

ORDINANCE NO. 7482

AN ORDINANCE vacating the alleys in Blocks 21 and 22, North Park Addition, the alleys in Blocks 1 and 16, Lincoln Heights Addition, and Fairfield Street from 13th Street to 14th Street; establishing the official grades of certain streets in Crestview Addition, an addition in the City of Lincoln, Nebraska, with reference to a datum plane herein described, and accepting and approving the plat of Crestview Addition, an addition in the City of Lincoln, Nebraska, filed in the office of the City Clerk of the City of Lincoln, Nebraska, on March 24, 1961, upon certain conditions herein specified and providing for a bond conditioned upon the strict compliance with such conditions.

WHEREAS, Belmont Construction Co, a corporation, owner of Block 21, Lots 8 to 21 inclusive, and vacated alley abutting said lots, all in Block 22, in North Park Addition; and Blocks 1 and 16, and vacated Fairfield Street between 13th and 14th Streets, all in Lincoln Heights Addition, in the East Half of Section 11, Township 10 North, Range 6 East of the 6th P.M., Lancaster County, Nebraska, having platted said real estate under the designation of Crestview Addition, and having filed said plat on March 24, 1961, with the City Clerk of the City of Lincoln, Nebraska, with a request for approval and acceptance thereof, in the manner and form as by ordinance required, and

WHEREAS, it is for the convenience of the inhabitants of said City of Lincoln, Nebraska, and for the public that said plat be approved and accepted as filed.

NOW, THEREFORE, Be it Ordained by the City Council of the City of Lincoln, Nebraska:

Section 1. That the alleys in Blocks 21 and 22, North Park Addition, the alleys in Blocks 1 and 16, Lincoln Heights Addition, and Fairfield Street from 13th Street to 14th Street, be and they are hereby vacated.

Section 2. That the grades of certain streets in Crestview Addition, an addition in the City of Lincoln, Nebraska, be and they are hereby established with reference to a datum plane, which is located as follows: Bench mark cut in water table at the northeast corner of the City Hall building is 79.74 feet above said datum plane, said datum plane being coincident with the datum plane of what is known as the Harvey Grade.

Section 3. Grade at the intersection of Irving Street and 13th Street: Northeast corner 143.22; Northwest Corner 142.42; Southeast Corner 142.85; Southwest corner 143.74.

Section 4. Grade at a point in 13th Street 33 feet south of the center line of Irving Street: East side 144.06; West side 143.56.

Section 5. Grade at a point in 13th Street 350 feet south of the center line of Irving Street: East side 149.50; west side 149.50; provided, however, that the grades established in this section shall be considered as points of intersection of the tangents to vertical curves 250 feet long.

Section 6. Grade at the intersection of 13th Street and Benton Street: Northeast corner 144.20; northwest corner 144.70; southwest corner 143.70; southeast corner 143.20.

Section 7. Grade at a point in 13th Street 141.8 feet south of the south line of Benton Street: East side 135.8; west side 136.3; provided, however, that the grades established in this section shall be considered as points of intersection of the tangents to vertical curves 200 feet long.

Section 8. Grade at the intersection of 12th Street and Irving Street: Northeast corner 129.00; northwest corner 128.50; southwest corner 129.00; southeast corner 129.50.

Section 9. Grade at a point in 12th Street 250 feet north of the center line of Benton Street: East side 137.50; west side 137.00; provided, however, that the grades to be established in this section shall be considered as points of intersection of the tangents to vertical curves 200 feet long.

Section 10. Grade at the intersection of 12th Street and Benton Street: Northeast corner 138.75; northwest corner 138.25; southwest corner 139.00; southeast corner 139.50.

Section 11. Grade at a point in Irving Street 154.6 feet east of the east line of 12th Street: North side 137.50; east side 133.00; provided, however, that the grades established in this section shall be considered as points of intersection of the tangents to vertical curves 200 feet long.

Section 12. Grade at a point in Irving Street 42 feet west of the west line of 14th Street: North side 152.20; south side 152.50; provided, however, that the grades to be established in this section shall be considered as points of intersection of the tangents to vertical curves 100 feet long.

Section 13. Grade at a point in Benton Street 59.8 feet west of the west line of 13th Street north of Benton Street: North side 148.50; south 148.50; provided, however, that the grades established in this section shall be considered as points of intersection of the tangents to vertical curves 300 feet long.

Section 14. Grade at a point in Benton Street 141.6 feet west of the west line of 14th Street: North side 136.50; south side 136.00; provided, however, that the grades established in this section shall be considered as points of intersection of the tangents to vertical curves 150 feet long.

Section 15. Grade at the intersection of 13th Street and Manatt Street: Northeast corner 120.84; Northwest corner 120.84; southwest corner 120.34; southeast corner 119.34.

