

2015-03134

KELLIE JOHN  
BUFFALO COUNTY REGISTER OF DEEDS  
KEARNEY, NEBRASKA  
RECORDED ON: 06/01/2015 9:10:19 AM  
VACATION  
REC FEE: 28.00  
PAGES: 4  
PD:  
ESCROW: 28.00 CITY OF KEARNEY  
CK INFO:



Michaëlle Trembly, City Clerk  
P.O. Box 1180  
Kearney, NE 68848-1180

**CERTIFICATE FOR ORDINANCE NO. 7996**

STATE OF NEBRASKA        )  
COUNTY OF BUFFALO     ) SS  
CITY OF KEARNEY         )

I, Michaëlle E. Trembly, City Clerk of the City of Kearney, Buffalo County, Nebraska do hereby certify that the attached is a true and correct copy of Ordinance No. 7996 as was passed and approved by the City Council of the City of Kearney on the 12th day of May, 2015 as the same is filed in the Office of the City Clerk of Kearney, Nebraska.

WITNESS MY HAND AND SEAL this 13th of May, 2015.

*Michaëlle E. Trembly*  
MICHAELLE E. TREMBLY,  
CITY CLERK



## ORDINANCE NO. 7996

AN ORDINANCE OF THE CITY OF KEARNEY, NEBRASKA, TO VACATE A TEN-FOOT (10') UTILITY EASEMENT AS PLATTED ON THE EAST 370 FEET OF THE WEST 505 FEET OF THE SOUTH 10 FEET OF LOT 1, BLOCK THREE AND A TEN-FOOT (10') WATER EASEMENT AS PLATTED ON THE EAST 370 FEET OF THE WEST 505 FEET OF THE NORTH 10 FEET OF THE SOUTH 20 FEET OF LOT 1, BLOCK 3, ALL IN WESTERN NEBRASKA PROPERTY DEVELOPMENT ADDITION, AN ADDITION TO THE CITY OF KEARNEY, BUFFALO COUNTY, NEBRASKA AS THE SAME IS FILED IN THE OFFICE OF THE BUFFALO COUNTY, NEBRASKA REGISTER OF DEEDS AT INSTRUMENT 2010, PAGE 1398; TO REPEAL ALL ORDINANCES AND RESOLUTIONS OR PARTS THEREOF IN CONFLICT HEREWITH; TO PROVIDE FOR CERTIFICATION OF THIS ORDINANCE TO THE REGISTER OF DEEDS AND FOR FILING OF A CORRECTIVE PLAT; AND TO PROVIDE FOR PUBLICATION IN PAMPHLET FORM BY AUTHORITY OF THE CITY COUNCIL AND EFFECTIVE DATE OF THIS ORDINANCE.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF KEARNEY, NEBRASKA:

**Section 1.** The ten-foot (10') utility easement as platted on the east 370 feet of the west 505 feet of the south 10 feet of Lot 1, Block Three AND a water easement as platted on the east 370 feet of the west 505 feet of the north 10 feet of the south 20 feet of Lot 1, Block Three, all in Western Nebraska Property Development Addition, an Addition to the City of Kearney, Buffalo County, Nebraska as the same is filed in the Office of the Buffalo County, Nebraska Register of Deeds at Instrument 2010, Page 1398, be and is hereby vacated in accordance with the powers granted to the City of Kearney by Neb. Rev. Stat. § 19-917, as amended.

**Section 2.** That the vacated afore-described public utility easement shall no longer be or constitute any part of the City of Kearney.

**Section 3.** The public is also hereby notified that Ordinance No. 7996 is subject to limited referendum for a period of thirty (30) days after the first publication of this Ordinance and that, after the expiration of the said thirty (30) days, Ordinance No. 7996 and any measures related to it, will not be subject to any further right of referendum.

**Section 4.** To repeal all ordinances and resolutions or parts of ordinances and resolutions in conflict herewith.

**Section 5.** That this Ordinance shall be, at the cost of the owners, certified at the Office of the Register of Deeds and there recorded by said owners, and that the owners

shall cause a corrective plat showing the vacation of said utility easement to be filed in the Office of the Register of Deeds.

**Section 6.** This Ordinance shall be in full force and effect from and after its passage, approval and publication according to law and shall be published in pamphlet form by authority of the City Council.

INTRODUCED BY COUNCIL MEMBER Leur  
PASSED AND APPROVED THIS 12TH DAY OF MAY, 2015.

ATTEST:

Michaëlle E. Trembly  
MICHAELLE E. TREMBLY  
CITY CLERK

Stanley A. Clouse  
STANLEY A. CLOUSE  
PRESIDENT OF THE COUNCIL  
AND EX-OFFICIO MAYOR



# CERTIFICATE

STATE OF NEBRASKA     )  
COUNTY OF BUFFALO    ) ss  
CITY OF KEARNEY        )

I, Michaele E. Trembly, City Clerk of the City of Kearney, Buffalo County, Nebraska, hereby certify that the attached is a true and correct copy of Ordinance No. 7996 vacating a utility easement as platted on the east 370 feet of the west 505 feet of the south 10 feet of Lot 1, Block Three AND a water easement as platted on the east 370 feet of the west 505 feet of the north 10 feet of the south 20 feet of Lot 1, Block Three, all in Western Nebraska Property Development Addition; which was passed and approved by the President and City Council on the 12th day of May, 2015 and ordered published in pamphlet form by the authority of the Council on May 13, 2015, with copies being made available to the public on such date at the Office of the City Clerk, the Police Department and the Public Library.

IN WITNESS WHEREOF, I have hereunto affixed my hand and seal this 13th day of May, 2015.

  
MICHAELLE E. TREMBLY, CITY CLERK

