

ORDINANCE NO. 14,201

AN ORDINANCE vacating and conveying certain real estate right-of-way north and west of Hartford Avenue and S.E. 16<sup>th</sup> Street.

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 following described right-of-way north and west of Hartford Avenue and S.E. 16<sup>th</sup> Street, be and is hereby vacated:

*Parcel "E"*

*All of Southeast 15<sup>th</sup> Court (formerly known as 17<sup>th</sup> Street) right-of-way lying East of and adjoining Lots 13 through 24, Block 6, South Riverside Park, an Official Plat, all now included in and forming a part of the City of Des Moines, Polk County, Iowa.*

*Parcel "F"*

*All of East Granger Avenue (formerly known as Franklin Avenue) right-of-way lying North of and adjoining Lots 12 and 13, Block 5, South Riverside Park, An Official Plat, and lying North of and adjoining 15.0 foot, vacated North/South alley in said Block 5, and Lying North of the easterly extension of the South right-of-way line of East Granger Avenue (Franklin Avenue) to the northerly extension of the East right-of-way line of Southeast 16<sup>th</sup> Street (formerly known as 18<sup>th</sup> Street), and lying North of and adjoining Southeast 15<sup>th</sup> Court (17<sup>th</sup> Street), and East of the northerly extension of the West right-of-way line of Southeast 15<sup>th</sup> Court (17<sup>th</sup> Street). All now included in and forming a part of the City of Des Moines, Polk County, Iowa.*

*Parcel "G"*

*All of Southeast 16<sup>th</sup> Street (formerly known as 18<sup>th</sup> Street) right-of-way lying East of and adjoining Lots 13 through 24, Block 4, South Riverside Park, an Official Plat, all now included in and forming a part of the City of Des Moines, Polk County, Iowa.*

*Subject to a for Drainage Ditch Easement on the South 20 feet of said parcel.*

*Parcel "H"*

*All of Southeast 16<sup>th</sup> Street (formerly known as 18<sup>th</sup> Street) right-of-way lying East of and adjoining Lots 13 through 24, Block 5, South Riverside Park, an Official Plat, all now included in and forming a part of the City of Des Moines, Polk County, Iowa.*

*Parcel "I"*

*All of East Edison Avenue (formerly known as Simonton Avenue) right-of-way lying South of and adjoining Blocks 5 and 6, South Riverside Park, an Official Plat and lying South of and adjoining Southeast 15<sup>th</sup> Court (17<sup>th</sup> Street) right-of-way and lying South of the easterly extension of the North right-of-way line of East Edison Avenue (Simonton Avenue) to the East right-of-way line of Southeast 16<sup>th</sup> Street (18<sup>th</sup> Street). All now included in and forming a part of the City of Des Moines, Polk County, Iowa.*

Sec. 2. That this vacation is made with reservations of right-of-way easements for any public utilities now in place or relocation at the expense of CYRANO L.C. or its successors, with the right of entry for servicing same and for access and right of entry for servicing public infrastructure upon or adjacent to Parcel F, and the levy east of and adjacent to Parcels G, H, I and north of Parcel F.

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:

Ann DiDonato, Assistant City Attorney

Preston A. Daniels, Mayor

Attest:

I, Diane Rauh, 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. 03-079), passed by the City Council of said City at a meeting held January 6, 2003 signed by the Mayor on January 6, 2003 and published as provided by law in the Business Record on January 20, 2003 Authorized by Publication Order No. 3555.

Diane Rauh, City Clerk