

ORDINANCE NO. 15,519

AN ORDINANCE vacating a portion Southeast 4<sup>th</sup> Street right-of-way adjoining 118 Southeast 4<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:

Sec. 1. That a portion Southeast 4<sup>th</sup> Street right-of-way adjoining 118 Southeast 4<sup>th</sup> Street, more specifically described as follows, be and is hereby vacated:

THE WEST 6 FEET OF SE 4<sup>TH</sup> STREET RIGHT-OF-WAY LYING EAST OF AND ADJOINING THE SOUTH 0.4 FEET OF VACATED EAST/WEST ALLEY, BLOCK 4, SCOTT & DEAN'S ADDITION, AN OFFICIAL PLAT, AND LYING EAST OF AND ADJOINING THE NORTH 49.6 FEET OF LOT 7 IN SAID BLOCK 4, ALL NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA, AND CONTAINING 300 SQUARE FEET.

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:

Kathleen Vanderpool, Deputy 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. 16-1761), passed by the City Council of said City at a meeting held October 10, 2016 signed by the Mayor on October 10, 2016 and published and provided by law in the Business Record on October 28, 2016. Authorized by Publication Order No. 9798.

Diane Rauh, City Clerk