

MISCELLANEOUS RECORD, No. 84

1. CERT'D. COPY OF ORDINANCE No. 124.

Village of Ralston

to

Whom It May Concern

ORDINANCE NO. 124

AN ORDINANCE DECLARING VACATED THE FOLLOWING STREETS AND ALLEYS IN THE FIRST ADDITION TO THE VILLAGE OF RALSTON, DOUGLAS COUNTY, NEBRASKA, TO-WIT:

Ralston Avenue from Seventy-second Street to the West line of Seventy-fifth Street;
 Thayer Avenue from Seventy-second Street to Seventy-fourth Street;
 Sarpy Avenue from Seventy-second Street to Seventy-seventh Street;
 Crouse Avenue from Seventy second-Street to Seventy-fifth Avenue;
 Fontenelle Avenue from Seventy-second Street to the County Road on the North and South half-sectionline of Section Eleven (11), Township Fourteen (14), Range (12);

Seventy-fourth Street from Ralston Avenue to the South line of the said First Addition to Ralston;

Seventy-fifth Street from Ralston Avenue to Sarpy Avenue;

Seventy-fifth Avenue from Ralston Avenue to the South line of the said First Addition to Ralston;

Sevnety-sixth Street from Ralston Avenue to the South line of the said First Addition to Ralston;

Seventy-sixth Avenue from Ralston Avenue to the South line of the said First Addition to Ralston;

Seventy-seventh Street from Ralston Avenue to the South line of the said First Addition to Ralston;

The Following Alleys, to-wit:

Alleys in Blocks Six (6), Seven (7), Eight (8), Nine (9), Ten (10), Eleven (11), Twelve (12), Thirteen (13), Fourteen (14), Fifteen (15), Sixteen (16), Seventeen (17), Eighteen (18), Nineteen (19) Twenty (20), Twenty-one (21), Twenty-three (23), Twenty-four (24), Twenty-five (25), Twenty-six (26), all being in the said First Addition to the Village of Ralston, Douglas County, Nebraska, and the same being all the Streets and alleys in the said First Addition to the Village of Ralston except the Following: Ralston Avenue from the west line of Seventy-fifth Street to the county Road on the North and South halfsection line of Section Eleven (11), Township Fourteen (14), Range Twelve (12), Seventy-Seventh Street from Ralston Avenue North to the North line of said First Addition to Ralston; and the Street (Serum Street) from Seventy-seventh Street West on the Half-section line of said Section Eleven (11), Township Fourteen (14), Range Twelve (12), to the County Road on the North and South-Half-section line of said Section Eleven (11), Township Fourteen (14), Range Twelve (12), Douglas County, Nebraska.

Whereas, it has been duly declared necessary by Ordinance of the Village of Ralston to vacate certain Streets and Alleys in the First Addition to the Village of Ralston, Douglas County, Nebraska, as set forth in this Ordinance and,

Whereas, Five disinterested householders of said Village of Ralston were duly appointed by the Village Board of said Village to ascertain, determine, assess and appraise the damages sustained by any person or person on account of said vacation, and said appraisers took oath as required by the Ordinance of said Village of Ralston, and made assessment and appraisement and filed the same in writing with the Village Clerk of said Village for confirmation, and said assessment and appraisement has been duly adopted and confirmed by the Chairman and Board of

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Trustees of said Village and all other requirements of law relating to the vacation of the said Streets and alleys have been fully complied with:

Now, therefore, be it ordained by the Chairman and board of Trustees of the Village of Ralston, Douglas County, Nebraska:

SECTION 1.

That the following Streets and alleys in the First Addition to the Village of Ralston, Douglas County, Nebraska, to-wit:

Ralston Avenue from Seventy-second Street to the West line of Seventy-fifth Street;

Thayer Avenue from Seventy-second Street to Seventy-fourth Street;

Sarpy Avenue from Seventy-second Street to Seventy-seventh Street;

Crouse Avenue from Seventy-second Street to Seventy-fifth Avenue;

Fontenelle Avenue from Seventy-second Street to the County Road on the North and South half-section line of section Eleven (11), Township Fourteen (14), Range Twelve (12);

Seventy-fourth Street from Ralston Avenue to the South Line of the said First Addition to Ralston;

Seventy-fifth Street from Ralston Avenue to Sarpy Avenue;

