

ORDINANCE NUMBER 81-23

An ordinance to extend the boundaries and include within the corporate limits of, and to annex to, the City of Beatrice, Nebraska, parts of the Northwest Quarter (NW $\frac{1}{4}$) of Section Twenty-two, Township Four North, Range Six, East of the 6th P.M., Gage County, Nebraska; to provide service benefits thereto; to provide for severability; to repeal conflicting ordinances; and to provide for an effective date of this ordinance.

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

SECTION 1. It is hereby found and determined by the Mayor and City Council of the City of Beatrice, Nebraska, that:

- (a) The tracts of land and streets and highways consisting of parts of the Northwest Quarter (NW $\frac{1}{4}$) of Section Twenty-two, Township Four North, Range Six, East of the 6th P.M., Gage County, Nebraska, hereinafter more particularly described are urban and suburban in character and contiguous and adjacent to the corporate limits of said city;
- (b) Police and fire protection benefits will be immediately available thereto, and city water services will be available as provided by law;
- (c) There is a unity of interest in the use of such tracts of land and streets and highways 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 and streets and highways within the corporate limits of said city.

SECTION 2. That the boundaries of the City of Beatrice, Nebraska, be and hereby are, extended to include within the corporate limits of said city the contiguous and adjacent tracts of lands and streets and highways in parts of the Northwest Quarter (NW $\frac{1}{4}$) of Section Twenty-two, Township Four North, Range Six, East of the 6th P.M., Gage County, Nebraska, described as follows:

Commencing at the Southwest Corner of the Northwest Quarter (NW $\frac{1}{4}$) of Section Twenty-two (22), Township Four (4) North, Range Six (6) East of the 6th P.M., Gage County, Nebraska; thence Northerly along the West Line of the Northwest Quarter (NW $\frac{1}{4}$) of said Section Twenty-two (22) a distance of Three Hundred (300) feet to a point; thence Easterly along a line Three Hundred (300) feet from and parallel with the South Line of the Northwest Quarter (NW $\frac{1}{4}$) of said Section Twenty-two (22) a distance of Forty-eight (48) feet to the point of beginning; thence continuing Easterly along the last described course a distance of Three Hundred Forty-five (345) feet to a point; thence Northerly along a line Three Hundred Ninety-three (393) feet from and parallel with the West Line of the Northwest Quarter (NW $\frac{1}{4}$) of said Section Twenty-two (22) a distance of Two Hundred Ninety-two and Ninety-four Hundredths (292.94) feet

to a point; thence Easterly along a line Five Hundred Ninety-two and Ninety-four Hundredths (592.94) feet from and parallel with the South Line of the Northwest Quarter (NW $\frac{1}{4}$) of said Section Twenty-two (22) a distance of Four Hundred Fifteen (415) feet to a point; thence Northerly along a line Eight Hundred Eight (808) feet from and parallel with the West Line of the Northwest Quarter (NW $\frac{1}{4}$) of said Section Twenty-two (22) a distance of Sixty (60) feet to a point; thence Easterly along a line Six Hundred Fifty-two and Ninety-four Hundredths (652.94) feet from and parallel with the South Line of the Northwest Quarter (NW $\frac{1}{4}$) of said Section Twenty-two (22) a distance of One Hundred Eighty-eight (188) feet to a point; thence Northerly along a line Nine Hundred Ninety-six (996) feet from and parallel with the West Line of the Northwest Quarter (NW $\frac{1}{4}$) of said Section Twenty-two (22) a distance of Three Hundred Fifty (350) feet to a point; thence Westerly along a line One Thousand Two and Ninety-four Hundredths (1002.94) feet from and parallel with the South Line of the Northwest Quarter (NW $\frac{1}{4}$) of said Section Twenty-two (22) a distance of Four Hundred Ninety (490) feet to a point; thence Southerly along a line Five Hundred Six (506) feet from and parallel with the West Line of the Northwest Quarter (NW $\frac{1}{4}$) of said Section Twenty-two (22) a distance of Three Hundred Fifty (350) feet to a point; thence Westerly along a line Six Hundred Fifty-two and Ninety-four Hundredths (652.94) feet from and parallel with the South Line of the Northwest Quarter (NW $\frac{1}{4}$) of said Section Twenty-two (22) a distance of One Hundred Seventy-three (173) feet to a point; thence Southerly along a line Three Hundred Thirty-three (333) feet from and parallel with the West Line of the Northwest Quarter (NW $\frac{1}{4}$) of said Section Twenty-two (22) a distance of Two Hundred Ninety-two and Ninety-four Hundredths (292.94) feet to a point; thence Westerly along a line Three Hundred Sixty (360) feet from and parallel with the South Line of the Northwest Quarter (NW $\frac{1}{4}$) of said Section Twenty-two (22) a distance of Two Hundred Eighty-five (285) feet to a point; thence Southerly along a line Forty-eight (48) feet from and parallel with the West Line of the Northwest Quarter (NW $\frac{1}{4}$) of said Section Twenty-two (22) a distance of Sixty (60) feet more or less to the point of beginning.

