

ORDINANCE NO. 16,366

AN ORDINANCE vacating a portion of the SE 23<sup>rd</sup> Street right-of-way adjoining 2200 Maury 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 23<sup>rd</sup> Street right-of-way adjoining 2200 Maury Street, more specifically described as follows, be and is hereby vacated:

A PARCEL OF LAND LOCATED IN THE NW 1/4 OF SECTION 12, TOWNSHIP 78 NORTH, RANGE 24 WEST OF THE 5TH P.M. NOW IN AND FORMING A PART OF DES MOINES, POLK COUNTY, IOWA MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF LOT 19 IN BLOCK 10, JACK'S PLAT, AN OFFICIAL PLAT; THENCE N 00°20'35" W, A DISTANCE OF 538.16 FEET TO THE POINT OF BEGINNING; THENCE N 02°29'51" W, A DISTANCE OF 50.75 FEET TO A CURVE CONCAVE SOUTHWESTERLY WITH A RADIUS OF 1941.41 FEET; THENCE ALONG SAID CURVE, WHOSE CHORD BEARS N 07°19'07" W, WITH A CHORD LENGTH OF 147.59 FEET, A DISTANCE OF 147.62 FEET; THENCE N 10°25'36" W, A DISTANCE OF 408.88 FEET; THENCE S 89°26'11" W, A DISTANCE OF 47.08 FEET; THENCE S 00°12'22" E, A DISTANCE OF 14.73 FEET; THENCE S 13°25'36" E, A DISTANCE OF 549.16 FEET; THENCE S 89°28'01" W, A DISTANCE OF 60.86 FEET; THENCE S 00°11'49" W, A DISTANCE OF 50.01 FEET; THENCE N 89°27'33" E, A DISTANCE OF 75.20 FEET TO THE POINT OF BEGINNING. CONTAINING 22,777 SQUARE FEET (0.523 ACRES) 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. 24-0901), passed by the City Council of said City at the meeting held on June 17, 2024 and signed by the Mayor on June 17, 2024 and published and provided by law in the Business Record on July 5, 2024. Authorized by Publication Order No. 12708.

Laura Baumgartner, City Clerk