

ORDINANCE NO. 15,716

AN ORDINANCE vacating a portion of NE 47<sup>th</sup> Court, south of Hubbell Avenue.

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 portion of NE 47<sup>th</sup> Court, south of Hubbell Avenue, more specifically described as follows, be and is hereby vacated:

PARCEL 2018-154

PART OF LOT A IN GLENN ACRES, AN OFFICIAL PLAT, NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF LOT 41 IN SAID GLENN ACRES, A POINT ON THE WEST LINE OF SAID LOT A; THENCE NORTH 00°(DEGREES) 04'(MINUTES) 01"(SECONDS) EAST, 344.45 FEET ALONG THE WEST LINE OF SAID LOT A TO THE SOUTHEAST CORNER OF THAT EASEMENT FOR HIGHWAY PURPOSES ACROSS SAID LOT 41 FILED IN BOOK 4389 AT PAGE 709 IN THE OFFICE OF THE POLK COUNTY RECORDER; THENCE NORTH 53°06'52" EAST, 51.15 FEET TO THE SOUTHWEST CORNER OF THAT EASEMENT FOR HIGHWAY PURPOSES ACROSS LOT 42 IN SAID GLENN ACRES FILED IN BOOK 4641 AT PAGE 775 IN THE OFFICE OF THE POLK COUNTY RECORDER, A POINT ON THE EAST LINE OF SAID LOT A; THENCE SOUTH 00°12'01" WEST, 375.29 FEET ALONG THE EAST LINE OF SAID LOT A; THENCE NORTH 89°47'59" WEST, 40.00 FEET TO THE POINT OF BEGINNING.

CONTAINING 14,545 SQUARE FEET.

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:

Lisa A. Wieland, 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. 18-1701), passed by the City Council of said City at a meeting held October 8, 2018 signed by the Mayor on October 8, 2018 and published and provided by law in the Business Record on October 26, 2018. Authorized by Publication Order No. 10517.

Diane Rauh, City Clerk