

ORDINANCE NO. 15,647

AN ORDINANCE vacating portions of East 12<sup>th</sup> Street right-of-way adjoining 623 East 12<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 portions of East 12<sup>th</sup> Street right-of-way adjoining 623 East 12<sup>th</sup> Street, more specifically described as follows, be and is hereby vacated:

COMMENCING AT THE NW CORNER OF LOT 12, BLOCK 18 STEWARTS ADDITION, AN OFFICIAL PLAT, NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA; THENCE SOUTH 15°02'29" EAST ALONG THE EASTERLY RIGHT OF WAY LINE OF EAST 12TH STREET, AS PRESENTLY ESTABLISHED, A DISTANCE OF 35.62 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING SOUTH 15°02'13" EAST, A DISTANCE OF 26.00 FEET; THENCE SOUTH 74°57'47" WEST, A DISTANCE OF 1.00 FEET; THENCE NORTH 15°02'13" WEST, A DISTANCE OF 1.00 FEET; THENCE SOUTH 74°57'47" WEST, A DISTANCE OF 5.50 FEET; THENCE NORTH 15°02'13" WEST, A DISTANCE OF 6.25 FEET; THENCE NORTH 74°57'47" EAST, A DISTANCE OF 5.50 FEET; THENCE NORTH 15°02'13" WEST, A DISTANCE OF 18.75 FEET; THENCE NORTH 74°57'47" EAST, A DISTANCE OF 1.00 FEET TO THE POINT OF BEGINNING; AND CONTAINING 60.38 SQUARE FEET;

And

COMMENCING AT THE NW CORNER OF LOT 12, BLOCK 18 STEWARTS ADDITION, AN OFFICIAL PLAT, NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA; THENCE SOUTH 15°02'29" EAST ALONG THE EASTERLY RIGHT OF WAY LINE OF EAST 12TH STREET, AS PRESENTLY ESTABLISHED, A DISTANCE OF 35.62 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING SOUTH 15°02'13" EAST, A DISTANCE OF 26.00 FEET; THENCE SOUTH 74°57'47" WEST, A DISTANCE OF 2.33 FEET; THENCE NORTH 15°02'13" WEST, A DISTANCE OF 26.00 FEET; THENCE NORTH 74°57'47" EAST, A DISTANCE OF 2.33 FEET TO THE POINT OF BEGINNING; ALL BEING LOCATED BELOW A PLANE WITH A CITY OF DES MOINES DATUM ELEVATION OF 133 FEET AND ABOVE A PLANE WITH A CITY OF DES MOINES DATUM ELEVATION OF 128 FEET WITH A CITY OF DES

MOINES DATUM GROUND ELEVATION OF 120 FEET; AND  
CONTAINING 60.58 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:

Lisa A. Wieland, 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. 18-0380), passed by the City Council of said City at a meeting held March 8, 2018 signed by the Mayor on March 8, 2018 and published and provided by law in the Business Record on April 27, 2018. Authorized by Publication Order No. 10313.

Diane Rauh, City Clerk