

ORDINANCE NO. 18179

An Ordinance vacating North and South alley between 38 Street and 38 Avenue from Oak Street to South Line of Hanscom Park Addition; also 6 ft. pedestrian way, South of Oak Street from 38 Street to 38 Avenue in the City of Omaha.

WHEREAS, Petition representing owners of more than 75 per cent of the property abutting on North and South alley between 38 Street and 38 Avenue from Oak Street to South Line of Hanscom Park Addition; also 6 ft. pedestrian way, South of Oak Street from 38 Street to 38 Avenue has heretofore been filed with the City of Omaha; and

WHEREAS, Said property owners have in and by said petition waived any and all damages that may be occasioned by the vacating of said property above described;

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

Section 1. That North and South alley between 38 Street and 38 Avenue from Oak Street to South Line of Hanscom Park Addition; also 6 ft. pedestrian way, South of Oak Street from 38 Street to 38 Avenue

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 Metropolitan Utilities District of the City of Omaha or any other public utility to construct, maintain, repair and renew and operate now existing or hereafter installed water mains, pole lines, conduits and other similar services on equipment 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 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 this ordinance shall take effect and be in force after fifteen days from and after its passage.

INTRODUCED BY:

Wm. R. Milner COMMISSIONER

John Rosenblatt MAYOR AND PRESIDENT OF CITY COUNCIL

APPROVED AS TO FORM:

Edward J. Fitzgerald CITY ATTORNEY

PASSED: Oct. 5, 1954

ATTEST:

M. J. Dineen, Jr., CITY CLERK

M. J. Dineen, Jr.

FILED IN NUMERICAL INDEX AND RECORDED IN THE REGISTER OF DEEDS OFFICE IN DOUGLAS COUNTY, NEBRASKA. 1954 OCT 10 10:50 AM THOMAS J. O'CONNOR, REGISTER OF DEEDS.

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