

ORDINANCE NO. 14,221

AN ORDINANCE vacating a portion of the North/South alley adjoining 2300 Hickman Road.

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 a portion of the North/South alley adjoining 2300 Hickman Road, more specifically described as follows, be and is hereby vacated:

ALL OF THE 8.0 FOOT NORTH/SOUTH RIGHT-OF-WAY LYING WEST OF AND ADJOINING THE SOUTH 55.8 FOOT OF LOT 5, BLOCK 3, FOUNTAIN PLACE, AN OFFICIAL PLAT, 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, including those for the benefit of the City of Des Moines.

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. 03-677), passed by the City Council of said City at a meeting held March 24, 2003 signed by the Mayor on March 24, 2003 and published as provided by law in the Business Record on April 21, 2003 Authorized by Publication Order No. 3578.

Diane Rauh, City Clerk