

Following the reading of the title of said ordinance, Trustee Hobelman then moved that said ordinance be passed, which motion was seconded by Trustee Mulder. The Chairman then stated, "The question is, shall Ordinance No. 67 be passed and adopted?" The yeas and nays were called, the vote being as follows: "YEA": TeKolste, TenHulzen, Mulder, McConnell & Hobelma "NAY": None. Absent and not voting: None. The passage and adoption of said ordinance having been agreed upon by a majority of the Trustees elected to the Board of Trustees, the Chairman declared the ordinance passed and adopted and, in the presence of the Board of Trustees, signed and approved said ordinance and the Village Clerk attested its passage and approval and affixed his signature and the seal of the Village thereto.

The following is a true and complete copy of Ordinance No. 67:

ORDINANCE NO. 67

AN ORDINANCE OF THE VILLAGE OF FIRTH, NEBRASKA, CREATING STREET IMPROVEMENT DISTRICT NOS. 1988-1, 1988-2, 1988-3, 1988-4 AND 1988-5; DEFINING THE SAME AND THE LIMITS THEREOF; PROVIDING FOR PAVING, RESURFACING, GRADING, CURBING AND GUTTERING, DRAINAGE AND STORM SEWER OR SUCH OTHER WORK AS IS NECESSARY AND INCIDENTAL THERETO; PROVIDING FOR PLANS, SPECIFICATIONS, ESTIMATES OF COST AND SECURING OF BIDS; PROVIDING FOR THE PAYMENT OF SUCH WORK AND OTHER EXPENSES INCIDENTAL THERETO; PROVIDING FOR ASSESSMENT OF THE COST OF SAID IMPROVEMENTS AGAINST THE PROPERTY IN SAID DISTRICT ESPECIALLY BENEFITED THEREBY IN PROPORTION TO SAID BENEFITS; PROVIDING FOR THE ISSUANCE OF DISTRICT IMPROVEMENT WARRANTS AND DISTRICT AND INTERSECTION IMPROVEMENT BONDS AND FOR THE LEVY OF SPECIAL ASSESSMENTS AND GENERAL TAXES TO PAY FOR SAID IMPROVEMENTS; AND PROVIDING THE TIME WHEN THIS ORDINANCE SHALL TAKE EFFECT.

BE IT ORDAINED BY THE CHAIRMAN AND BOARD OF TRUSTEES OF THE VILLAGE OF FIRTH, NEBRASKA:

Section 1. Street Improvement District Nos. 1988-1, 1988-2, 1988-3, 1988-4 and 1988-5 of the Village of Firth, Nebraska are hereby created pursuant to Sections 17-509, et seq., Reissue Revised Statutes of Nebraska, 1943 as amended.

Section 2. Said Street Improvement District No. 1988-1 shall include and encompass the designated portions of the following streets in the Village of Firth, Nebraska and the limits, boundaries and improvements are defined and established as follows:

STREET IMPROVEMENT DISTRICT NO. 1988-1

THE STREETS TO BE IMPROVED BY PAVING, RESURFACING, GRADING, CURBING AND GUTTERING, DRAINAGE AND STORM SEWER, AND INCIDENTAL WORK CONNECTED THEREWITH ARE:

Nemaha Street from Third Street to Second Street
May Street from Eighth Street to Second Street
Russell Street from Eighth Street to Fourth Street
Abraham Street from Eighth Street south to the northern boundary of Lot 78
Seventh Street from Nemaha Street to Abraham Street
Sixth Street from Nemaha Street to Russell Street
Fifth Street from Nemaha Street to Russell Street
Fourth Street from Nemaha Street to Russell Street
Third Street from Nemaha Street to May Street

THE PROPERTY TO BE INCLUDED IN THE DISTRICT CONSISTS OF THE AREA DESCRIBED AS FOLLOWS:

