

24371

ORDINANCE NO. 14702

Amended 7/13/87

Amended 1/13/81

01 AN ORDINANCE vacating a portion of the north-south
02 alley between V and W Streets, West of 10th Street, and retaining
03 title thereto in the City of Lincoln, Lancaster County, Nebraska, and
04 declaring an emergency.

05 BE IT ORDAINED by the City Council of the City of
06 Lincoln, Nebraska:

07 Section 1. (See below for insertion.) *
08 ~~That a portion of the north-south alley~~
09 ~~in Block 10, North Lincoln Addition, Lincoln, Lancaster County,~~
10 ~~Nebraska, abutting Lots 1, 2, 11, and 12, Block 10, from the~~
11 ~~north line extended of said Lot 1 to the south line extended of~~
12 ~~said Lot 2, be and the same is hereby vacated, subject to the~~
13 title of said alley portion being vacated remaining in the City
14 of Lincoln, Lancaster County, Nebraska.

15 WHEREAS, an emergency exists,
Section 2. ~~That this ordinance shall take effect~~
and be in force from and after its passage and publication
according to law.

Introduced by:

Approved as to Form and Legality: AYES: Danley, Gutgsell, Hampton,
Hempel, Minnick, Seng, Wilson;
NAYS: None.

William J. Hunter
City Attorney

PASSED

Staff Review Completed:

APPROVED JUL 13 1987

[Signature]
Administrative Assistant

JUL 15, 1987 BY CITY COUNCIL
Bill Hans
MAYOR

That part of the North-South alley in Block 10, in North Lincoln Addition, located in the Northeast Quarter (NE $\frac{1}{4}$) of Section 23, Township 10 North, Range 6 East of the 6th P.M., in the City of Lincoln, in Lancaster County, Nebraska, and more particularly described as follows:

Commencing from the Northeast corner of Lot 12, of said Block 10, said point also being the TRUE POINT OF BEGINNING; thence on an assumed bearing of N. 89°57'22" E. a distance of 16.00 feet, to the Northwest corner of Lot 1, of said Block 10; thence S. 00°00'15" W., along the West line of Lots 1, 2 and 3, of said Block 10, a distance of 106.22 feet; thence S. 42°24'08" W., a distance of 23.73 feet, to a point of the East line of Lot 10, of said Block 10; thence N. 00°00'15" E. along the East line of Lots 10, 11 and 12, of said Block 10, a distance of 123.73 feet, to the TRUE POINT OF BEGINNING.

Use alley only to 10th / 12th St
Use city alley to 10th / 11th St

(Corporate Acknowledgment)

24371

STATE OF NEBRASKA

DOUGLAS COUNTY)

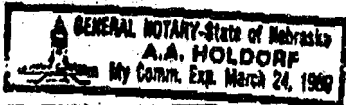
ss:

Before me, a notary public qualified for said county, personally came R. K. Davidson

vice president of Missouri Pacific Railroad Company, a corporation, known to me to be the president and identical person who signed the foregoing instrument, and acknowledged the execution thereof to be his/hcr voluntary act and deed as such officer and the voluntary act and deed of said corporation, and that the corporate seal of said corporation was affixed thereto by its authority, for the purposes therein set forth, and acknowledged that he/she signed the foregoing instrument with the view of having said City of Lincoln vacate said street, alley, or other public way, and the City of Lincoln reserving and retaining in said street, alley, or other public way such title, rights, and privileges as it may deem necessary, together with a waiver and release of any and all claims, causes of action, title, rights, demands, and quit claim.

WITNESS my hand and notarial seal on June 1, 1987.

A.A. Holdorf
Notary Public



My Commission expires:

[Signature]
GENERAL ATTORNEY
APPROVED FOR FORM

24371

EXHIBIT A

Commencing from the Northeast corner of Lot 12. of said Block 10, said point also being the TRUE POINT OF BEGINNING; thence on an assumed bearing of N. $89^{\circ}57'22''$ E., a distance of 16.00 feet, to the Northwest corner of Lot 1, of said Block 10; thence S. $00^{\circ}00'15''$ W., along the West line of Lots 1, 2 and 3, of said Block 10, a distance of 106.22 feet; thence S. $42^{\circ}24'08''$ W., a distance of 23.73 feet, to a point on the East line of Lot 10, of said Block 10; thence N. $00^{\circ}00'15''$ E., along the East line of Lots 10, 11 and 12, of said Block 10, a distance of 123.73 feet, to the TRUE POINT OF BEGINNING.

