

## ORDINANCE NO. 22223

AN ORDINANCE vacating that part of East and West alley between Poppleton Avenue and William Street from 3rd Street to a point 132 feet West of West Line of 2nd Street, abutting Lots 3, 4, 5, 6 and that part of Vacated 3rd Street abutting Lots 4 and 5 on the West in Blk. 1, Credit Foncier in NW $\frac{1}{4}$ , Section 26-15-13, Lands in the City of Omaha.

WHEREAS, petition representing owners of more than 75 per cent of the property abutting on that part of East and West alley between Poppleton Ave. and William St. from 3 St. to a point 132 feet West of West Line of 2 St., abutting Lots 3, 4, 5, 6 & that part of vacated 3 St. abutting Lots 4 & 5 on the West in Block 1, Credit Foncier, in NW $\frac{1}{4}$  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 part of East and West alley between Poppleton Ave. and William St. from 3 St. to a point 132 ft. West of West Line of 2 St., abutting Lots 3, 4, 5, 6 & that part of vacated 3 St., abutting Lots 4 & 5 on the West in Blk. 1, Credit Foncier, in NW $\frac{1}{4}$ , 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 fifteen 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

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. Galligan  
CITY CLERK

OFFICE OF THE REGISTER OF DEEDS

*[Faint, mostly illegible text from the body of the document, appearing to be a deed or legal record.]*

19  
147

by *[Signature]*  
 M. C. O'Connell  
 19-147  
 148  
 165

*[Signature]*  
 Register of Deeds

THE STATE OF NEBRASKA  
 Douglas County  
 Entered in the office of the Register of  
 Deeds of said County and recorded in  
 Book 383 of *[illegible]*  
 Page 645

22  
 RECEIVED  
 1962 JUL 19 PM 2 29  
 THOMAS J. O'CONNOR  
 REGISTER OF DEEDS  
 DOUGLAS COUNTY, NEBR.