

ORDINANCE NO. 14,711

AN ORDINANCE vacating Grandview Avenue between East 13<sup>th</sup> Street and East 14<sup>th</sup> Street; the East/West and North/South alley between Grandview Avenue and Morton Avenue east of East 13<sup>th</sup> Street; a segment of the East/West alley between Morton Avenue and East Sheridan Avenue from East 14<sup>th</sup> Street to a point approximately 84 feet to the west; and all of the East/West alley between Grandview Avenue and Boyd Street from East 13<sup>th</sup> Street to East 14<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 Grandview Avenue between East 13<sup>th</sup> Street and East 14<sup>th</sup> Street; the East/West and North/South alley between Grandview Avenue and Morton Avenue east of East 13<sup>th</sup> Street; a segment of the East/West alley between Morton Avenue and East Sheridan Avenue from East 14<sup>th</sup> Street to a point approximately 84 feet to the west; and all of the East/West alley between Grandview Avenue and Boyd Street from East 13<sup>th</sup> Street to East 14<sup>th</sup> Street, more specifically described as follows, be and is hereby vacated.

Parcel 1

All of the Grandview Avenue right-of-way lying South of and adjoining Lots 16 through 29, and all of the Grandview Avenue right-of-way lying South of and adjoining the West 31.50 feet of Lot 30, Block 6, Grand View, an Official Plat, all now included in and forming a part of the City of Des Moines, Polk County, Iowa.

Parcel 2

All of the East/West alley right-of-way lying South of and adjoining Lots 7 through 15, and all of the East/West alley right-of-way lying South of and adjoining the West 20.00 feet of Lot 6, Block 7, Grand View, an Official Plat, and the East 20.00 feet of the West 45.00 feet of Lot 25, said Block 7, and a triangular parcel described as follows: Beginning at the Northwest corner of said Lot 25; thence easterly along the North line of said Lot 25 a distance of 25.00 feet to a point; thence southerly along a straight line parallel with the West line of said Lot 25, a distance of 25.00 feet to a point; thence northwesterly along a straight line to the point of beginning, all now included in and forming a part of the City of Des Moines, Polk County, Iowa.

Parcel 3

All of the East/West alley right-of-way lying South of and adjoining Lot 2, and all of the East/West alley right-of-way lying South of and adjoining the West 34.50 feet of Lot 1, Block 12, Grand View, an Official Plat, all now included in and forming a part of the City of Des Moines, Polk County, Iowa.

Parcel 4

All of the East/West alley right-of-way lying South of and adjoining Lots 2 through 15, and all of the East/West alley right-of-way lying South of and adjoining the West 34.50 feet of Lot 1, Block 6, Grand View, an Official Plat, 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:

Glenna K. Frank, 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. 07-1973), passed by the City Council of said City at a meeting held October 8, 2007 signed by the Mayor on October 8, 2007 and published as provided by law in the Business Record on October 22, 2007, Authorized by Publication Order No. 5871.

Diane Rauh, City Clerk