

ORDINANCE NO. 1563
CITY OF LEXINGTON, NEBRASKA

ORDINANCE NO. 1563

AN ORDINANCE LEVYING A SPECIAL ASSESSMENT UPON THE LOTS, LANDS AND REAL ESTATE ABUTTING UPON, ADJACENT TO AND SPECIALLY BENEFITED BY THE IMPROVEMENTS IN SANITARY SEWER EXTENSION DISTRICT NO. 84, OF THE CITY OF LEXINGTON, NEBRASKA; TO DEFRAY THE COSTS OF THE IMPROVEMENTS, TO THE EXTENT OF THE SPECIAL BENEFIT TO SUCH LOTS, LANDS, AND REAL ESTATE BY REASON OF SUCH IMPROVEMENT; AND PROVIDING FOR PUBLICATION IN PAMPHLET FORM.

WHEREAS, it has been determined by the City Council sitting as a Board of Equalization, after the publication and notice to property owners as required by law, that the benefits to the lots, lands, and real estate in the Sanitary Sewer Extension District No. 84, for constructing an 8" vitrified clay tile sanitary sewer main, which includes Lots One (1) through Eleven (11), of Block One (1), One (1) through Ten (10), of Block Two (2), Lots One (1) through Five (5), of the Replat of Indian Heights third Addition, Lots One (1) through Seven (7), of Block Three (3), and Lots One (1) through Ten (10) of Block Four (4), Indian Heights Third Addition, Lexington, Dawson County, Nebraska, are equal and uniform in proportion to the various lots, lands, and real estate in said District.

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

Section 1. There is hereby levied, against the lots, lands, and real estate abutting upon, adjacent to and specially benefited by the improvements in Sanitary Sewer Extension District No. 84, a special tax of Thirty-six Thousand Two Hundred Fifty-nine Dollars and Sixty-three Cents (\$36,259.63) to pay the cost of improvements in the District, to be apportioned among the lots, lands and real estate according to benefits received and according to the rules which the Board of Equalization consider fair and equitable, and duly adopted. All of the assessments being in proportion to the benefits received by the real estate in question.

Section 2. The assessments shall be apportioned and levied against the lots, lands, and real estate, respectively, in proportion to the benefit received as follows:

INDIAN HEIGHTS THIRD ADDITION TO THE CITY OF LEXINGTON, DAWSON COUNTY, NEBRASKA

Lot 1, Block 1 J. J. Farms, Inc.	\$911.13
Lot 2, Block 1 J. J. Farms, Inc.	740.75
Lot 3, Block 1 J. J. Farms, Inc.	827.90
Lot 4, Block 1 J. J. Farms, Inc.	740.75
Lot 5, Block 1 J. J. Farms, Inc.	827.90
Lot 6, Block 1 Ralph E. Meter	740.75
Lot 7, Block 1 James M. Gruidel	827.90
Lot 8, Block 1 G. F. Shubert & Sons, Inc.	740.75
Lot 9, Block 1 G. F. Shubert & Sons, Inc.	740.75

JOHN M. NEFF
GLENN A. CLARK
Attorneys at Law
607 N. Washington
Lexington, Nebraska

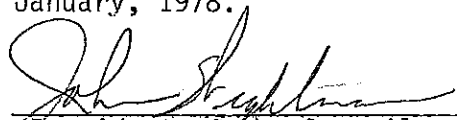
Lot 10, Block 1 G. F. Shubert & Sons, Inc.	740.75
Lot 11, Block 1 Howell Lumber Co.	1,045.78
Lot 1, Block 2 J. J. Farms, Inc.	1,045.78
Lot 2, Block 2 James M. Gruidel, Et al	740.75
Lot 3, Block 2 G. F. Shubert & Sons, Inc.	740.75
Lot 4, Block 2 G. F. Shubert & Sons, Inc.	740.75
Lot 5, Block 2 G. F. Shubert & Sons, Inc.	871.47
Lot 6, Block 2 Ervin F. Tvrdik	740.75
Lot 7, Block 2 Howell Lumber Co.	871.47
Lot 8, Block 2 Edward A. Franc1	740.75
Lot 9, Block 2 Steven W. Farmer	871.47
Lot 10, Block 2 Gordon D. Pittenger	740.75
Lot 1, Replat Duane K. Anderson	777.97
Lot 2, Replat J. J. Farms, Inc.	740.75
Lot 3, Replat J. J. Farms, Inc.	740.75
Lot 4, Replat G. F. Shubert & Sons, Inc.	740.75
Lot 5, Replat G. F. Shubert & Sons, Inc.	740.75
Lot 10, Block 4 J. J. Farms, Inc.	905.56
Lot 9, Block 4 Gordon D. Pittenger	871.47
Lot 8, Block 4 Edward R. Jenkins	871.47
Lot 7, Block 4 Thomas J. Grothe	871.47
Lot 6, Block 4 Anthony P. Phillips	871.47
Lot 5, Block 4 Edward A. Franc1	871.47

Lot 4, Block 4 Kenneth W. VerMaas	871.47
Lot 3, Block 4 Ervin F. & Lillian V. Tyrdik	871.47
Lot 2, Block 4 Howell Lumber Co.	871.47
Lot 1, Block 4 J. J. Farms, Inc.	1,132.92
Lot 7, Block 3 J. J. Farms, Inc.	1,132.92
Lot 6, Block 3 Elliott T. Sagehorn	871.47
Lot 5, Block 3 Gerald L. Tomasek	871.47
Lot 4, Block 3 Robert Sentelle	871.47
Lot 3, Block 3 J. J. Farms, Inc.	871.47
Lot 2, Block 3 J. J. Farms, Inc.	871.47
Lot 1, Block 3 J. J. Farms, Inc.	<u>1,028.35</u>
TOTAL	\$36,259.63


Section 3. The assessments shall be payable in five (5) installments as follows: One-fifth (1/5) within fifty (50) days from the date of this levy; one-fifth (1/5) in one (1) year after said date; and one-fifth (1/5) thereafter until the whole is paid each of said installments except the first, shall draw interest at the rate of 7% percent per annum from the date of levy until the same shall become delinquent and thereafter any installments including the first shall draw 9% percent per annum until paid. Provided, however, that the owner of any lot, land or real estate may pay the entire assessment herein levied against the same within fifty (50) days from the date of the levy and thereupon such lot, lands, and real estate shall be exempt from any lien or charge therefor.

Section 4. This Ordinance shall be published in pamphlet form and take effect as provided by law.

PASSED AND APPROVED this 24th day of January, 1978.


 Vice-President of the Council

ATTEST:


 City Clerk

(S E A L)