

ORDINANCE NO. 14,531

AN ORDINANCE vacating a portion of Ingersoll Avenue right-of-way between 17<sup>th</sup> Street and 18<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:

Section 1. That a portion of Ingersoll Avenue right-of-way between 17<sup>th</sup> Street and 18<sup>th</sup> Street, more specifically described as follows, be and is hereby vacated.

An Irregular portion of Ingersoll Avenue lying North of and adjoining Lots 6, 7 and Lot E, Lowell Chamberlain Addition, an Official Plat and lying between 17<sup>th</sup> Street and 18<sup>th</sup> Street described as follows:

Beginning at the Northwest corner of said Lot 7; thence North 00° (degrees) 00' (minutes) 00" (seconds) East along the northerly extension of the West line of said Lot 7, a distance of 3.96 feet; thence North 82°12'28" East, 224.65 feet; thence southeasterly along a 33.00 foot radius curve concave to the Southwest, 42.66 feet, said curve having a chord bearing of South 60°45'33" East and a chord length of 39.75 feet; thence South 23°43'34" East along the northwesterly extension of the East line of said Lot 6, a distance of 34.74 feet; thence North 86°27'19" West along the north line of said Lots 6, E, and 7, a distance of 271.75 feet to the Point of Beginning. 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. 06-067), passed by the City Council of said City at a meeting held January 9, 2006 signed by the Mayor on January 9, 2006 and published as provided by law in the Business Record on January 23, 2006 Authorized by Publication Order No. 4990.

Diane Rauh, City Clerk