

Ordinance No. 13,641

AN ORDINANCE vacating the S.E. 3rd Street right-of-way between E. Marion Avenue and E. Leach Avenue.

WHEREAS, all prior requirements of law pertaining to the vacation of public right-of-way have been fully observed; and

WHEREAS, it is desirable that the public right-of-way herein described be vacated; NOW, THEREFORE,

BE IT ORDAINED by the City Council of the City of Des Moines, Iowa:

Section 1. That the S.E. 3rd Street right-of-way between E. Marion Avenue and E. Leach Avenue, more specifically described as follows, be and is hereby vacated:

All of the 58.00 foot Southeast 3rd Street right-of-way lying West of and adjoining Lot 3, Sunnycrest Plat 6, an Official Plat; all that part of Lot A of said Sunnycrest Plat 6 lying West of and adjoining said Lot 3 and Lying South of the westerly extension of the North line of said Lot 3 to the West line of said Lot A; all of the 58.00 foot Southeast 3rd Street right-of-way lying West of and adjoining Lot 4, Sunnycrest Plat Two, an Official Plat; and, all of Lot B, Leach Manor, an Official Plat, all now included in and forming a part of the City of Des Moines, Polk County, Iowa.

Section 2. This vacation is made with reservations of right-of-way easements for any public utilities now in place with the right of entry for servicing same.

Section 3. The City Clerk is hereby authorized and directed to cause certified copies of this ordinance and proof of publication thereof together with proof of publication of the notice of the public hearing on this matter to be properly filed in the office of the Recorder of Polk County, Iowa.

Section 4. This ordinance shall be in full force and effect from and after its passage and publication as provided by law.

FORM APPROVED:

Roger K. Brown

Assistant City Attorney