

ORDINANCE NO. 14,820

AN ORDINANCE vacating Birch Lane right-of-way from Thornton Drive to Southwest 24<sup>th</sup> Street and Southwest 24<sup>th</sup> Street right-of-way from Thornton Avenue to Watrous 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 Birch Lane right-of-way from Thornton Drive to Southwest 24<sup>th</sup> Street and Southwest 24<sup>th</sup> Street right-of-way from Thornton Avenue to Watrous Avenue, more specifically described as follows, be and is hereby vacated.

All of Lot A, (Birch Lane), Wakonda Club Knolls Plat 2, an Official Plat, all now included in and forming a part of the City of Des Moines, Polk County, Iowa.

And

All of Lot C, (Southwest 24<sup>th</sup> Street) Wakonda Club Knolls, an Official Plat, (except the South 9.0 feet of said Lot C), and lying South of the South right-of-way line of Thornton Avenue extended southeasterly to the South right-of-way line of Thornton Drive, all now included in and forming a part of the City of Des Moines, Polk County, Iowa.

Section 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.

Section 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.

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

FORM APPROVED:

Glenna K. Frank, 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. 08-2082), passed by the City Council of said City at a meeting held November 24, 2008 signed by the Mayor on November 24, 2008 and published as provided by law in the Business Record on December 8, 2008. Authorized by Publication Order No. 6378.

Diane Rauh, City Clerk