Commencing at the intersection of the centerlines of Eighth Street and Nemaha Street, said point being the point of beginning; thence southerly, along the centerline of Nemaha Street, to the north line of Third Street; thence westerly, along the north line of Third Street, to the centerline of Main Street; thence southeasterly, along the centerline of Main Street, to the centerline of Second Street; thence easterly, along the center line of Second Street, to the southerly extension of the centerline of the alley between Block 38, Original Town and Lot 28; thence northerly, along the centerline of said alley, to the intersection of the centerline of said alley and the westerly extension of the south line of Lot 3, Turner's Addition; thence easterly, along the south line of Lot 3, Turner's Addition and the

easterly and westerly extensions thereof, to a point which is located 200 feet east of the centerline of Russell Street; thence northerly, parallel to the centerline of Russell Street, to a point which is located on the easterly extension of the south line of Sixth Street, thence easterly, along said extension of the south line of Sixth Street, to a point which is located 140 feet east of the east line of Abraham Street; thence northerly, parallel to said east line of Abraham Street, to a point located on the easterly extension of the north line of Seventh Street; thence westerly, along said extension of the north line of Seventh Street, to the east line of Lefferdink Sub, thence northerly, along the east line of Lefferdink Sub, to the centerline of Eighth Street, thence westerly, along the centerline of Eighth Street to the point of beginning.

THE FOLLOWING PARCELS OF LAND ARE INCLUDED IN SAID DISTRICT:

All Block 1 First Addition to Firth
All Block 2 First Addition to Firth
All Block 9 First Addition to Firth
All Block 12 Original Town
All Block 13 Original Town
All Block 17 Original Town
All Block 18 Original Town
All Block 25 Original Town
All Block 26 Original Town
Lots 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, Block 31
Original Town
All Block 32 Original Town
All Block 37 Original Town
Lots 7, 8, 9, 10, 11, 12, Block 38 Original Town
Lots A, B, C, D Trustee's Sub.
Lots 1, 2, 3 Turner's Add.
Part Lot 92 NW¹/₄ 35-7-7
Part Lot 54 I.T. NW¹/₄ 35-7-7
Lots 51, 49, 47, 46, 38, 63, 61, 62, 64, 65, 90, 89 I.T. NW¹/₄ 35-7-7
Part Lot 77 NW¹/₄ 35-7-7
Part Lot 78 NW¹/₄ 35-7-7
Part Lot 88 I.T. NW¹/₄ 35-7-7
Part Lot 87 I.T. NW¹/₄ EX RD 35-7-7
All Block 1 Lefferdink Sub.
All Block 2 Lefferdink Sub.

Section 3. Said Street Improvement District No. 1988-2 shall include and encompass the designated portions of the following streets in the Village of Firth, Nebraska and the limits, boundaries and improvements are defined and established as follows:

STREET IMPROVEMENT DISTRICT NO. 1988-2

THE STREETS TO BE IMPROVED BY PAVING, RESURFACING, GRADING, CURBING AND GUTTERING, DRAINAGE AND STORM SEWER, AND INCIDENTAL WORK CONNECTED THEREWITH ARE:

Allen Street from Eighth Street to Main Street
Seventh Street from Everett Street to Nemaha Street
Sixth Street from Everett Street to Nemaha Street
Fifth Street from Everett Street to Nemaha Street
Fourth Street from Main Street to Nemaha Street

THE PROPERTY TO BE INCLUDED IN THE DISTRICT CONSISTS OF THE AREA DESCRIBED AS FOLLOWS:

Commencing at the intersection of the centerlines of Eighth Street and Nemaha Street, said point being the point of beginning; thence southerly, along the centerline of Nemaha Street, to the north line of Third Street; thence westerly, along the north line of Third Street, to the Centerline of Main Street; thence northwesterly, along the centerline of Main Street, to the centerline of Everett Street; thence northerly, along the centerline of Everett Street, to the centerline of Eighth Street; thence easterly, along the centerline of Eighth Street, to the point of beginning.

