

ORDINANCE NO. 16,362

AN ORDINANCE vacating a portion of the SE 6<sup>th</sup> Street right-of-way located east of and adjoining 2428 SE 6<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 of the SE 6<sup>th</sup> Street right-of-way located east of and adjoining 2428 SE 6<sup>th</sup> Street, more specifically described as follows, be and is hereby vacated:

A PORTION OF SOUTHEAST 6TH STREET RIGHT OF WAY, ADJOINING LOT 4, TALLMADGE'S SUBDIVISION, AN OFFICIAL PLAT, NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF THE SOUTH 81.26 FEET OF THE NORTH 171.26 FEET OF THE EAST 155.34 FEET OF SAID LOT 4; THENCE NORTH 00°34'08" WEST, 32.53 FEET ON THE EAST LINE OF SAID LOT 4; THENCE SOUTH 89°25'52" EAST, 3.00 FEET; THENCE SOUTH 00°34'08" EAST, 32.58 FEET; THENCE NORTH 89°34'12" WEST, 3.00 FEET TO THE POINT OF BEGINNING CONTAINING 98 SQUARE FEET, MORE OR LESS.

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: Mackenzie L. Moreno, Assistant City Attorney

Connie Boesen, 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. 24-0818), passed by the City

Council of said City at the meeting held on June 3, 2024 and signed by the Mayor on June 3, 2024 and published and provided by law in the Business Record on June 21, 2024. Authorized by Publication Order No. 12668.

Laura Baumgartner, City Clerk