

ORDINANCE NO. 16,295

AN ORDINANCE vacating the subsurface rights within a portion of Locust Street right-of-way located north of and adjoining 1716 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 the subsurface rights within a portion of Locust Street right-of-way located north of and adjoining 1716 Locust Street, more specifically described as follows, be and is hereby vacated:

THE SOUTHERLY 12.50 FEET OF LOCUST STREET RIGHT OF WAY ADJOINING THE WEST 113.00 FEET OF THE EAST 246.00 FEET OF LOT 1, MEREDITH PLACE, PLAT ONE, AN OFFICIAL PLAT, NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA, CONTAINING (1,412 SQUARE FEET) 0.03 ACRES, MORE OR LESS.

FOR THE PURPOSE OF THIS DESCRIPTION, ALL BEARING AND DISTANCES ARE REFERENCED TO NAD83(2011) IA SPCS SOUTH ZONE, US SURVEY FOOT.

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: Chas M. Cahill, Assistant City Attorney

T.M. Franklin Cownie, Mayor

Attest: I, Laura Baumgartner, 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. 23-1563), passed by the City Council of said City at the meeting held on November 6, 2023 and signed by the Mayor on November 6, 2023 and published and provided by law in the Business Record on November 24, 2023. Authorized by Publication Order No. 12493.

Laura Baumgartner, City Clerk