Seventy-fifth Avenue from Ralston Avenue to the South line of the said First Addition to Ralston;

Seventy-sixth Street from Ralston Avenue to the South line of the said First Addition to Ralston,

Seventy-sixth Avenue from Ralston Avenue to the South line of the said First Addition to Ralston,

Seventy-seventh Street from Ralston Avenue to the South line of the said First Addition to Ralston;

The Following Alleys to-wit:

Alleys in Blocks Six (6), Seven (7), Eight (8), Nine (9), Ten (10), Eleven (11), Twelve (12), Thirteen (13), Fourteen (14), Fifteen (15), Sixteen (16), Seventeen (17), Eighteen (18), Nineteen (19), Twenty (20), Twenty-one (21), Twenty-three (23), Twenty-four (24), Twenty-five (25), Twenty-six (26), all being in the First Addition to the Village of Ralston, Douglas county, Nebraska, and the same being all the Streets and Alleys in the said First Addition to the Village of Ralston except the following:

Ralston Avenue from the West line of Seventy-fifth Street to the County Road on the North and South half-section line of Section Eleven (11), Township (14), Range (12), Seventy-seventh Street north from Ralston Avenue to the North line of said First Addition to Ralston; and the Street (Serum Street) from Seventy-seventh Street West on the half-section line of section Eleven (11), Township (14), Range (12), to the County Road on the North and South half-section line of said Section (11), Township (14), Range (12), Douglas county, Nebraska, within the Village of Ralston, be and they are hereby declared vacated.

SECTION 2.

That this Ordinance shall take effect and be in force from and after its passage and Publication according to law.

Passed: March 1, 1927
J. T. Harnett, Chairman.
J. T. O. Stewart,
Clerk.

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251533 - OMAHA PRINTING CO., OMAHA

State of Nebraska,)
County of Douglas) ss.

I, J. T. O. Stewart, Village Clerk of the Village of Ralston, Douglas County, Nebraska, do hereby certify that the above and foregoing is a true full and correct copy of Ordinance No. 124, as passed by the Village Board of said Village at a regular meeting held in Ralston on the 1st day of March, 1927.

Dated at Ralston, Nebraska, this 8th day of December, 1928.



J. T. O. Stewart
Village Clerk

State of Nebraska,)
Douglas County,) ss.

Entered in Numerical Index and filed for Record in the Register of Deeds' Office of said County, the 13th day of December, A.D., 1928, at 2:40 o'clock P.M.

Harry Pearce,

Register of Deeds.

Compared by W&R.

2. Assignment of Rents.)
Gilbert C. Duling & Wf.) in hand paid by the United States Trust Company of Omaha, Nebraska, to) the receipt of which is hereby acknowledged, and the further securing) of the debt hereinafter referred to, Gilbert C. Duling and Mabel E. Duling, husband & Wife, do hereby sell, assign, transfer, and set over unto the United States Trust Company of Omaha, Nebraska, its successors or assigns, the rents, issues, and profits realized and to be realized upon the following described real estate situated in the County of Douglas, State of Nebraska, to-wit:

Lot Five (5), Block One (1), Greenlea Addition to the City of Omaha, as surveyed, platted and recorded.

TO HAVE AND TO HOLD unto the said United States Trust Company, the said premises; and to apply the rents, issues, and proceeds arising therefrom toward the payment of interest and principal due or accruing on one certain bond for \$4,000.00, given by Gilbert C. Duling and Mabel E. Duling, husband and wife, to the United States Trust Company, and secured by one mortgage executed by them on the 30th day of November, 1928, on the above described real estate, which mortgage was filed for record in the office of the Register of Deeds for said Douglas County, on the 12th day of December, 1928, and duly recorded in Book 659 of Mortgages, at Page 343, and further to apply said rents, issues and proceeds toward the payment of taxes levied against said property and insurance provided for in said mortgage, and in payment of the actual expenses incurred in collecting said rents and toward other expenses incurred in the negotiation and making of the loan secured by said mortgage, and in making all reasonable repairs.

And we, hereby place the said United States Trust Company in possession of said premises, and authorize said Company to keep possession of said premises and to collect all the rents, issues, and profits thereof, either by its representatives or by any other person or corporation duly authorized by it as agent for that purpose, until said note and mortgage shall have been duly paid.

We hereby make, constitute and appoint the said United States Trust Company, our