

AN ORDINANCE to amend Ordinance No. 11943 to provide for a corrected description of the right-of-way to be vacated; to provide that Section 1 of Ordinance No. 11943 is repealed; and to provide the effective date hereof.

WHEREAS, a portion of Leavenworth Street was vacated by Ordinance No. 11943, passed November 27, 1923, from the Missouri River to a point West; and,

WHEREAS, this Ordinance included an incorrect legal description of the Western limitation of this vacation.

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

Section 1. That Section 1 of Ordinance No. 11943, passed November 27, 1923, which provided for the vacation of Leavenworth Street West of the Missouri River is hereby amended to read as follows:

"That portion of Leavenworth Street between the West line extended of Sub Lot 5 of Government Lot 3, Section 23-T. 15, North, Range 13, East to the 6th Principal Meridian on the West, and the West boundary line of the right-of-way of the Chicago, Burlington and Quincy Railroad Company on the East be, and the same is hereby, vacated; the City of Omaha reserving the right, however, to grant permits for the construction of pole lines with the necessary lateral connections along said part of Leavenworth Street; and also the right to construct sewer, water mains, conduits, and any other subsurface structures which may be found necessary for properly serving abutting property."

Section 2. That Section 1 of Ordinance No. 11943 as heretofore existing is repealed.

Section 3. That this Ordinance shall take effect and be in full force after fifteen (15) days from and after its passage, except that the amendment herein provided is to be applied retroactively to December 12, 1923.

INTRODUCED BY COUNCIL MEMBER

Bernie Timm

APPROVED BY:

Michael Boyle 1-31-85
MAYOR OF THE CITY OF OMAHA DATE

PASSED JAN 29 1985 6-0

ATTEST:

Ronald A. Greuter
CITY CLERK OF THE CITY OF OMAHA
DEPUTY

APPROVED AS TO FORM:

[Signature]
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 Gallegher Carnes
CITY CLERK

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GEORGE J. DUBLEWICZ
REGISTER OF DEEDS
DOUGLAS COUNTY, NEBR.

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