

ORDINANCE NO. 15,344

AN ORDINANCE vacating a portion of Locust Street right-of-way adjoining 400 Locust 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:

Sec. 1. That a portion of Locust Street right-of-way adjoining 400 Locust Street, more specifically described as follows, be and is hereby vacated:

A PART OF THE LOCUST STREET RIGHT OF WAY LYING NORTH OF BLOCK 23, FORT DES MOINES, AN OFFICIAL PLAT, ALL NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA, AND DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF LOT 1 OF SAID BLOCK 23; THENCE NORTH ALONG THE NORTHERLY EXTENSION OF THE WEST LINE OF SAID LOT 1, A DISTANCE OF 11.78 FEET; THENCE EAST AND PARALLEL TO THE NORTH LINE OF SAID LOT 1, A DISTANCE OF 7.13 FEET TO THE POINT OF BEGINNING; THENCE NORTH AND PARALLEL TO SAID NORTHERLY EXTENSION, 10 FEET; THENCE EAST AND PARALLEL TO SAID NORTH LINE OF LOT 1, A DISTANCE OF 42 FEET; THENCE SOUTH AND PARALLEL TO SAID NORTHERLY EXTENSION, 10 FEET; THENCE WEST AND PARALLEL TO SAID NORTH LINE OF LOT 1, A DISTANCE 42 FEET TO THE POINT OF BEGINNING.

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:

Cori Kuhn Coleman, 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. 15-0237), passed by the City Council of said City at a meeting held February 9, 2015 signed by the Mayor on February 9, 2015 and published and provided by law in the Business Record on February 27, 2015. Authorized by Publication Order No. 9164.

Diane Rauh, City Clerk