

★ **Roll Call Number**

Agenda Item Number

55C

.....
May 7, 2007

Date.....

An Ordinance entitled, "AN ORDINANCE vacating the North/South alley right-of-way between 8th Street and 9th Street from Crocker Street to Center Street and a portion of the 9th Street right-of-way between Crocker Street and Center Street",

presented.

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

(First of three required readings)

FORM APPROVED:

Ann DiDonato
Ann DiDonato
Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
HENSLEY				
KIERNAN				
MAHAFFEY				
MEYER				
VLASSIS				
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

ORDINANCE NO. _____

AN ORDINANCE vacating the North/South alley right-of-way between 8th Street and 9th Street from Crocker Street to Center Street and a portion of the 9th Street right-of-way between Crocker Street and Center 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:

Section 1. That the North/South alley right-of-way between 8th Street and 9th Street from Crocker Street to Center Street and a portion of the 9th Street right-of-way between Crocker Street and Center Street, more specifically described as follows, be and is hereby vacated.

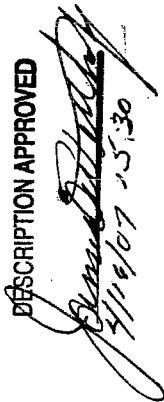
All of the North/South alley right-of-way lying West of and adjoining Lots 28 through 36, Geo. Sneer's Subdivision, an Official Plat, all now included in and forming a part of the City of Des Moines, Polk County, Iowa and containing 0.22 acres (9,508 S.F.).

And

A part of 9th Street right-of-way between Crocker and Center Streets in the City of Des Moines, Polk County, Iowa and described as follows:

Commencing at the Northwest corner of Lot 1 in Block "0" of Holcomb's Addition, an Official Plat; thence South 0°(Degrees) 30'(Minutes) 56"(Seconds) West along the West line of said Block "0", 413.60 feet; thence South 7°10'11" East, 15.00 feet to the point of beginning; thence continuing South 7°10'11" East, 37.38 feet; thence South 13°52'34" East, 133.50 feet to a point on the North right-of-way line of Center Street; thence North 89°18'26" West along the North right-of-way line of Center Street

DESCRIPTION APPROVED



4/11/07 15:30

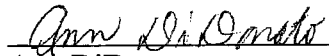
extended, 16.69 feet; thence North 42°04'53" West, 27.75 feet; thence North 5°45'43" West, 35.53 feet; thence North 0°08'11" East, 81.76 feet; thence North 3°55'45" East, 28.85 feet to the point of beginning and containing 0.06 acres (2,752 S.F.).

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.

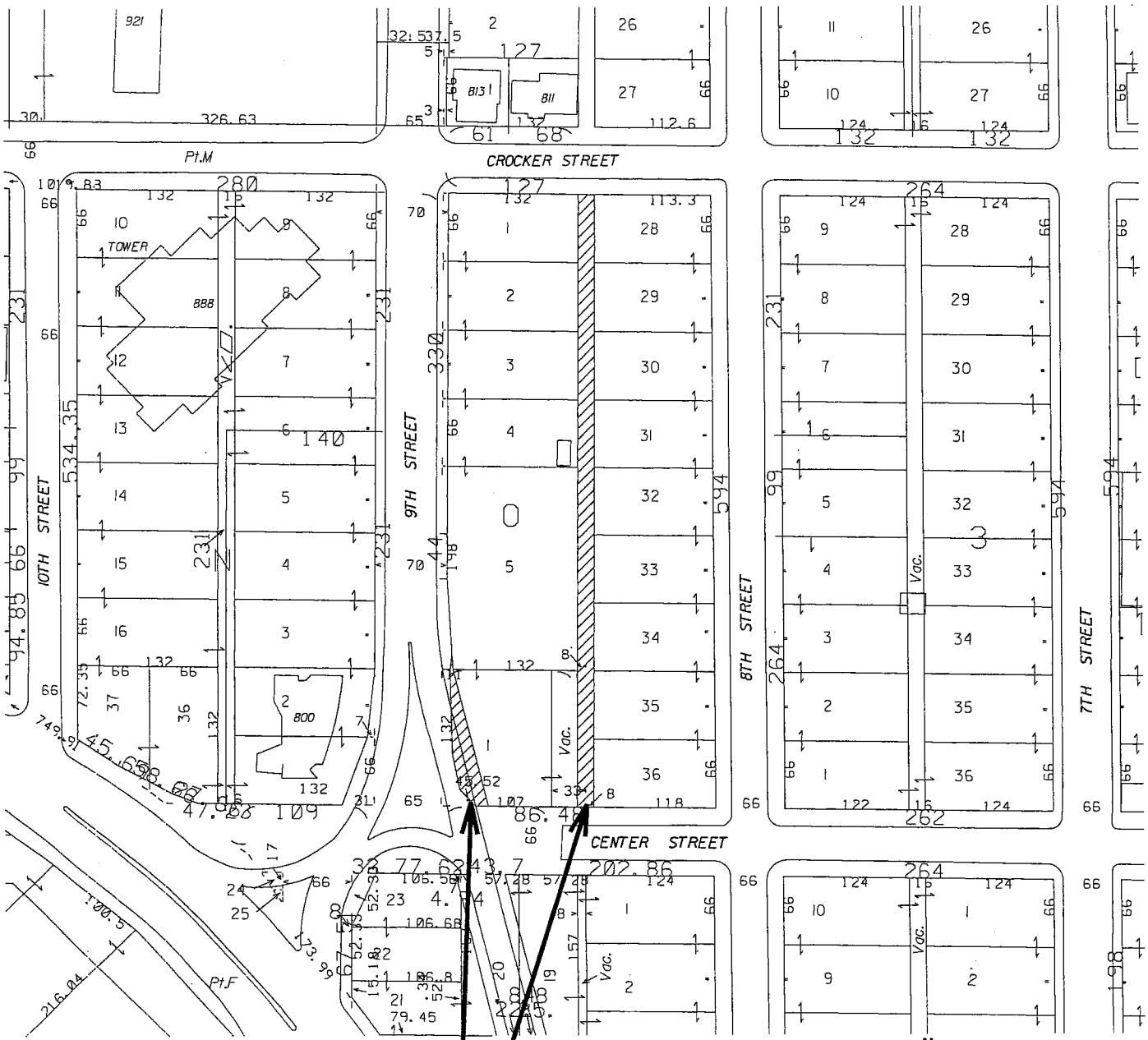
Sec. 3. That the City Clerk is hereby authorized and directed to cause certified copies of this ordinance and proof of publication thereof together with proof of publication of the notice of the public hearing on this matter to be properly filed in the office of the Recorder of Polk County, Iowa.

Sec. 4. This ordinance shall be in full force and effect from and after its passage and publication as provided by law.

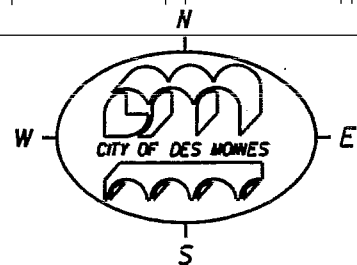
FORM APPROVED:

_____

Ann DiDonato
Assistant City Attorney



**PROPERTY
LOCATION**



**PROPERTY DISPOSITION
PRINCIPAL LIFE INSURANCE
N/S ALLEY & EXCESS 9TH STREET ROW
BETWEEN CROCKER AND CENTER
ACTIVITY I.D. 34-2003-008**