24371

EXHIBIT B

A tract of land located in the East Half (E1/2) of Section 23, Township 10 North, Range 6 East of the 6th P.M., in the City of Lincoln, in Lancaster County, Nebraska, and more particularly described as follows:

Commencing from the intersection of "S" Street and 8th Street; thence, on an assumed bearing of N. 00°00'00" E., along the centerline of said 8th Street, a distance of 60.00 feet, to a point on the North right-of-way line of said "S" Street; thence N. 89°58'41" W., along the North right-of-way line of said "S" Street, a distance of 17.00 feet, said point being the TRUE POINT OF BEGINNING; thence N. 00°00'00" E., along a line 17.00 feet West of and parallel to the centerline of said 8th Street, a distance of 728.48 feet, to a point of curvature; thence on a curve to the right whose radius is 716.78 feet, a central angle of 55°03'36" and an arc distance of 688.81 feet, to a point on the South right-of-way line of the Burlington Northern Railroad; thence N. 55°03'37" E., along said Burlington right-of-way, a distance of 1,148.10 feet, to the intersection of the centerline of 11th Street and said Burlington right-of-way; thence S. 00°01'40" W., along the centerline of said 11th Street, a distance of 85.00 feet; thence S. 63°20'12" W., a distance of 67.14 feet, to a point on the West right-of-way line of said 11th Street, said point also being 60.00 feet Southerly of and parallel to said Burlington right-of-way; thence S. 55°03'37" W., along a line 60.00 feet Southerly of and parallel to said Burlington right-of-way, a distance of 504.41 feet; thence S. 42°24'08" W., along a line which intersects the North line of Lot 1, Block 10, of North Lincoln Addition, said point of intersection being 45.00 feet West of the Northeast corner of said Lot 1, a distance of 260.00 feet, to a point of curvature; thence on a curve to the left whose arc intersects the South line of Lot 7 of said Block 10, said point of intersection being 10.04 feet East of the Southwest corner of said Lot 7, whose radius is 716.80 feet, a central angle of 42°24'10" and an arc distance of 530.48 feet, to a point 16.00 feet West of the centerline of 9th Street; thence S. 00°00'17" E., along a line which is 16.00 feet West of and parallel to the centerline of 9th Street, a distance of 357.08 feet; thence N. 89°59'52" W., a distance of 10.00 feet, to a point of curvature; thence on a curve to the right whose initial tangent bears S. 00°00'17" E., whose radius is 448.40 feet, a central angle of 07°59'55", and an arc distance of 62.60 feet; thence S. 08°00'04" W., a distance of 158.00 feet, to a point of curvature; thence on a curve to the right whose radius is 60.00 feet, a central angle of 41°43'50", and an arc distance of 43.70 feet; thence S. 49°43'53" W., a distance of 11.50 feet, to a point of curvature; thence on a curve to the left whose radius is 80.00 feet, a central angle of 49°42'14", and an arc distance of 69.40 feet; thence S. 00°00'08" W., a distance of 212.54 feet, to a point on the North right-of-way line of "S" Street; thence N. 89°58'41" W., along the North right-of-way line of said "S" Street, a distance of 317.08 feet, to the TRUE POINT OF BEGINNING.

24371

That part of the North-South alley in Block 10, in North Lincoln Addition, located in the Northeast Quarter (NE1/4) of Section 23, Township 10 North, Range 6 East of the 6th P.M., in the City of Lincoln, in Lancaster County, Nebraska, and more particularly described as follows:

Commencing from the Northeast corner of Lot 12, of said Block 10, said point also being the TRUE POINT OF BEGINNING; thence on an assumed bearing of N. 89°57'22" E., a distance of 16.00 feet, to the Northwest corner of Lot 1, of said Block 10; thence S. 00°00'15" W., along the West line of Lots 1, 2 and 3, of said Block 10, a distance of 106.22 feet; thence S. 42°24'08" W., a distance of 23.73 feet, to a point on the East line of Lot 10, of said Block 10; thence N. 00°00'15" E., along the East line of Lots 10, 11 and 12, of said Block 10, a distance of 123.73 feet, to the TRUE POINT OF BEGINNING.