Section 16. Grade at a point in Manatt Street 120 feet east of the east line of 13th Street: North side 109.70; south side 109.20; provided, however, that the grades established in this section shall be considered as points of intersection of the tangents to vertical curves 100 feet long.

Section 17. That the plat of Crestview Addition filed in the office of the City Clerk of the City of Lincoln, Nebraska, by Belmont Construction Co., a corporation, as owner, on March 24, 1961, be and it hereby is approved and accepted and said owner be and it is hereby given the right to plat said Crestview Addition as an addition in the City of Lincoln, Nebraska, in accordance therewith. Such acceptance and approval is conditioned upon the following conditions:

First: That the owner above set forth shall, at its own cost and expense, construct sidewalks in the sidewalk space on the south side of Irving Street between 12th and 13th Street; on the north side of Benton Street between 12th Street and 14th Street; on the south side of Benton Street between 13th Street and 14th Street; on the east side of 12th Street between Benton and Irving Streets; on the west side of 13th Street between Benton Street and Irving Street; and on the east side of 13th Street between Manatt Street and the north line of the plat, ^{AND ON THE WEST SIDE OF 14TH STREET} ^{A BETWEEN MANATT STREET AND A POINT 308 FEET NORTH} ^{OF DENISON STREET} in accordance with the ordinances of the City of Lincoln, Nebraska, relating to sidewalks. The construction of said sidewalks shall be completed not later than April 15, 1963.

Second: That the owner above set forth shall, at its own cost and expense, construct a 24-inch diameter culvert across Manatt Street between 13th Street and 14th Street, at a location to be designated by the City Engineer in conformance with alignment, grade and cross section as determined by the City, together with all other expense in connection therewith. Said culvert shall be constructed under the supervision of the City of Lincoln, and title thereto shall be vested in the City of Lincoln. The construction of said culvert shall be completed not later than April 15, 1963.

Third: That the owner above set forth shall, prior to the passage of this ordinance, enter into a written agreement with the City of Lincoln, agreeing that the City of Lincoln shall bring the streets to the official established grades as hereinabove set forth, and construct the necessary sanitary sewers and water mains to serve the real estate in said addition, and assess the cost thereof against the real estate in said addition in accordance with benefits accruing thereto.

Section 18. That the owner above set forth shall, prior to the passage of this ordinance, execute and deliver to the City of Lincoln, Nebraska, a bond in the sum of \$5,200.00, which bond shall be approved by the City Council of the City of Lincoln, Nebraska, and shall be conditioned upon the strict compliance by the owner above named with the conditions contained in paragraph designated "First" of the next preceding section of this ordinance; and further conditioned that in the event the above named owner fails to comply with the conditions herein set forth within the time specified in this ordinance, the City Council shall proceed to fulfill said conditions, the cost thereof to be paid by the surety on said bond. Such work shall be performed in the manner set forth in Title 26, Lincoln Municipal Code, passed December 19, 1960, known as the Land Subdivision Ordinance, as now existing or as may hereafter be amended.

That the owner above set forth shall, prior to the passage of this ordinance, execute and deliver to the City of Lincoln, Nebraska, a bond in the sum of \$1,000.00, which bond shall be approved by the City Council of the City of Lincoln, Nebraska, and shall be conditioned upon the strict compliance by the owner above named with the conditions contained in paragraph designated

"Second" of the next preceding section of this ordinance; and further conditioned that in the event the above named owner fails to comply with the conditions herein set forth within the time specified in this ordinance, the City Council shall proceed to fulfill said conditions, the cost thereof to be paid by the surety on said bond.

Section 19. This ordinance shall take effect and be in force from and after its passage and publication according to law.

Introduced by

Samuel P. Lewis

Approved as to Form

Raymond D. Nelson
City Attorney

Approved

Carl R. Fisher
City Engineer

Approved

Director of Public
Works and Utilities

Conditions Precedent to Final
Passage Complied With

J. E. ...
City Planning Director

ADOPTED

APR 17 1961

BY CITY COUNCIL

ATTEST:

Harold W. Springer
City Clerk

Robert R. ...
MAYOR

C E R T I F I C A T E

I, David W. Springer, City Clerk of the City of Lancaster, Nebraska, hereby certify that the above and to each page is a correct copy of Ordinance No. 7434

3rd August 1971

David W. Springer

LANCASTER COUNTY NEBR.
Kenneth P. Ferguson
REGISTER OF DEEDS

INDEXED
MICRO - FILED
GENERAL

25 478, ABC
25 264, 271
275, 278

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ENTERED ON
NUMERICAL INDEX.
FILED FOR RECORD AS:

INST. NO. 71- 10791

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