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GEORGE J. BROWN
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ORDINANCE NO. 32323

AN ORDINANCE vacating north/south alley west of 20th Street from the south right-of-way line of Paul Street south 375+ feet, and providing the effective date hereof.

WHEREAS, under Section 14-375, Reissue, Revised Statutes of Nebraska, 1943, provides that the City Council may vacate a street or alley without petition upon City Planning Board recommendation; and,

WHEREAS, the Statute further provides that a Committee of Appraisers be appointed to appraise damages, if any, to property affected by the vacation; and,

WHEREAS, Resolution No. 2177 adopted June 30, 1981 appointed Steve Tomasek, Resolution No. 1203 adopted June 9, 1987 appointed James P. Cleary, and Resolution No. 1580 adopted June 27, 1989 appointed Steve Exon, respectively, members of the City Council, to assess damages to all property affected by the vacation; and,

WHEREAS, on February 5, 1991, the Committee of Appraisers held a meeting at 10:15 a.m., in the Council Conference Room; and,

WHEREAS, the Committee of Appraisers found no cause for any damages as a result of the vacation; and,

WHEREAS, the City Council finds there are no damages as a result of this vacation.

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

Section 1. That the north/south alley west of 20th Street from the south right-of-way line of Paul Street south 375+ feet, abutted by Lots 1 through 12, inclusive, Horbachs 2nd Addition, located in the Northwest Quarter Section 15-15-13

Block 7
HRO
7-24-96

be, and hereby is, vacated; the vacating of the property herein described, and the reversion thereof, pursuant to applicable law, shall be subject to the conditions 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 public utilities and cable television systems to construct, maintain, repair or renew and operate now or hereafter installed water mains and gas mains, pole lines, conduits, electrical transmission lines, sound and signal transmission lines and other similar services and equipment and appurtenances 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 connection or branch lines as may be ordered, desired or permitted by the City or such other utility and to enter upon the premises to accomplish the above purposes at any and all times. All vegetation upon the premises, including but not limited to, trees, bushes and crops and all structures upon the premises, including but not limited to, buildings, walls, fences, drives and walks, may be damaged or removed as necessary in the exercise of the rights herein reserved without compensation to any person.

Section 2. That this Ordinance shall take effect and be in force fifteen (15) days from and after the date of its passage.

INTRODUCED BY COUNCILMEMBER

Joseph L. Friend

APPROVED BY:

A. Moran 3/21/91
MAYOR OF THE CITY OF OMAHA DATE

IMPRINTED SEAL
REGISTER OF DEEDS.

PASSED MAR 19 1991 7-0

ATTEST:

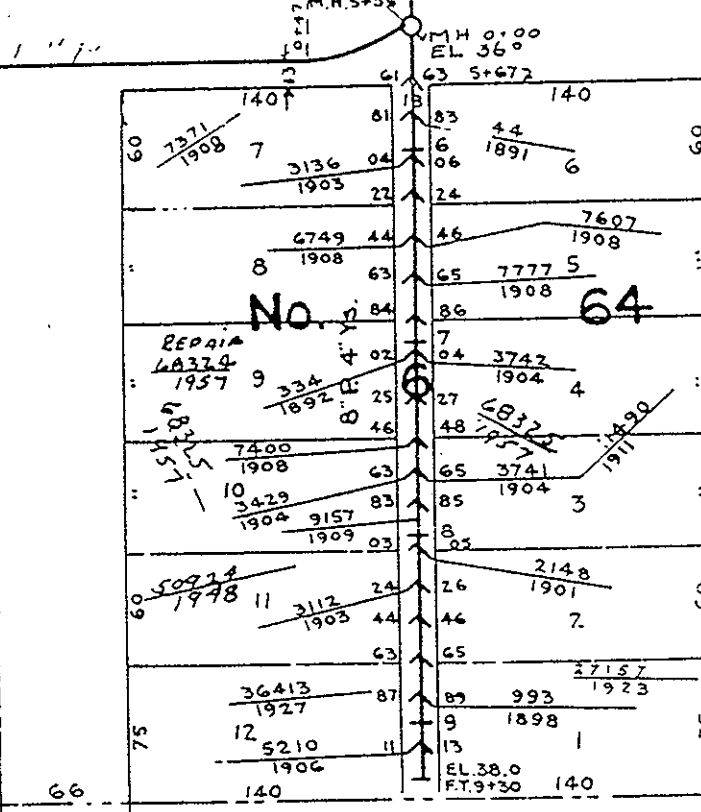
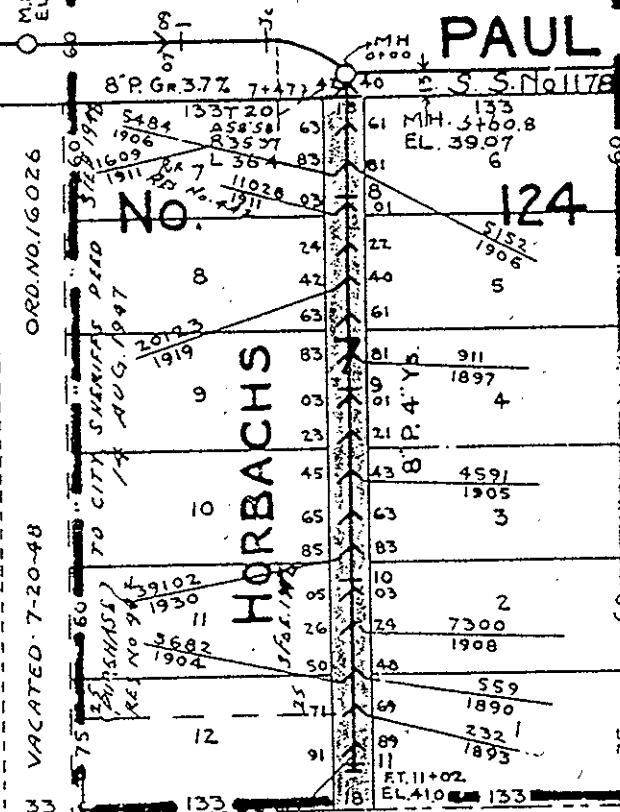
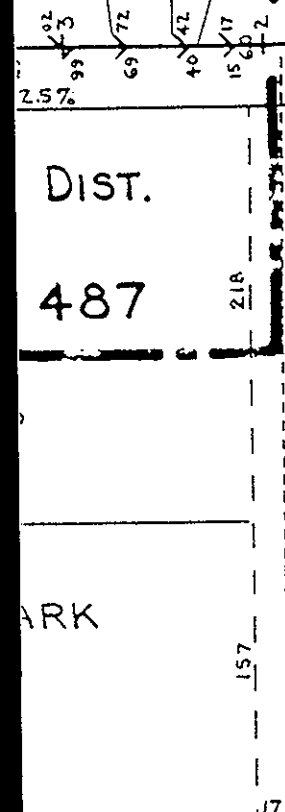
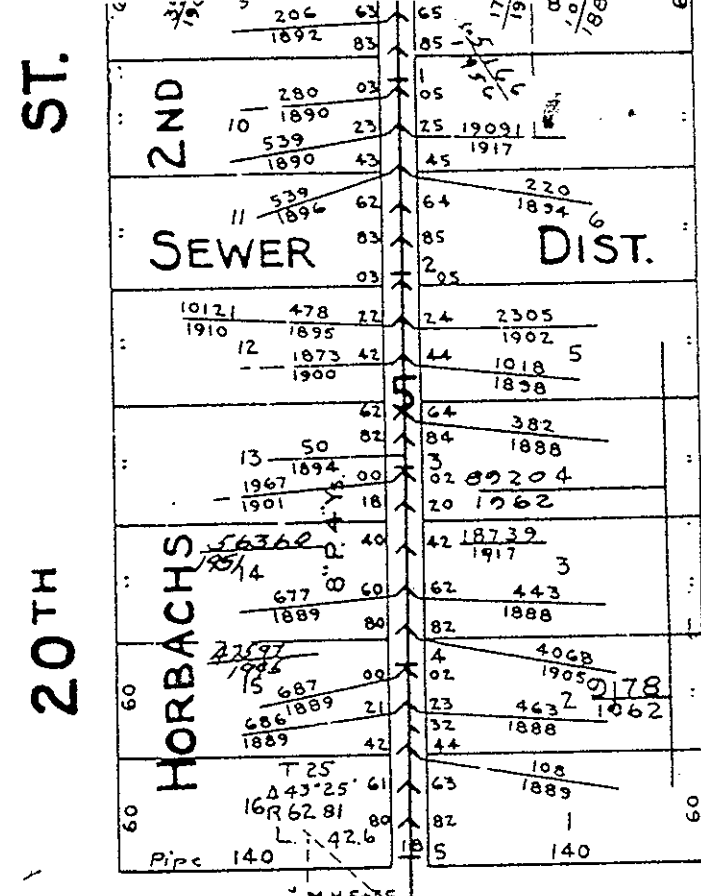
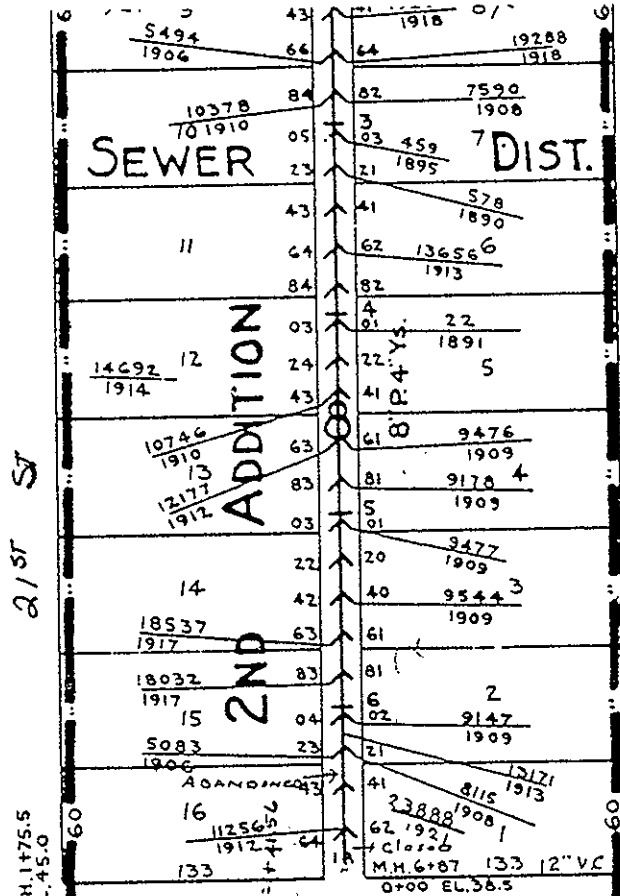
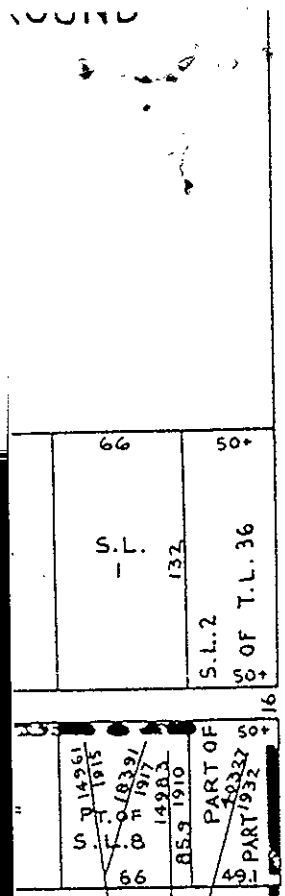
Bonnie Brown
CITY CLERK OF THE CITY OF OMAHA
Deputy

APPROVED AS TO FORM:

[Signature]
ASSISTANT CITY ATTORNEY

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.

Bonnie Brown
5257z BY DEPUTY CITY CLERK



Nicholas J.