EXHIBIT "A"

24371

A tract of land located in the East Half (E1/2) of Section 23, Township 10 North, Range 6 East of the 6th P.M., in the City of Lincoln, in Lancaster County, Nebraska, and more particularly described as follows:

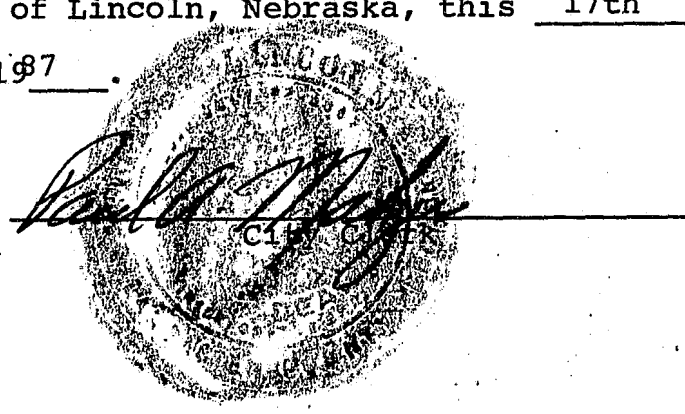
Commencing from the intersection of "S" Street and 8th Street; thence, on an assumed bearing of N. 00°00'00" E., along the centerline of said 8th Street, a distance of 60.00 feet, to a point on the North right-of-way line of said "S" Street; thence N. 89°58'41" W., along the North right-of-way line of said "S" Street, a distance of 17.00 feet, said point being the TRUE POINT OF BEGINNING; thence N. 00°00'00" E., along a line 17.00 feet West of and parallel to the centerline of said 8th Street, a distance of 728.48 feet, to a point of curvature; thence on a curve to the right whose radius is 716.78 feet, a central angle of 55°03'36" and an arc distance of 688.81 feet, to a point on the South right-of-way line of the Burlington Northern Railroad; thence N. 55°03'37" E., along said Burlington right-of-way, a distance of 1,148.10 feet, to the intersection of the centerline of 11th Street and said Burlington right-of-way; thence S. 00°01'40" W., along the centerline of said 11th street, a distance of 85.00 feet; thence S. 63°20'12" W., a distance of 67.14 feet, to a point on the West right-of-way line of said 11th Street, said point also being 60.00 feet Southerly of and parallel to said Burlington right-of-way; thence S. 55°03'37" W., along a line 60.00 feet Southerly of and parallel to said Burlington right-of-way, a distance of 564.41 feet; thence S. 42°24'08" W., along a line which intersects the North line of Lot 1, Block 10, of North Lincoln Addition, said point of intersection being 45.00 feet West of the Northeast corner of said Lot 1, a distance of 260.00 feet, to a point of curvature; thence on a curve to the left whose arc intersects the South line of Lot 7 of said Block 10, said point of intersection being 10.04 feet East of the Southwest corner of said Lot 7, whose radius is 716.80 feet, a central angle of 40°24'18" and an arc distance of 530.48 feet, to a point 18.00 feet West of the centerline of 9th Street; thence S. 00°00'17" E., along a line which is 16.00 feet West of and parallel to the centerline of 9th Street, a distance of 357.08 feet; thence N. 89°59'52" W., a distance of 10.00 feet, to a point of curvature; thence on a curve to the right whose initial tangent bears S. 00°00'17" E., whose radius is 448.40 feet, a central angle of 07°59'55", and an arc distance of 62.60 feet; thence S. 08°00'04" W., a distance of 158.00 feet, to a point of curvature; thence on a curve to the right whose radius is 60.00 feet, a central angle of 41°43'50", and an arc distance of 43.70 feet; thence S. 49°43'53" W., a distance of 11.50 feet, to a point of curvature; thence on a curve to the left whose radius is 66.66 feet, a central angle of 49°42'14", and an arc distance of 69.40 feet; thence S. 00°00'08" W., a distance of 212.54 feet, to a point on the North right-of-way line of "S" Street; thence N. 89°58'41" W., along the North right-of-way line of said "S" Street, a distance of 317.08 feet, to the TRUE POINT OF BEGINNING.

EXHIBIT B

C E R T I F I C A T E

I, Paul A. Malzer, City Clerk of the City of Lincoln, Nebraska, do certify that the above and foregoing is a true and correct copy of Ordinance No. 14702 and two Petitions to Vacate Public Way from Missouri Pacific Railroad Company and Chicago and North Western Transportation Company as passed and approved by the City Council of the City of Lincoln, Nebraska, at its meeting held July 13, 1987, as the original appears of record in my office, and is now in my charge remaining as City Clerk aforesaid.

IN WITNESS WHEREOF, I have hereunto set my hand officially and affixed the seal of the City of Lincoln, Nebraska, this 17th day of July, 1987.



LANCASTER COUNTY, NEBR.
Dan Galts
REGISTER OF DEEDS

1987 JUL 17 PM 3:57

INDEXED
MICRO-FILED
GENERAL

ENTERED ON
NUMERICAL INDEX
FILED FOR RECORD AS:

INST. NO. 87 24371

#57.50

*Sheet #7⁰⁰
City Clerk
Hold #7⁰⁰
for*