

J-33

ORDINANCE NO. 563

ORDINANCE  
City of Blair  
to  
The Public  
Filed May 15, 1940  
at 11 o'clock A. M.  
Helen K. Bolt, County Clerk  
Dorothy Tyson, Deputy

An Ordinance to release an Easement over and across certain lands in Lincoln Park Addition to the City of Blair, Nebraska:

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

Sec. 1. WHEREAS, the owners of the lands and lots in Lincoln Park Addition to the City of Blair, Nebraska have filed with the Register of Deeds of Washington County, Nebraska, a Vacation of Lincoln Park Addition to the City of Blair, Nebraska, and it appearing that the lots and lands in said Addition are now re-subdivided and made Lincoln Addition to the City of Blair, Nebraska and the City having no use for an easement over and across the following land, to-wit:

The South 12 ft. of Lots 1, 2, 3, 4, 5 and 6, Lincoln Park Addition to the City of Blair, Nebraska and the East 12 ft. of Lots 7, 8, 9 and 10, Lincoln Park Addition to the City of Blair, Nebraska.

We deem it advantageous and best for the interests of the City to release said Easement, Now Therefore

Sec. 2. The Easement as above described to the City of Blair, Nebraska and shall be and hereby is wholly and entirely vacated and released and shall no longer be in existence and shall revert to the owners of lots or lands over and across which said Easement runs, the same in proportion to the respective ownership of such lots or grounds.

Sec. 3. The City Clerk shall and hereby is authorized and directed to file a certified copy of this Ordinance with the Register of Deeds of Washington County, Nebraska.

Sec. 4. All Ordinances and parts of Ordinances in conflict herewith shall and the same hereby are repealed.

Sec. 5. This Ordinance shall be in force and effect from and after its passage, approval and publication as required by law.

Passed and Approved this 30th day of April, 1940.

(Signed) P. C. Sorensen, Mayor

Attest:  
(Signed) Henry Christensen, City Clerk

I hereby certify that the above and foregoing is a true and correct copy of Ordinance No. 563 of the City of Blair, Nebraska.

(SEAL)

Henry Christensen  
City Clerk

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This subject provided by Iowa-Nebraska Light & Power Co. Blair Tele. Co. J-33 - filed on 5/15/40

EASEMENT  
Simon Korshoj, et al  
to  
City of Blair, et al  
Filed May 15, 1940  
at 11 o'clock A. M.  
Helen K. Bolt, County Clerk  
Dorothy Tyson, Deputy

EASEMENT

This indenture made this 2nd day of May, 1940 between Simon Korshoj and Virginia Korshoj, his wife and Karl Christensen and Merle Christensen, his wife, of Blair, Nebraska of the first part, and The City of Blair, Nebraska, The Blair Telephone Company and The Iowa-Nebraska Light and Power Company of the second part,

WITNESSETH, Party of the first part in consideration of one dollar and other valuable consideration paid by the parties of the second part, receipt of which is hereby acknowledged, hereby sells, grants and conveys unto

second parties and their successors and assigns forever a right of way onto and over a strip of land 12 ft. wide and 398 3/10 ft. long, more particularly described as follows, to wit;

Commencing at the Northeast Corner of Lot 12, Lincoln Addition to the City of Elair, Nebraska; Thence South 6 ft. along the East line of said Lot 12; Thence West to the West line of Lot 7, Lincoln Addition to the City of Elair, Nebraska, along a line 6 ft. South of and parallel with the North line of Lots 12, 11, 10, 9, 8 and 7, Lincoln Addition to the City of Elair, Nebraska; Thence North to a point 6 ft. North of the Southwest Corner of Lot 6, Lincoln Addition to the City of Elair, Nebraska, along the West line of Lots 7 and 6, Lincoln Addition to the City of Elair, Nebraska; Thence East to the East line of Lot 1, Lincoln Addition to the City of Elair, Nebraska; Thence a line 6 ft. North of and parallel with the South line of Lots 6, 5, 4, 3, 2 and 1, Lincoln Addition to the City of Elair, Nebraska; Thence South to the Northwest Corner of Lot 12, Lincoln Addition to the City of Elair, Nebraska, along the East line of said Lot 1 in Lincoln Addition to the City of Elair, Nebraska, to the place of beginning, all in the City of Elair, Washington County, Nebraska.

Upon which right of way parties of the second part shall have the right to construct and maintain distribution systems for public utilities of any nature, kind or description and to operate cars, trucks, wagons, trailers or any other vehicle therein, and do all other acts necessary in the maintenance and operation of said utilities.

Parties of the first part also hereby sell, grant and convey unto the City of Elair and the Elair Telephone Company, their successors and assigns, the right, privilege and authority to trim any trees or shrubs and to enter upon said real estate for the purpose of trimming any trees or shrubs located in Lincoln Addition to the City of Elair, Nebraska, which may interfere with the maintenance and operation of their lines located within said Lincoln Addition.

Parties of the first part also hereby sell, grant and convey unto the City of Elair, Nebraska and the Elair Telephone Company, their successors and assigns the right, privilege and authority to cross over any real estate in Lincoln Addition to the City of Elair, Nebraska with service drops leading from their lines to any building located within Lincoln Addition to the City of Elair, Nebraska.

In witness whereof we have hereunto set our hands the day and year last above written.

Simon Korshoj  
Virginia Korshoj  
Karl Christensen  
Marie Christensen

STATE OF NEBRASKA :  
                          : SS.  
WASHINGTON COUNTY :

On this 2nd day of May, 1940, before me, the undersigned, a Notary Public, in and for said County, personally came Karl Christensen and Marie Christensen, Simon Korshoj and Virginia Korshoj, to me personally known to be the identical persons whose names are affixed to the foregoing instrument and acknowledged the same to be their voluntary act and deed.

Witness my hand and notarial seal the day and year last above written.

(NOTARIAL SEAL)

C. H. Carl  
Notary Public

My Commission Expires Oct 25, 1943.