

ORDINANCE NO. 14,640

AN ORDINANCE vacating a portion of Cherry Street between 12th and 13th Streets, a portion of 13th Street between Mulberry and Cherry Streets, and a two foot strip of 13th Street between Locust and Walnut Streets.

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 Cherry Street between 12th and 13th Streets, a portion of 13th Street between Mulberry and Cherry Streets, and a two foot strip of 13th Street between Locust and Walnut Streets, more specifically described as follows, be and is hereby vacated:

Cherry Street between 12th and 13th Streets:

All the vacated Cherry Street right-of-way lying South of and adjoining Lot 5, 6 and 7, and lying South of and adjoining the vacated 13th Street right-of-way lying West of and adjoining said Lot 5, and lying South of and adjoining the vacated North/South alley right-of-way between said Lots 6 and 7, and lying South of and adjoining the West 54.46 feet of Lot 8, of Block 30, Keen & Poindexter's Addition, an Official Plat, all now included in and forming a part of the City of Des Moines, Polk County, Iowa.

13th Street between Mulberry and Cherry Streets:

All the vacated 13th Street right-of-way lying West of and adjoining the South 118.0 feet of Lot 4, and lying West of and adjoining Lot 5, and lying West of and adjoining the vacated East/West alley right-of-way between said Lots 4 and 5, of Block 30, Keen & Poindexter's Addition, an Official Plat, all now included in and forming a part of the City of Des Moines, Polk County, Iowa.

East 2 feet of 13th Street between Locust and Walnut Streets:

The West 2.0 feet of the East 32.91 feet of Lot 6, Block 2, Allen's Addition, an Official Plat; all the East/West alley right-of-way lying South of and adjoining the West 2.0 feet of the East 32.91 feet of said Lot 6; and the East 2.0 feet of that part of vacated 13th Street right-of-way lying West of and adjoining Lot 4, Block 28, Keene & Poindexter's Addition, an Official Plat, all now included in and forming a part of the City of Des Moines, Polk County, Iowa.

Sec. 2. That the City Clerk is hereby authorized and directed to cause a 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. 3. 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

T.M. Franklin Cownie, 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. 07-594), passed by the City Council of said City at a meeting held March 26, 2007 signed by the Mayor on March 26, 2007 and published as provided by law in the Business Record on April 9, 2007, Authorized by Publication Order No. 5449.

Diane Rauh, City Clerk