SECTION 3. That a certified copy of this ordinance together with a plat of such tracts of land and streets and highways, be filed on record in the offices of the Register of Deeds and County Assessor of Gage County, Nebraska.

SECTION 4. That said tracts of land and streets and highways are hereby annexed to the City of Beatrice, Gage County, Nebraska.

SECTION 5. That upon the taking effect of this ordinance, the police and fire services of said city shall be furnished to the tracts of land and streets and highways herein annexed, and water service will be available as provided by law.

SECTION 6. If any section, subsection, sentence, clause or phrase of this ordinance or the annexation of any tracts of land, streets, or highways by this ordinance, is for any reason, held to be unconstitutional or invalid, such decision shall not affect the validity of the annexation of other tracts of land,

streets or highways by this ordinance, since it is the express intent of the Mayor and City Council to enact each section, subsection, clause or phrase separately and to annex each tract of land separately.

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 according to law.

PASSED AND APPROVED this 6th day of April, 1981.

Samy D. McFee
Mayor

Attest:

Thomas O. Fowlund
City Clerk

Seal)



STATE OF NEBRASKA, }
GAGE COUNTY } ss.

LaVonna Moslander, being

first duly sworn, on oath, says that s he is the Chief Clerk

of the Beatrice Daily Sun, a legal daily newspaper printed and published in Gage County, Nebraska, and having a bonafide circulation of more than 300 copies of each issue; that the notice, a true copy of which is hereto attached was published in each and every Monday issue

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(b) Police and fire protection benefits will be immediately available thereto, and city water services will be available as provided by law;

(c) There is a unity of interest in the use of such tracts of land and streets and highways 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 and streets and highways within the corporate limits of said city.

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of said newspaper for one publication, the publication being on the 13th day of April 1981; that said newspaper had been published in whole or in part in the office of said county from which distribution took place, for more than 52 consecutive weeks prior to the publication of said notice.

LaVonna Moslander

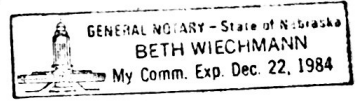
Subscribed in my presence and sworn to before me this 13th

day of April 19 81

Beth Wiechmann Notary Public.

My Commission expires December 22, 1984

Printing Fee \$ 58.26



Southerly along a line Five Hundred Six (506) feet from and parallel with the West Line of the Northwest Quarter (NW1/4) of said Section Twenty-two (22) a distance of Three Hundred Fifty (350) feet to a point; thence Westerly along a line Six Hundred Fifty-two and Ninety-four Hundredths (652.94) feet from and parallel with the South Line of the Northwest Quarter (NW1/4) of said Section Twenty-two (22) a distance of One Hundred Seventy-three (173) feet to a point; thence Southerly along a line Three Hundred Thirty-three (333) feet from and parallel with the West Line of the Northwest Quarter (NW1/4) of said Section Twenty-two (22) a distance of Two Hundred Ninety-two and Ninety-four Hundredths (292.94) feet to a point; thence Westerly along a line Three Hundred Sixty (360) feet from and parallel with the South Line of the Northwest Quarter (NW1/4) of said Section Twenty-two (22) a distance of Sixty (60) feet more or less to the point of beginning.

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SECTION 6. If any section, subsection, sentence, clause or phrase of this ordinance or the annexation of any tracts of land, streets, or highways by this ordinance, is for any reason, held to be unconstitutional or invalid, such decision shall not affect the validity of the annexation of other tracts of land, streets or highways by this ordinance, since it is the express intent of the Mayor and City Council to enact each section, subsection, clause or phrase separately and to annex each tract of land separately.

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 according to law.

PASSED AND APPROVED This 6th day of April, 1981.

Larry D. McKee Mayor

Attest: Thomas O. Forslund City Clerk (Seal) April 13, 1981

State of Nebraska, Gage County ss. Entered in Numerical Index and filed for record the 27th day of April, 1981...

at 3:30 o'clock P.M. and recorded in Book 60 of Miscellaneous

on page 325 Register of Deeds

Fee: \$15.25 Chg. & Return: City Clerk-Treasurer 205 N. 4th St., Beatrice, Ne 68310

NUMBER 10