

AN ORDINANCE vacating Poppleton Avenue from 3rd Street to the Chicago Burlington & Quincy Railroad Right-of-Way, abutting Lots 2, 3, 4 and that part of vacated 3rd Street abutting Lot 4 on the West, in Block 1, Credit Foncier and abutting Lots 5, 6 and Lot 7, except part taken for Right-of-Way and vacated strip adjoining said lots, and that part of vacated 3rd Street abutting Lot 5 on the West in Block 269, Original Omaha City Lots in NW¼ of Section 26-15-13, Lands, in the City of Omaha.

WHEREAS, petition representing owners of more than 75 percent of the property abutting on Poppleton Avenue from 3rd Street to Chicago, Burlington & Quincy Railroad Right-of-Way, abutting Lots 2, 3, 4 and that part of vacated 3rd Street abutting Lot 4 on West, in Block 1, Credit Foncier and abutting Lots 5, 6 and Lot 7, except that part taken for Right-of-Way and vacated strip adjoining said lots and that part of vacated 3rd Street abutting Lot 5 on the West in Block 269, Original Omaha City Lots in NW¼ of Section 26-15-13, Lands, has heretofore 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 the vacating of said property above described;

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

Section 1. That Poppleton Avenue from 3rd Street to the Chicago Burlington & Quincy Railroad Right-of-Way, abutting Lots 2, 3, 4 and that part of vacated 3rd Street abutting Lot 4 on the West, in Block 1, Credit Foncier and abutting Lots 5, 6 and Lot 7, except part taken for Right-of-Way and vacated strip adjoining said lots, and that part of vacated 3rd Street abutting Lot 5 on the West in Block 269, Original Omaha City Lots in NW¼ of Section 26-15-13, Lands, 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, polelines, conduits and other similar 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 15 days from and after its passage.

INTRODUCED BY COUNCILMAN  
Harry Trustin

APPROVED BY: James J. Dworak 7/5/62  
MAYOR OF THE CITY OF OMAHA DATE

PASSED: July 3, 1962

APPROVED AS TO FORM:  
Herbert M. Fitle  
CITY ATTORNEY

ATTEST:  
Fannie Sherman  
DEPUTY CITY CLERK OF THE CITY OF OMAHA

Every copy of this ordinance is a true and correct copy of the original document now on file in the City Clerk's office.

CITY CLERK

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1962 JUL 19 PM 2 29

THOMAS J. O'CONNOR  
REGISTER OF DEEDS  
DOUGLAS COUNTY, NEBR.

THE STATE OF NEBRASKA }  
Douglas County }

Entered in Numerical Index and filed  
for Record in the office of the Register of  
Deeds of said County and recorded in

Book 383 of Mud  
Page 643

*Thomas J. O'Connor*  
Register of Deeds

*City of Omaha*

*City of Omaha*

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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.

BY *Mary J. Gulligan*  
CITY CLERK

