

200700913

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FILED
OTOE COUNTY, NE
FEE \$ 38.50

2007 APR 4 AM 11 08

ENTERED
VERIFIED
SCANNED

Janet G. ...
REGISTER OF DEEDS

200700913

ORDINANCE No. 2690-07

AN ORDINANCE TO EXTEND THE BOUNDARIES AND INCLUDE WITHIN THE CORPORATE LIMITS OF, AND TO ANNEX TO, THE CITY OF NEBRASKA CITY, NEBRASKA, ORCHARD PARK SUBDIVISION AS DESCRIBED IN SECTIONS 1 AND 2 HEREOF; TO PROVIDE SERVICE OF BENEFITS THEREON; TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE FOR PUBLICATION IN PAMPHLET FORM; AND TO PROVIDE FOR AN EFFECTIVE DATE.

BE IT ORDAINED BY THE MAYOR AND CITY COMMISSIONERS OF NEBRASKA CITY, NEBRASKA:

SECTION 1. It is hereby found and determined by the Mayor and City Commissioners of the City of Nebraska City, Nebraska, as follows:

A. That the following described parcel of land are urban and suburban in character and not agricultural and rural in character, and that the subject property is contiguous and adjacent to the corporate limits of Nebraska City, to-wit:

Orchard Park Subdivision, an Addition to the City of Nebraska City, Nebraska, being a portion of the Northeast Quarter of Section 17, Township 8, Range 14 East of the 6th P.M., Otoe County, Nebraska. That Plat of this subdivision is recorded at Slide 116, on page 16, in the office of the Register of Deeds of Otoe County, Nebraska.

B. Police, fire, and snow removal benefits are available thereto; and the City water, electrical, natural gas, and sanitary sewer services are available as provided by law;

C. There is a unity of interest in the use of such tracts of land with the use of lots, lands, streets, and highways in the City and the community convenience and welfare and interest of said City will be enhanced through incorporating such tracts of land within the corporate limits of the City.

SECTION 2. That the outer boundaries of the City of Nebraska City, Nebraska and hereby are extended to include within the corporate limits of said City the contiguous and adjacent parcels of land located in Section 17, Township, Range 8, Range 14 East of the 6th P.M., Otoe County, Nebraska, described as follows:

Orchard Park Subdivision, an Addition to the City of Nebraska City, Nebraska, being a portion of the Northeast Quarter of Section 17, Township 8, Range 14 East of the 6th P.M., in Otoe County, Nebraska. The Plat of this subdivision is recorded at Slide 116, on page 16, in the office of the Register of Deeds of Otoe County, Nebraska.

SECTION 3. That said parcel of land are hereby annexed to the City of Nebraska City, Otoe County, Nebraska.

SECTION 4. That upon the taking effect of this ordinance, the police, fire, snow removal services of such City shall be furnished to the parcel of land herein annexed; and water, electrical, natural gas, and sanitary sewer services are available as provided by law.

SECTION 5. That a certified copy of this ordinance, together with Plats of such parcel of land, be filed of record in the offices of the Register of Deeds and County Assessor of Otoe County, Nebraska.

SECTION 6. That if any subsection, sentence, clause or phrase of this ordinance or the annexation of any parcel of land, street, or highway by this ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the validity of the remaining portions of this ordinance since it is the express intent of the Mayor and City Commissioners to enact each section subsection, phrase, or clause separately.

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SECTION 7. That all ordinances, or parts of ordinances, in conflict herewith are hereby repealed.

SECTION 8. That this ordinance shall be in full force and effect from and after its passage, approval, and publication in pamphlet form, as provided by law.

PASSED and APPROVED this 2nd day of April, 2007

Attest:

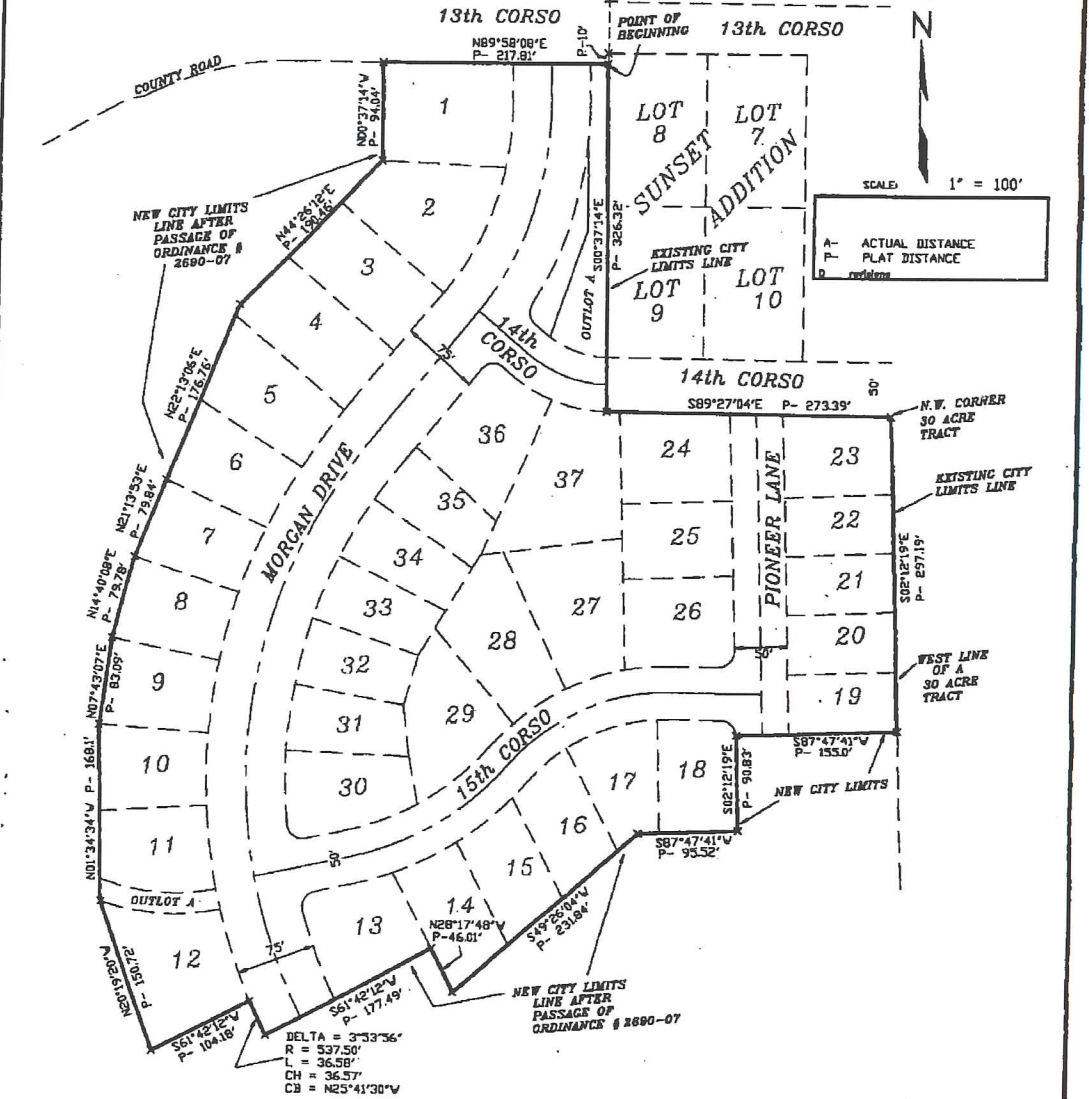
Mary Hall
Mary Hall, Acting City Clerk

Jo Dee Adelson
Jo Dee Adelson, Mayor



200700913

ORCHARD PARK ANNEXATION PLAT
CITY OF NEBRASKA CITY
183-008
ORCHARD PARK ADDITION TO THE CITY OF NEBRASKA CITY, LOCATED IN PART OF THE N.E. 1/4 OF SECTION 17, T.8N., R.14E., OF THE 6th P.M., OTOE COUNTY, NEBRASKA



LEGAL DESCRIPTION OF ORDINANCE # 2690-07

A tract of land known as Orchard Park Addition to the City of Nebraska City located in Part of the N.E. 1/4 of Section 17, T.8N. R.14E. of the 6th P.M., Otoe County, Nebraska, and being more particularly described as follows:

Commencing at the N.W. Corner of Lot 8, Sunset Addition to Nebraska City, thence S00°37'14"E along the West line of said Lot 8, 10 feet to a point on the South right-of-way line of 13th Corso and the Point of Beginning; thence southerly along the West line of said Lot 8 and the West line of Lot 9, Sunset Addition, S00°37'14"E 326.32 feet to a point on the South right-of-way line of 14th Corso; thence easterly along said South right-of-way line S89°27'04"E 273.39 feet to the N.W. Corner of a 30 acre tract; thence southerly along the West line of said 30 acre tract S02°12'19"E 297.19 feet; thence leaving said West line and continuing westerly S87°47'41"W 155.0 feet; thence southerly S02°12'19"E 90.83 feet; thence westerly S87°47'41"W 46.01 feet; thence southwesterly S49°26'04"W 231.84 feet; thence northwesterly N28°17'48"W 46.01 feet; thence southwesterly S61°42'12"W 177.49 feet to a point on a curve; thence northwesterly along a curve to the right having a radius of 537.5 feet, central angle of 03°53'56", an arc of 38.58 feet and long chord bearing of N25°41'30"W 36.57 feet; thence southwesterly S61°42'12"W 104.18 feet; thence northwesterly N20°19'20"W 150.72 feet; thence northerly N01°34'34"W 168.1 feet; thence northerly N07°43'07"E 63.09 feet; thence northwesterly N14°40'08"E 79.78 feet; thence continuing northwesterly N21°13'53"E 79.84 feet; thence northwesterly N22°13'00"E 178.78 feet; thence northwesterly N44°26'12"E 190.46 feet; thence northerly N00°37'14"W 94.04 feet to a point on the South right-of-way line of 13th Corso; thence easterly along said South right-of-way line N89°58'08"E 217.81 feet to the Point of Beginning. The above described tract contains 10.12± acres.



SCHMITZ
LAND
SURVEYING, INC.
406 PINEWOOD DRIVE
NEBRASKA CITY, NE
68602-8703-70548
D.L.S.

SURVEYOR'S CERTIFICATE

I do hereby certify that, under my personal supervision, this annexation plat and legal description were prepared from existing plats of record and is the same area as described in Ordinance No. 2690-07 and is correct to the best of my knowledge.

4-03-2007
DATE

David L. Schmitz
David L. Schmitz, Registered Land Surveyor
Nebraska Reg. No. 391

200700913 STATE OF NEBRASKA, COUNTY OTOE, filed for record in the REGISTER OF DEEDS, April 4, 2007 at 11:08 A.M., recorded in 183 of Plats, Page 3, Checked Register of Deeds, Fee \$ 50.00, Deputy, Entered indexed Paged Compared

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