

ORDINANCE NO. 14,350

AN ORDINANCE permanently vacating the east/west alley between Ingersoll Avenue and Grand Avenue from 16<sup>th</sup> Street to 17<sup>th</sup> Street.

All of the East/West alley right-of-way lying North of and adjoining a strip West of and adjoining the North 125.0 feet Lot 5 Block 46, J. Lyon's Addition, an Official Plat, and lying North of and adjoining said Lot 5, and lying North of and adjoining Lots 1 through 4 of the Official Plat of Lot 6, Block 46 of said J. Lyon's Addition and lying North of and adjoining Lots 7 and 8, Block 46, of said J. Lyons Addition, and lying North of and adjoining the vacated North/South alley right-of-way lying East of and adjoining said Lot 7, all now included in and forming a part of the City of Des Moines, Polk County, 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:

Section 1. That the east/west alley between Ingersoll Avenue and Grand Avenue from 16<sup>th</sup> Street to 17<sup>th</sup> Street be permanently vacated. .

Sec. 2. That this vacation is subject to the maintenance and upkeep of any easements, encroachments or public utilities in place.

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. 04-1346), passed by the City Council of said City at a meeting held June 21, 2004 signed by the Mayor on June 21, 2004 and published as provided by law in the Business Record on July 5, 2004 Authorized by Publication Order No. 4356.

Diane Rauh, City Clerk