

ORDINANCE NO. 15,764

AN ORDINANCE vacating the north-south alley right-of-way located west of and adjoining 1014 through 1036 Southeast 9<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 the north-south alley right-of-way located west of and adjoining 1014 through 1036 Southeast 9<sup>th</sup> Street, more specifically described as follows, be and is hereby vacated.

ALL OF THE NORTH/SOUTH ALLEY RIGHT OF WAY IN BLOCK 74, TOWN OF DE MOINE, AN OFFICIAL PLAT, ALL NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF LOT 7 IN SAID BLOCK 74; THENCE SOUTH ALONG THE WESTERLY LINES OF LOTS 7 THROUGH 11 OF SAID BLOCK 74 TO THE SOUTHWEST CORNER OF SAID LOT 11; THENCE WEST ALONG A STRAIGHT LINE TO THE SOUTHEAST CORNER OF LOT 12 IN SAID BLOCK 74; THENCE NORTH ALONG THE EASTERLY LINES OF LOTS 12 THROUGH 15 OF SAID BLOCK 74 TO THE NORTHEAST CORNER OF SAID LOT 15; THENCE NORTHEASTERLY ALONG A STRAIGHT LINE TO THE POINT OF BEGINNING, AND CONTAINING APPROXIMATELY 4,498 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:

Ann DiDonato, Assistant City Attorney

T. M. Franklin Cownie, Mayor

Attest:

I, Diane Rauh, 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. 19-0584), passed by the City Council of said City at a meeting held April 8, 2019 signed by the Mayor on April 8, 2019 and published and provided by law in the Business Record on April 26, 2019. Authorized by Publication Order No. 10636.

Diane Rauh, City Clerk