



BK 0847 PG 251



MISC 1988 06800

THIS PAGE INCLUDED FOR
INDEXING
PAGE DOWN FOR BALANCE OF INSTRUMENT

ORDINANCE NO. 31481

AN ORDINANCE vacating Farnam Street from the west line of 6th Street to a point 167.1 \pm feet west; the irregular west 173.76 \pm feet of Farnam Street east of the east line of 6th Street; 6th Street from the south line of Douglas Street to the south line of Farnam Street; irregular east 8.22 \pm feet of irregular west 121.29 \pm feet of alley between Douglas Street and Farnam Street east of 6th Street; irregular east 49.12 \pm feet of irregular west 195.52 \pm feet of alley between Farnam Street and Harney Street east of 6th Street; the northeast one-quarter (50 feet x 50 feet) of the intersection of 6th Street with Harney Street; irregular east 43.56 \pm feet of irregular west 198.45 \pm feet of Harney Street east of 6th Street, and providing the effective date hereof.

*Amended by
Ord. # 1180
4/12/88. (S)*

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. 1948 adopted July 16, 1985 appointed Richard Takechi, and Resolution No. 1203 adopted June 9, 1987 appointed James P. Cleary, respectively, members of the City Council, to assess damages to all property affected by the vacation; and,

*Farm
0000*

RECEIVED

1988 APR 29 PM 1:59

GEORGE J. BOWLING
RECORDS & CLERK
CITY OF OMAHA

841
251-254 9-1
Mesa 1R 03-8000
CITY OF OMAHA
FEE 28.00
WC

WHEREAS, on April 5, 1988, the Committee of Appraisers held a meeting at 10:10 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 Farnam Street from the west line of 6th Street to a point 167.1 \pm feet west; the irregular west 173.76 \pm feet of Farnam Street east of the east line of 6th Street; 6th Street from the south line of Douglas Street to the south line of Farnam Street; irregular east 8.22 \pm feet of irregular west 121.29 \pm feet of alley between Douglas Street and Farnam Street east of 6th Street; irregular east 49.12 \pm feet of irregular west 195.52 \pm feet of alley between Farnam Street and Harney Street east of 6th Street; the northeast one-quarter (50 feet x 50 feet) of the intersection of 6th Street with Harney Street; irregular east 43.56 \pm feet of irregular west 198.45 \pm feet of Harney Street east of 6th Street, adjacent to Lots 1, 6, 7 and 8 and vacated alley adjacent to Block 126, Lots 3, 4, 5 and 6 and vacated alley adjacent to Block 127, Lots 2, 3, 4, vacated 6th Street and Lot 7, Block 130, vacated 6th Street and Lots 1, 2 and 3, Block 131, Lot 6, Block 156, all in Omaha City, and vacated 6th Street and vacated Harney Street adjacent, as detailed in the attached drawing which is made a part of this Vacating Ordinance

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,

also the right of 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 pipes, mains, pole lines, conduits, wires 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.

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

Fred Conley

APPROVED BY:

Fred Conley 4/12/88
MAYOR OF THE CITY OF OMAHA DATE
ACTING

PASSED APR 12 1988 AS AMENDED 7-0

ATTEST:

Buster Brown
CITY CLERK OF THE CITY OF OMAHA
DEPUTY

APPROVED AS TO FORM:

Robert H. Homan
ASSISTANT CITY ATTORNEY

7658u

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 G. Gannon
CITY CLERK
BY

(L)

