

ORDINANCE NO. 14,630

AN ORDINANCE vacating a portion of Ewing Park, south of Fire Station Number Ten.

WHEREAS, all prior requirements of law pertaining to the vacation of parkland have been fully observed; and

WHEREAS, it is desirable that the parkland 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 Ewing Park, south of Fire Station Number Ten, more specifically described as follows, be and is hereby vacated.

A part of the Northeast  $\frac{1}{4}$  of the Southeast  $\frac{1}{4}$  of Section 26, Township 78 North, Range 24 West of the 5<sup>th</sup> P.M., all now included in and forming a part of the City of Des Moines, Polk County, Iowa being more particularly described as follows: Commencing at the Southeast corner of the Northeast  $\frac{1}{4}$  of the Southeast  $\frac{1}{4}$  of said Section 26; thence North  $89^{\circ}31'09''$  West, 251.63 feet along the South line of said Northeast  $\frac{1}{4}$  of the Southeast  $\frac{1}{4}$  to the Southwest corner of the existing Bloomfield Church property and the point of beginning; thence continuing North  $89^{\circ}31'09''$  West, 114.67 feet; thence North  $00^{\circ}00'00''$  East, 173.25 feet; thence South  $89^{\circ}31'09''$  East, 114.67 feet to the Northwest corner of said church property; thence South  $00^{\circ}00'00''$  West, 173.25 feet along the West line thereof to the point of beginning. (Containing 0.46 Acre)

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. 07-384), passed by the City Council of said City at a meeting held February 26, 2007 signed by the Mayor on February 26, 2007 and published as provided by law in the Business Record on March 12, 2007, Authorized by Publication Order No. 5439.

Diane Rauh, City Clerk