

ORDINANCE NO. 15,184

AN ORDINANCE vacating a subsurface portion of City right-of-way along Grand Avenue adjoining the property locally known as 430 Grand Avenue, Des Moines.

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:

Sec. 1. That a subsurface portion of City right-of-way along Grand Avenue adjoining the property locally known as 430 Grand Avenue, Des Moines, more specifically described as follows, be and is hereby vacated.

A SUBSURFACE PORTION OF GRAND AVENUE RIGHT-OF-WAY DESCRIBED AS FOLLOWS:

THE WEST 20 FEET OF THE EAST 72.25 FEET OF THE SOUTH 2.5 FEET OF THE NORTH 7 FEET OF LOT 15 IN THE OFFICIAL PLAT OF THE NORTHWEST QUARTER (1/4) OF THE SOUTHEAST QUARTER (1/4) OF SECTION 4, TOWNSHIP 78 NORTH, RANGE 24 WEST OF THE 5TH P.M., 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. 13-0670), passed by the City Council of said City at a meeting held April 22, 2013 signed by the Mayor on April 22, 2013 and published and provided by law in the Business Record on May 10, 2013. Authorized by Publication Order No. 8241.

Diane Rauh, City Clerk