

ORDINANCE NO. 14,468

AN ORDINANCE vacating portions of the North/South alley in the two blocks between SE 6<sup>th</sup> and SE 7<sup>th</sup> Street bisected by Shaw Street, and Shaw Street between SE 6<sup>th</sup> and SE 7<sup>th</sup> Streets.

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 portions of the North/South alley in the two blocks between SE 6<sup>th</sup> and SE 7<sup>th</sup> Street bisected by Shaw Street, together with the previously vacated portion of Shaw Street between SE 6<sup>th</sup> and SE 7<sup>th</sup> Street and the South 1/2 of Lot 5 North of and adjoining vacated Shaw Street, more specifically described as follows, be and is hereby vacated.

All that part of Shaw Street right-of-way being the North 18.0 feet of the West 168.0 feet lying South of and adjoining Block 54, Town of De Moine, an Official Plat, and all of the North/South alley right-of-way lying East of and adjoining Lot 5 of said Block 54, and all of the North/South alley right-of-way lying East of and adjoining Lots 2 through 5, Block 59, of said Town of De Moine, all now included in and forming a part of the City of Des Moines, Polk County, Iowa.

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. 05-1725), passed by the City Council of said City at a meeting held July 18, 2005 signed by the Mayor on July 18, 2005 and published as provided by law in the Business Record on August 8, 2005 Authorized by Publication Order No. 4826.

Diane Rauh, City Clerk