



BK 1405 PG 618-622

RICHARD N. TAKECHI
REGISTER OF DEEDS
DOUGLAS COUNTY, NE

01 OCT 30 AM 11:47

RECEIVED



MISC 2001 17667

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CITY 3

ORDINANCE NO. 35738

AN ORDINANCE vacating Sprague Street from 52nd Street east 1,943.64 ± feet to the western line of Lot 5, extended, Block 5, Solomon's Addition, and providing the effective date hereof.

WHEREAS, under Section 14-375, Reissue, Revised Statutes of Nebraska, 1943, provides that the City Council may vacate a street or alley without petition upon City Planning Board recommendation; and,

WHEREAS, the Statute further provides that a Committee of Appraisers be appointed to appraise damages, if any, to property affected by the vacation; and,

WHEREAS, Resolution No. 1865 adopted July 24, 2001 appointed Frank Brown, Franklin Thompson and Dan Welch, members of the City Council to assess damages to all property affected by the vacation; and,

WHEREAS, on August 21, 2001, the Committee of Appraisers held a meeting at 10:20 a.m., in the Council Conference Room; and,

WHEREAS, the Committee of Appraisers found no cause for any damages as a result of the vacation; and,

WHEREAS, the City Council finds there are no damages as a result of this vacation.

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

Section 1. That Sprague Street from 52nd Street east 1,943.64 ± feet to the western line of Lots 5, extended, Block 5, Solomon's Addition, abutted by except part for road and South 250, North 646, East 7, West 40 feet – West ¼ North ½ Southeast ¼, Section 6, Township 15, Range 13, Lands; Lots 25 through 27 and 34 through 36, Block 6, Northfield Addition and vacated street adjacent and North half Lots 6 to 10 and North half Lots 1 through 4 and all Lots 5 through 8 and North 200 feet Lot 10, Block 6, Solomon's Addition.

41-28642
NKA Lot 1, Omaha Home For Boys
Dec 10/30/01
Buster Brown

41-36360

41-36360

be, and hereby is, vacated and that without further act of the City, title to the vacated right-of-way shall pass to the abutting owners on either side of the center line thereof; the vacating of the property herein described, and the reversion thereof, pursuant to applicable law, shall be subject to the conditions 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 public utilities and cable television systems to construct, maintain, repair or renew and operate now or hereafter installed water mains and gas mains, pole lines, conduits, electrical transmission lines, sound and signal transmission lines and other similar services and equipment and appurtenances 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 connection or branch lines as may be ordered, desired or permitted by the City or such other utility and to enter upon the premises to accomplish the above purposes at any and all times within the eastern 450 ft. of the vacated right-of-way. 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 the 8' sewer line in the vacated street west of manhole no. 0150006 is private and shall be maintained by the property owner it serves.

Section 3. That this Ordinance shall take effect and be in force fifteen (15) days from and after the date of its passage.

INTRODUCED BY COUNCILMEMBER



APPROVED BY:

Martin Jolley 10/4/01
MAYOR OF THE CITY OF OMAHA DATE

PASSED OCT - 2 2001 7-0

ATTEST:

**CORPORATE SEAL
REGISTER OF DEEDS**

Sandra L. Smith 10/4/01
DEPUTY CITY CLERK OF THE CITY OF OMAHA DATE

APPROVED AS TO FORM:

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.

[Signature] 9-5-01
CITY ATTORNEY DATE

2423 - 2477 - 2524

ORDINANCE NO. 35238

AN ORDINANCE vacating Sprague Street from 52nd Street east 1,943.64 feet to the western line of Lot 5, extended, Block 5, Solomon's Addition, and providing the effective date hereof.

17 ✓

PRESENTED TO COUNCIL

1st Reading SEP 18 2001 - Hearing
9/25/01

Hearing 10/2/01 SEP 25 2001 - Over to

Final Reading OCT - 2 2001

Passed 7-0

PUBLICATIONS

PUBLICATION OF HEARING

Date 9-21-01

PUBLICATION OF ORDINANCE

Date _____

BUSTER BROWN
City Clerk