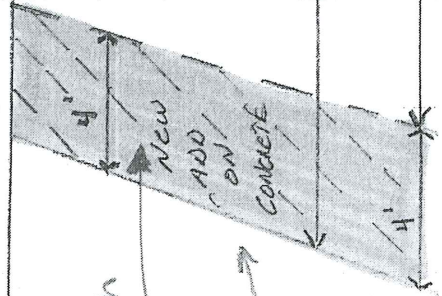
EXISTING Driveway

OVER ALL WIDTH OF DRIVEWAY

38' 2"

Sidewalk 8'

We will  
Construct with  
our project  
ADD ON  
4' Approach



21'

17'

4'