

ORDINANCE NO. 28467

AN ORDINANCE vacating alley between Capitol Avenue and Davenport Street from 11th Street to 12th Street located in Northeast Quarter (1/4), Section 22-15-13 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 alley between Capitol Avenue and Davenport Street from 11th Street to 12th Street located in Northeast Quarter (1/4), Section 22-15-13 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.

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

Section 1. That alley between Capitol Avenue and Davenport Street from 11th Street to 12th Street is abutted by Lots 1 through 8 inclusive, Block 72, Omaha City, located in Northeast Quarter (1/4), Section 22-15-13

in the City of Omaha, 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 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 line, 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. All vegetation upon the premises, including but not limited to, trees, bushes, and crops, and all structures upon the premises, including but not limited to, buildings, walls, fences, drives and walks, may be damaged or removed as necessary in the exercise of the rights herein reserved without compensation to any person.

Section 2. That this ordinance shall be in full force and take effect fifteen (15) days from and after the date of its passage.

INTRODUCED BY COUNCILMAN

Steve Rosenblatt

APPROVED BY:

Lee Key 9/17/78
MAYOR OF THE CITY OF OMAHA DATE

PASSED SEP 5 1978

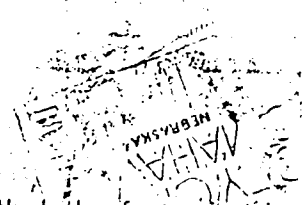
ATTEST:

Mary Gatelyan Barnett
CITY CLERK OF THE CITY OF OMAHA

APPROVED AS TO FORM:

Paul J. Moran
CITY ATTORNEY

E/8:530/5



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 Gatelyan Barnett
BY CITY CLERK

29 Rec'd

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C. HAROLD OSTLER
REGISTER OF DEEDS
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