

ORDINANCE NO. 14,055

AN ORDINANCE vacating the right-of-way in the vicinity of 519 Waterbury Circle.

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 right-of-way in the vicinity of 519 Waterbury Circle, be and is hereby vacated:

The west 30.0 feet of 59th Street right-of-way lying East of and adjoining the North 95.0 feet of Lot 50, Waterbury Circle, an Official Plat, more particularly described as follows: Beginning at the Northeast corner of said Lot 50; thence South 89° 14' 44" East, 30.0 feet; thence South 0° 00' 00" west, a distance of 108.09 feet, to a point 116.54 feet North and 30.0 feet East of the Southeast corner of Lot 49 of said Waterbury Circle; thence North 65° 48' 24" west, a distance of 32.89 feet, thence North 0° 00' 00" west along the East line of said Lot 50, a distance of 95.0 feet to the point of beginning, all now included in and forming a part of the City of Des Moines, Polk County, Iowa.

Sec. 2. The City of Des Moines hereby reserves an easement upon the property described above for the continued use and maintenance of any utilities now in place, with the right of entry for servicing same.

Sec. 3. That 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.

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

FORM APPROVED:

Paul L. White, Assistant City Attorney

Preston Daniels, Mayor

Attest:

I, Donna Boetel-Baker, City Clerk of the City of Des Moines, Iowa, hereby certify that the above and foregoing is a true copy of an ordinance (Roll Call No. 02-482), passed by the City Council of said City at a meeting held February 18, 2002, signed by the Mayor on February 18, 2002, and published as provided by law in the Business Record on March 4, 2002. Authorized by Publication Order No. 3135.

Donna Boetel-Baker, MMC City Clerk