



Roll Call Number

Agenda Item Number

42A

Date June 23, 2008

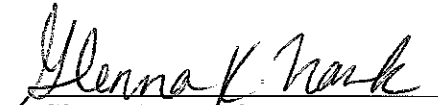
An Ordinance entitled, "AN ORDINANCE vacating portions of Southeast 2nd Street and Raccoon Street rights-of-way",

presented.

Moved by _____ that this ordinance be considered and given first vote for passage.

FORM APPROVED:

(First of three required readings)


Glenna K. Frank
Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
HENSLEY				
KIERNAN				
MAHAFFEY				
MEYER				
VCLASSIS				
TOTAL				

CERTIFICATE

I, DIANE RAUH, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

MOTION CARRIED

APPROVED

Mayor

City Clerk

42A

Prepared by: Glenna K. Frank, Assistant City Attorney, 400 Robert D. Ray Drive, Des Moines, Iowa 50320 (515) 283-4130

ORDINANCE NO. _____

AN ORDINANCE vacating portions of Southeast 2nd Street and Raccoon Street rights-of-way.

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 portions of Southeast 2nd Street and Raccoon Street rights-of-way, more specifically described as follows, be and is hereby vacated.

All that part of Southeast 2nd Street right-of-way lying North of the easterly extension of the North right-of-way line of Raccoon Street and South of the easterly extension of the South right-of-way line of vacated East Elm Street vacated by Ordinance 9187, October 4th, 1976 and lying East of and adjoining Block A, Scott and Dean's Addition, an Official Plat, all now included in and forming a part of the City of Des Moines, Polk County, Iowa.

and

All that part of Southeast 2nd Street right-of-way lying East of and adjoining Block A, Scott and Dean's Addition, an Official Plat, and all that part of Raccoon Street right -of-way lying East of the East Bank of the Des Moines and Raccoon Rivers and West of the southerly extension of the West right -of-way line of Southeast 4th Street, and lying South of and adjoining Blocks R, A, M, and Block 6, of said Scott and Dean's Addition, and lying South of Southeast 1st Street , Southeast 2nd Street and lying South of vacated Southeast 3rd Street, all now included in and forming a part of the City of Des Moines, Polk County, Iowa.

DESCRIPTION APPROVED
[Signature]
15:06

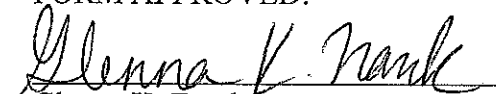
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Sec. 2. The City of Des Moines hereby reserves an easement upon the property described above for the continued use and maintenance of any utilities now in place, with the right of entry for servicing same.

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

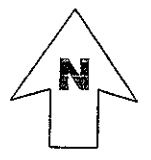
Assistant City Attorney

42A



LEGEND

-  VACATION
-  CONVEYANCE



**VACATION AND CONVEYANCE
 TO MIDAMERICAN
 ENERGY COMPANY
 32-2002-003**