THE FOLLOWING PARCELS OF LAND ARE INCLUDED IN SAID DISTRICT:

All Block 3 First Addition to Firth
All Block 4 First Addition to Firth
All Block 7 First Addition to Firth
All Block 8 First Addition to Firth
All Block 19 Original Town
All Block 20 Original Town
All Block 23 Original Town
All Block 24 Original Town
All Block 33 Original Town

Section 4. Said Street Improvement District No. 1988-3 shall include and encompass the designated portions of the following streets in the Village of Firth, Nebraska, and the limits, boundaries and improvements are defined and established as follows:

STREET IMPROVEMENT DISTRICT NO. 1988-3

THE STREETS TO BE IMPROVED BY PAVING, RESURFACING, GRADING, CURBING AND GUTTERING, DRAINAGE AND STORM SEWER, AND INCIDENTAL WORK CONNECTED THEREWITH ARE:

Everett Street from Eighth Street to Main Street
Main Street from Everett Street to Third Street

THE PROPERTY TO BE INCLUDED IN THE DISTRICT CONSISTS OF THE AREA DESCRIBED AS FOLLOWS:

Commencing at the intersection of the centerlines of Eighth Street and Lincoln Street, said point being the point of beginning, thence easterly, along the centerline of Eighth Street, to a point on the northerly extension of the centerline of the alley which is located between Everett Street and Allen Street; thence southerly, along the centerline of said alley, to the south line of Fifth Street; thence southeasterly, parallel to the centerline of Main Street, to the centerline of the alley which is located between Allen Street and Nemaha Street; thence southerly, along said alley centerline, to the centerline of Third Street; thence westerly, along the centerline of Third Street, to the centerline of Main Street; thence southwesterly, continuing along the centerline of Third Street, to the northeasterly ROW line of the Burlington Northern RR, thence northeasterly along said RR ROW line, to the centerline of Lincoln Street; thence northerly, along the centerline of Lincoln Street, to the centerline of Eighth Street; thence easterly, along the centerline of Eighth Street, to the point of beginning.

THE FOLLOWING PARCELS OF LAND ARE INCLUDED IN SAID DISTRICT:

Lots 7, 8, 9, 10, 11, 12 Block 4 First Addition to Firth
All Block 5 First Addition to Firth
All Block 6 First Addition to Firth
Lots 7, 8, 9, 10, 11, 12 Block 7 First Addition to Firth
Lots 7, 8, 9, 10, 11, 12 Block 20 Original Town
All Block 21 Original Town
All Block 22 Original Town
Part Lots 1, 2, 3, 4, 5 and all Lots 6, 7, 8, 9 Block 23
Original Town
All Lots 13, 14 and part Lots 15, 16, 17 Block 33 Original
Town
All Block 34 Original Town

Section 5. Said Street Improvement District No. 1988-4 shall include and encompass the designated portions of the following streets in the Village of Firth, Nebraska, and the limits, boundaries and improvements are defined and established as follows:

STREET IMPROVEMENT DISTRICT NO. 1988-4

THE STREETS TO BE IMPROVED BY PAVING, RESURFACING, GRADING, CURBING AND GUTTERING, DRAINAGE AND STORM SEWER, AND INCIDENTAL WORK CONNECTED THEREWITH ARE:

Nemaha Street from Eighth Street to Third Street
Third Street from Nemaha Street to the Burlington Northern RR tracks
Main Street from Third Street to Nemaha Street
Second Street from Nemaha Street to the east corporate limit line of Firth.

THE PROPERTY TO BE INCLUDED IN THE DISTRICT CONSISTS OF THE AREA DESCRIBED AS FOLLOWS:

Commencing at the intersection of the centerlines of Eighth Street and Nemaha Street, said point being the point of beginning; thence westerly, along the centerline of Eighth Street, to the northerly extension of the centerline of the alley which lies between Nemaha Street and Allen Street; thence southerly along the centerline of said alley, to a point which is the intersection of the centerline of said alley and the easterly extension of the north line of Lot 14, Block 33, Original Town; thence westerly, along the north line of Lot 14, Block 33, Original Town and the easterly and westerly extensions thereof, to the southwesterly line of Main Street; thence southeasterly, along the southwesterly line of Main Street, to the midpoint of the northeasterly line of Lot 4, Block 34, Original Town; thence southwesterly, parallel to the southeasterly line of said Lot 4, to the centerline of the Burlington Northern RR; thence southeasterly, along the centerline of the Burlington Northern RR, a distance of 385 feet; thence northeasterly to the southwesterly corner of Lot 3, Block 35, Original Town, said corner of Lot 3 being on the northeasterly ROW line of the Burlington Northern RR; thence southeasterly, along said RR ROW line, to the north line of First Street; thence easterly, along the north line of First Street, to the east corporate limit line of Firth; thence northerly, along said corporate limit and the extension thereof, to a point which is located 200 feet north of the centerline of Second Street; thence westerly, parallel to the centerline of Second Street, to the centerline of Nemaha Street; thence northerly, along the centerline of Nemaha Street, to the centerline of Third Street, thence easterly, along the centerline of Third Street to a point directly south of the midpoint of the south line of Block 32, Original Town; thence northerly, parallel to the centerline of Nemaha Street, to the centerline of Eighth Street, thence westerly, along the centerline of Eighth Street, to the point of beginning.

THE FOLLOWING PARCELS OF LAND ARE INCLUDED IN SAID DISTRICT:

Lots 7, 8, 9, 10, 11, 12 Block 2 First Addition to Firth
 Lots 1, 2, 3, 4, 5, 6 Block 3 First Addition to Firth
 Lots 1, 2, 3, 4, 5, 6 Block 8 First Addition to Firth
 Lots 7, 8, 9, 10, 11, 12 Block 9 First Addition to Firth
 Lots 7, 8, 9, 10, 11, 12 Block 18 Original Town
 Lots 1, 2, 3, 4, 5, 6 Block 19 Original Town
 Lots 1, 2, 3, 4, 5, 6 Block 24 Original Town
 Lots 10, 11, 12, 13, 14, 15, 16, 17, 18 Block 25 Original
 Town
 East half of Block 32 Original Town
 Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14 Block 33
 Original Town
 SE $\frac{1}{2}$ Lot 4 and all Lots 5, 6, 7 Block 34 Original Town
 Part of BNRR ROW
 All Block 35 Original Town
 All Block 44 Original Town
 All Block 45 Original Town
 All Block 43 Original Town
 All Block 42 Original Town
 All Block 41 Original Town
 Part Lot 55 I.T. NE $\frac{1}{4}$ 35-7-7
 Part Lot 56 I.T. NE $\frac{1}{4}$ 35-7-7
 Part Lot 57 I.T. NE $\frac{1}{4}$ 35-7-7
 Part Lot 58 I.T. NE $\frac{1}{4}$ 35-7-7
 Part Lot 105 I.T. NE $\frac{1}{4}$ 35-7-7
 Lot 14 SW $\frac{1}{4}$ I.T. 26-7-7
 Part Lot 81 I.T. NW $\frac{1}{4}$ 35-7-7
 Part Lot 45 I.T. NW $\frac{1}{4}$ 35-7-7
 Part Lot 93 I.T. NW $\frac{1}{4}$ 35-7-7
 Lot 94 I.T. NW $\frac{1}{4}$ 35-7-7
 Lot 95 I.T. NW $\frac{1}{4}$ 35-7-7
 Part Lot 42 I.T. NW $\frac{1}{4}$ 35-7-7
 Part Lot 96 I.T. NW $\frac{1}{4}$ 35-7-7
 Lot 28 I.T. NW $\frac{1}{4}$ 35-7-7
 Lots 7, 8, 9, Block 38 Original Town
 Lots 13, 14, 15, 16, 17, 18 Block 37 Original Town
 Lots A, B, C, D Trustee's Sub.

