

ORDINANCE NO. 23592

AN ORDINANCE to amend Ordinance No. 19827 pertaining to vacation of East-West Alley between Decatur and Parker, from 30th Street to 31st, in the City of Omaha, Douglas County, Nebraska, to provide for vacation thereof except as to conditions and limitations in and to specified portion of East and West alley above; to repeal Section 1 of Ordinance No. 19827, as passed; and to provide the effective date hereof.

WHEREAS, upon Petition of more than 75% of the property owners of taxable abutting property the Public Works Department and the Planning Department recommend that the rights reserved in the aforementioned Ordinance No. 19827 be eliminated in part; and,

WHEREAS, the Public Works Department and Planning Department recommend that the rights reserved in the aforementioned ordinance No. 19827 be eliminated in part.

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

Section 1. That Section 1 of Ordinance No. 19827 be, and the same hereby is, amended to provide:

"Section 1. That East-West Alley between Decatur and Parker, from 30th Street to 31st Street, 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 Omaha Public Power District to construct, maintain repair and renew and operate now existing or hereafter installed lines, conduits and other similar services on equipment above, on and below the surface of the ground on the West 15 feet and on the East

100 feet of the said vacated alley 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 That Section 1 of Ordinance No. 19827 be, and the same hereby is, repealed.

Section 3. 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

127 J. J. J. J.

APPROVED BY:

127 J. J. J. J. 10/20/65  
Acting Mayor of The City of Omaha Date

PASSED OCT 19 1965

ATTEST:

Mary Gallagher Cornett  
City Clerk of the City of Omaha

APPROVED AS TO FORM:

E. H. Se.  
City Attorney

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 Gallagher Cornett  
BY CITY CLERK

CYRIL E. ROBINSON  
NICHOLAS J. FALA  
DANIEL G. DOGAN

OL. COMMER  
T. M. MURPHY

JOSEPH E. MOORE  
JAMES E. VIKER  
HAROLD E. VIKER

OMAHA, NEBRASKA 68102  
CITY NATIONAL BANK BLDG.



# NORTHWESTERN BELL TELEPHONE COMPANY

100 SOUTH 19TH STREET, OMAHA, NEBRASKA 68102

Telephone 344-2466

Area Code 402

WALTER D. JAMES, JR.  
Attorney

August 20, 1965

American Community Stores Corporation  
4206 South 108th Street  
Omaha, Nebraska

The City of Omaha  
City Hall  
Omaha, Nebraska

Gentlemen:

This is to advise that Northwestern Bell Telephone Company consents to the release of that portion of the easement reserved for utilities in Ordinance No. 19827 applicable to that part of the vacated alley adjoining Lots 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13 and 14, in Block 3 of Read's Third Addition to the City of Omaha, as surveyed, platted and recorded in Douglas County, Nebraska.

Yours very truly,

*Walter D. James Jr.*

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.

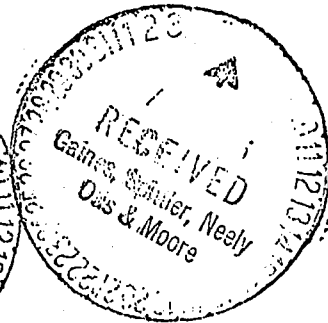
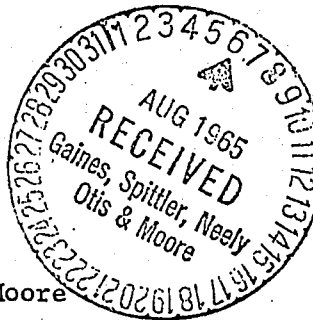
*Mary G. Sullivan*  
CITY CLERK

## OMAHA PUBLIC POWER DISTRICT

ELECTRIC BUILDING

OMAHA 2, NEBRASKA

August 6, 1965



Mr. Joseph R. Moore  
Gaines, Spittler, Neely, Otis & Moore  
1028 City National Bank Building  
Omaha, Nebraska

Re: Release of easement in vacated alley between Decatur and Parker  
Streets - 30th to 31st Streets in Omaha, Nebraska.

Enclosed please find exhibit "A" of a property plat for the above  
described vacated alley.

Omaha Public Power District would be willing to release their  
easement rights in this vacated alley except for the West fifteen  
feet thereof and for the East One hundred feet of said alley.

The above easement would be retained to maintain the existing  
utilities as shown on the enclosed exhibit "A".

If you have any questions concerning this easement, please feel  
free to contact me.

*Dan Simon*

Dan Simon  
Customer Services Department

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 Gallagher Barnett*  
CITY CLERK

July 9, 1965

American Community Stores Corporation  
4206 South 108th Street  
Omaha, Nebraska

The City of Omaha  
City Hall  
Omaha, Nebraska

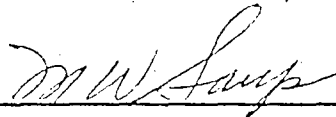
Gentlemen:

This is to advise that Metropolitan Utilities District, consents to the release of an easement for utilities in vacated alley adjoining Lots 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13 and 14, Block 3, in Reed's Third Addition to the City of Omaha, as surveyed, platted and recorded in Douglas County, Nebraska.

Yours very truly,

METROPOLITAN UTILITIES DISTRICT

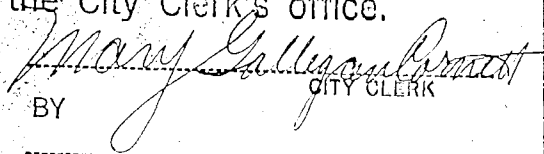
BY



M. W. Saup, Supervisor  
Main Extensions

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

  
CITY CLERK

15 *per*

RECEIVED

1965 NOV 4 PM 1 24

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

RECEIVED

and filed  
Register of  
Recorded in

431 *misc.*

267

*Long*

*City of Omaha*  
*Register of Deeds*

W 42-85 G.P.N.-P.G. 1125

Compared 10 Fee

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