

AN ORDINANCE vacating all that part of East and West alley between Douglas Street and Farnam Street from 6th Street to a point 109.91 feet more or less east, more particularly described as follows: Beginning at the northwest corner of Lot 5 in said Block 127; thence east along the north lines of Lots 5 and 6 of said Block 127 a distance of 113.42 feet; thence northwesterly along a line curving to the left, having a radius of 755.99 feet, a distance of 21.2 feet, more or less, to a point in the south line of Lot 3 in said Block 127 that is 106.4 feet distant easterly from the southwest corner of Lot 4 in said Block measured along the South lines of said Lots 3 and 4; thence west along the south lines of said Lots 3 and 4 in said Block 127, a distance of 106.4 feet to the southwest corner of said Lot 4; thence south, at right angles, a distance of 20.0 feet to the point of beginning, all being in the NW $\frac{1}{4}$ of Section 23, Township 15 North, Range 13, East of the 6th P.M., in the City of Omaha, and providing the effective date hereof.

WHEREAS, petition representing owners of more than 75 percent of the property abutting on all that part of East and West alley between Douglas Street and Farnam Street from 6th Street to a point 109.91 feet more or less east, more particularly described as follows: Beginning at the northwest corner of Lot 5 in said Block 127; thence east along the north lines of Lots 5 and 6 of said Block 127 a distance of 113.42 feet; thence northwesterly along a line curving to the left, having a radius of 755.99 feet, a distance of 21.2 feet, more or less, to a point in the south line of Lot 3 in said Block 127 that is 106.4 feet distant easterly from the southwest corner of Lot 4 in said block measured along the south lines of said Lots 3 and 4; thence west along the south lines of said Lots 3 and 4 in said Block 127, a distance of 106.4 feet to the southwest corner of said Lot 4; thence south, at right angles, a distance of 20.0 feet to the point of beginning, all being in the NW $\frac{1}{4}$ of Section 23, Township 15 North, Range 13, East of the 6th P.M., has been filed with the City of Omaha; and

WHEREAS, said property owners have in and by said petition waived any and all damages that may be occasioned by said vacation;

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

Section 1. That all that part of East and West alley between Douglas Street and Farnam Street from 6th Street to a point 109.91 feet more or less East, more particularly described as follows:

Beginning at the northwest corner of Lot 5 in said Block 127; thence east along the north lines of Lots 5 and 6 of said Block 127 a distance of 113.42 feet; thence northwesterly along a line curving to the left, having a radius of 755.99 feet, a distance of 21.2 feet, more or less, to a point in the south line of Lot 3 in said Block 127 that is 106.4 feet distant easterly from the southwest corner of Lot 4 in said block measured along the south lines of said Lots 3 and 4; thence west along the south lines of said Lots 3 and 4 in said Block 127, a distance of 106.4 feet to the southwest corner of said Lot 4; thence south, at right angles, a distance of 20.0 feet to the point of beginning, all being in the NW $\frac{1}{4}$ of Section 23, Township 15 North, Range 13, East of the 6th P.M., in the City of Omaha be, and is hereby, vacated; the vacating of the property herein described, and the reversion thereof, pursuant to applicable law, shall be subject to the conditions and limitations 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; also the right to authorize the Metropolitan Utilities District of the City of Omaha or any other public utility to construct, maintain, repair or renew and operate now existing or hereafter installed water mains, pole lines, conduits and other similar services or 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 15 days from and after its passage.

INTRODUCED BY COUNCILMAN

Harry Trustin

APPROVED BY:

James J. Dworak

4/9/64

MAYOR OF THE CITY OF OMAHA DATE

PASSED:

April 7, 1964

ATTEST:

Mary I. Galligan

CITY CLERK OF THE CITY
OF OMAHA

APPROVED AS TO FORM:

Herbert M. Fitle

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.

Mary I. Galligan
CITY CLERK