



**Roll Call Number**

**Agenda Item Number**

47A

**Date** January 27, 2014

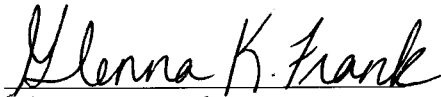
An Ordinance entitled, "AN ORDINANCE vacating an irregular segment of Ingersoll Avenue right-of-way lying south of the travelled portion of the street between 16<sup>th</sup> Street and 17<sup>th</sup> Street and north of and adjacent to 525 17<sup>th</sup> Street, Des Moines, Iowa",

presented.

Moved by \_\_\_\_\_ that this ordinance be considered and given first vote for passage.

FORM APPROVED:

(First of three required readings)

  
Glenna K. Frank  
Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
GRAY				
HENSLEY				
MAHAFFEY				
MOORE				
VOSS				
TOTAL				

MOTION CARRIED APPROVED

\_\_\_\_\_  
Mayor

**CERTIFICATE**

I, DIANE RAUH, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

\_\_\_\_\_  
City Clerk

47A

Prepared by: Glenna K. Frank, Assistant City Attorney, 400 Robert D. Ray Drive, Des Moines, Iowa 50309 (515) 283-4530  
Return to: City Clerk's Office, 400 Robert D. Ray Drive, Des Moines, Iowa 50309

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE vacating an irregular segment of Ingersoll Avenue right-of-way lying south of the travelled portion of the street between 16<sup>th</sup> Street and 17<sup>th</sup> Street and north of and adjacent to 525 17<sup>th</sup> Street, Des Moines, Iowa.

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 an irregular segment of Ingersoll Avenue right-of-way lying south of the travelled portion of the street between 16<sup>th</sup> Street and 17<sup>th</sup> Street and north of and adjacent to 525 17<sup>th</sup> Street, Des Moines, Iowa, more specifically described as follows, be and is hereby vacated:

Part of Lots 1 and 2 in Linden, an Official Plat; part of Lots 1, 2 and 3 in Block D of Subdivision of Lot No. 6 of the Pursley Estate, an Official Plat; and part of 16<sup>th</sup> Street and Ingersoll Avenue rights-of-way, all now included in and forming a part of the City of Des Moines, Polk County, Iowa, and being more particularly described as follows:

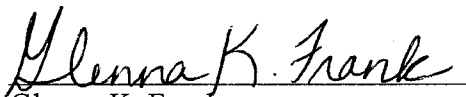
Beginning at the Northeast corner of Lot 1 in Block 46 of Lyon's Addition to Fort Des Moines, an Official Plat, now included in and forming a part of the City of Des Moines, Polk County, Iowa; thence South 89°(degrees) 48'(minutes) 18"(seconds) West, 339.87 feet along the South lines of said Linden and Block D of Subdivision of Lot No. 6 of the Pursley Estate to its intersection with the present East right-of-way line of 17<sup>th</sup> Street; thence North 87°47'59" East, 330.90 feet; thence South 38°35'02" East, 14.77 feet to the point of beginning. Containing 1,968 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:

  
Glenna K. Frank  
Assistant City Attorney

Ingersoll Ave



17th St

16th St

Grand Ave



**Legend**

-  City of Des Moines to Artisan Row LLC
-  Artisan Row LLC to City of Des Moines