

ORDINANCE NO. 16636

An Ordinance vacating that portion of Nicholas St. adj. Blk. 183½, Orig. City of Omaha described as follows: Beginning 9 feet East of SW corner of Lot 7, Block 183½, thence South 38 feet, thence west 18 feet, thence North 38 feet to S.L. of Lot 6 in said Block 183½, thence East 18 feet along the S.L. of Lots 6 and 7 in said Block 183½, Original City of Omaha to pt. of beginning in the City of Omaha.

WHEREAS, Petition representing owners of more than 75 per cent of the property abutting on that portion of Nicholas Street adj. Block 183½, Original City of Omaha described as follows: Beginning 9 feet East of SW corner of Lot 7, Block 183½, thence South 38 feet, thence west 18 feet, thence North 38 feet to S.L. of Lot 6 in said Block 183½, thence East 18 feet along the S.L. of Lots 6 and 7 in said Block 183½, Original City of Omaha, has heretofore been filed with the City of Omaha; and to point of beginning,

WHEREAS, said property owners have in and by said petition waived any and all damages that may be occasioned by the vacating of said that portion of Nicholas Street adj. Block 183½, Original City of Omaha described as follows: Beginning 9 feet East of SW corner of Lot 7, Block 183½, thence South 38 feet, thence west 18 feet, thence North 38 feet to S.L. of Lot 6 in said Block 183½, thence East 18 feet along the S.L. of Lots 6 and 7 in said Block 183½, Original City of Omaha to pt. of beginning.

THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF OMAHA:

that
Section 1. That portion of Nicholas Street adj. Block 183½ Original City of Omaha described as follows: Beginning 9 feet East of SW corner of Lot 7, Block 183½, thence South 38 feet, thence west 18 feet, thence North 38 feet to S.L. of Lot 6 in said Block 183½, thence East 18 feet along the S.L. of Lots 6 and 7 in said Block 183½, Original City of Omaha to pt. of beginning in the City of Omaha be, and is hereby, vacated; the vacating of the property herein described, and the reversion thereof, shall be subject to the condition and limitation that there is reserved to the City of Omaha the right to maintain, operate, repair, and renew sewers now existing therein and in the future to construct, maintain, repair and renew additional or other sewers; and also the right to authorize the Metropolitan Utilities District of the City of Omaha or any other public utility to construct, maintain, repair and renew and operate now existing or hereafter installed water mains, pole lines, conduits and other similiar services on equipment above, on and below the surface of the ground for the purpose of serving the general public or abutting property; and the right so reserved shall also include such lateral connections or branch lines as may be ordered, desired or permitted by the City; and to enter upon the premises to accomplish the above purpose at any and all times.

Section 2. That this ordinance shall take effect and be in force after fifteen days from and after its passage.

INTRODUCED BY:

Emmet A. Gardiner
COMMISSIONER

Glenn Cunningham
MAYOR AND PRESIDENT OF CITY COUNCIL

APPROVED AS TO FORM:

Edward F. Fogarty
CITY ATTORNEY

PASSED: May 2, 1930

I hereby certify that the foregoing is a true and correct copy of the original document now on file in the City Clerk's office.

ATTEST:

M. J. Dineen, Jr.
CITY CLERK

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