Section 6. Said Street Improvement District No. 1988-5 shall
 include and encompass the designated portions of the following
 streets in the Village of Firth, Nebraska, and the limits,
 boundaries and improvements are defined and established as
 follows:

STREET IMPROVEMENT DISTRICT NO. 1988-5

THE STREET TO BE IMPROVED BY PAVING, RESURFACING, GRADING,
 CURBING AND GUTTERING, DRAINAGE AND STORM SEWER, AND
 INCIDENTAL WORK CONNECTED THEREWITH IS:

Abraham Street, to the north of Eighth Street

THE PROPERTY TO BE INCLUDED IN THE DISTRICT CONSISTS OF THE AREA DESCRIBED AS FOLLOWS:

Commencing at the intersection of the centerline of Eighth Street and Abraham Street, said point being the point of beginning; thence westerly, along the centerline of Eighth Street, a distance of 150 feet thence northerly, parallel to the centerline of Abraham Street, a distance of 500 feet; thence easterly, parallel to the centerline of Eighth Street, a distance of 300 feet; thence southerly, parallel to the centerline of Abraham Street, to the centerline of Eighth Street, thence westerly, along the centerline of Eighth Street to the point of beginning.

THE FOLLOWING PARCELS OF LAND ARE INCLUDED IN SAID DISTRICT:

Part Lot 14 I.T. SW ¹/₄ 26-7-7
Part Lot 15 I.T. SW ¹/₄ 26-7-7

Section 7. The Village's special engineers, Olsson Associates, Lincoln, Nebraska, shall make detailed plans and specifications for said improvements and an estimate of the cost thereof, and shall submit the same to the Board of Trustees. Upon approval of the same by the Board of Trustees, bids for construction of said work shall be provided by advertisement. On acceptance of any bid therefor, the Chairman and Village Clerk are authorized to enter into a contract on behalf of the Village for such work, and such contract shall be executed by said Chairman and attested by the Village Clerk. The Board of Trustees shall have and hereby reserves the right to reject any and all bids received.

Section 8. The work and improvements shall be made at public cost, but special assessments on the properties especially benefited thereby may be levied to reimburse the Village to the extent provided by law.

Section 9. For the purpose of paying for the paving, resurfacing, grading, curbing and guttering, drainage and storm sewer, or such other necessary improvements incidental thereto, the Chairman and Board of Trustees may issue district improvement warrants or bond anticipation notes of Street Improvement District Nos. 1988-1, 1988-2, 1988-3, 1988-4 and 1988-5 of the Village of Firth, Nebraska, in the form and manner provided by law.

Section 10. To effect the final payment and retirement of said warrants, and to pay for the cost of paving, resurfacing, grading, curbing and guttering, drainage and storm sewer, or other necessary improvements incidental thereto, the Chairman and Board of Trustees shall issue bonds in the form and manner provided by law.

Section 11. The Districts created hereby are separate and distinct, and if any District is objected to by owners of record title representing more than fifty percent of the front footage of the property directly abutting on the street, streets, alley or alleys to be improved and the work not constructed under the District, such objections shall not affect the validity of the creation of any remaining Districts.

Section 12. After the passage and publication of this ordinance as in Section 13 provided, there shall be published, as provided by law, in the The Voice, a weekly newspaper of general circulation in the Village of Firth, Nebraska, a notice with respect to the Districts created by the terms of this ordinance, which notice shall provide, among other things, that if owners of

record title representing more than fifty percent of the front footage of the property directly abutting on the street, streets, alley or alleys to be improved in any of said Districts shall file with the Village Clerk within twenty (20) days after the first publication of said Notice, written objections to the creation of their respective District, the improvements in such District shall not be made as provided in this ordinance.

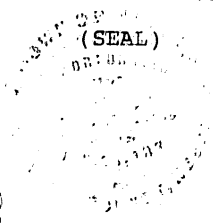
Section 13. This ordinance shall be published one time in The Voice, a legal weekly newspaper of general circulation in the Village of Firth.

Section 14. This Ordinance shall take effect and be in full force thirty (30) days after its enactment and publication unless referendum petitions shall be filed within said 30 days with the Village Clerk pursuant to the provisions of Sections 18-2501 to 18-2537, inclusive, Reissue Revised Statutes of Nebraska, 1943, as amended, in which case the effectiveness of this Ordinance shall be suspended.

PASSED AND APPROVED this 6th day of December, 1988.

Richard H. Roberts
Chairman

ATTEST:
Robert M. Lamb
Village Clerk



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Don Gallo
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INST. NO. 89 21290