

ORDINANCE NO. 14,790

AN ORDINANCE vacating a segment of east/west alley between Walnut Street and Mulberry Street from 12th Street to the north/south alley.

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 segment of east/west alley between Walnut Street and Mulberry Street from 12th Street to the north/south alley, more specifically described as follows, be and is hereby vacated.

All of the Re-Dedicated East/West alley right-of-way by Roll Call 01-3305, November 5, 2001, lying North of and adjoining Lots 7 and 8, Block 29, Keene & Poindexter's Addition to Fort Des Moines, an Official Plat, Except the South 0.42 Feet of the East/West alley lying North of and adjoining said Lots 7 and 8, Vacated by Ordinance 10,070, February 1, 1982, Repealed by Ordinance 10,145, June 21, 1982 all now included in and forming a part of the City of Des Moines, Polk County, Iowa.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. 08-1459), passed by the City Council of said City at a meeting held August 11, 2008 signed by the Mayor on August 11, 2008 and published as provided by law in the Business Record on August 25, 2008. Authorized by Publication Order No. 6098.

Diane Rauh, City Clerk