

ORDINANCE NO. 1569

AN ORDINANCE LEVYING A SPECIAL ASSESSMENT UPON THE LOTS, PARTS OF LOTS, LANDS, AND REAL ESTATE ABUTTING UPON, ADJACENT TO AND SPECIALLY BENEFITED BY THE IMPROVEMENTS IN STREET IMPROVEMENT DISTRICT NO. 210, OF THE CITY OF LEXINGTON, NEBRASKA; TO DEFRAY THE COSTS OF SAID IMPROVEMENTS, TO THE EXTENT OF THE SPECIAL BENEFIT TO SUCH LOTS, PARTS OF LOTS, LANDS, AND REAL ESTATE BY REASON OF SUCH IMPROVEMENTS, 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 Street Improvement District No. 210, for grading, concrete paving and drainage on Cherokee Road, Polk Street and Hoover Street within the boundaries of Indian Heights Third Addition to the City of Lexington, Dawson County, Nebraska; are equal and uniform in proportion to the various lots, parts of lots, lands, and real estate

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

Section 1. There is hereby levied, against the lots, parts of lots lands, and real estate abutting upon, adjacent to and specially benefited by the improvements in Street Improvement District No. 210, a special tax of Ninety-three Thousand Sixty-six Dollars and Twenty Cents (\$93,066.20) to pay the cost of improvements in the District, to be apportioned among the lots, parts of lots, lands, and real estate according to front footage according to the rules which the Board of Equalization considers fair and equitable, and duly adopted. All of said assessments being its proportion to benefits received by the real estate in question.

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

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

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| Lot 1, Block 1 J. J. Farms, Inc. | \$2,195.29 |
| Lot 2, Block 1 J. J. Farms, Inc. | 1,784.80 |
| Lot 3, Block 1 J. J. Farms, Inc. | 1,994.77 |
| Lot 4, Block 1 J. J. Farms, Inc. | 1,784.80 |
| Lot 5, Block 1 J. J. Farms, Inc. | 1,994.77 |
| Lot 6, Block 1 Ralph E. Meter | 1,784.80 |
| Lot 7, Block 1 James M. Gruidel, et al | 1,994.77 |
| Lot 8, Block 1 G. F. Shubert & Sons, Inc. | 1,784.80 |
| Lot 9, Block 1, G. F. Shubert & Sons, Inc. | 1,784.80 |
| Lot 10, Block 1 G. F. Shubert & Sons, Inc. | 1,784.80 |
| Lot 11, Block 1 Howell Lumber Co. | 2,519.72 |

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| Lot 1, Block 2 J. J. Farms, Inc. | 2,519.72 |
| Lot 2, Block 2 James M. Gruidel, et al | 1,784.80 |
| Lot 3, Block 2 G. F. Shubert & Sons, Inc. | 1,784.80 |
| Lot 4, Block 2 G. F. Shubert & Sons, Inc. | 1,784.80 |
| Lot 5, Block 2 G. F. Shubert & Sons, Inc. | 2,099.76 |
| Lot 6, Block 2 Ervin F. Tvrdik, et al | 1,784.80 |
| Lot 7, Block 2 Howell Lumber Co. | 2,099.76 |
| Lot 8, Block 2 Edward A. Franc1, et al | 1,784.80 |
| Lot 9, Block 2 Steven W. Farmer | 2,099.76 |
| Lot 10, Block 2 Gordon D. Pittenger | 1,784.80 |
| Lot 1, Replat Duane K. Anderson | 1,874.45 |
| Lot 2, Replat J. J. Farms, Inc. | 1,784.80 |
| Lot 3, Replat J. J. Farms, Inc. | 1,784.79 |
| Lot 4, Replat G. F. Shubert & Sons, Inc. | 1,784.79 |
| Lot 5, Replat G. F. Shubert & Sons, Inc. | 1,784.79 |
| Lot 10, Block 4 J. J. Farms, Inc. | 2,181.85 |
| Lot 9, Block 4 Gordon D. Pittenger, et al | 2,099.76 |
| Lot 8, Block 4 Edward R. Jenkins, et al | 2,099.76 |
| Lot 7, Block 4 Thomas J. Grothe, et al | 2,099.76 |
| Lot 6, Block 4 Anthony P. Phillips, et al | 2,099.76 |
| Lot 5, Block 4 Edward A. Franc1, et al | 2,099.76 |
| Lot 4, Block 4 Kenneth VerMaas, et al | 2,099.76 |
| Lot 3, Block 4 Ervin F. Tvrdik, et al | 2,099.76 |
| Lot 2, Block 4 Howell Lumber | 2,099.76 |

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| Lot 1, Block 4 J. J. Farms, Inc. | 2,729.69 |
| Lot 7, Block 3 J. J. Farms, Inc. | 2,729.69 |
| Lot 6, Block 3 Elliott T. Sagehorn | 2,099.76 |
| Lot 5, Block 3 Gerald L. Tomasek | 2,099.76 |
| Lot 4, Block 3 Robert Sentelle | 2,099.76 |
| Lot 3, Block 3 J. J. Farms, Inc. | 2,099.76 |
| Lot 2, Block 3 J. J. Farms, Inc. | 2,099.76 |
| Lot 1, Block 3 J. J. Farms, Inc. | 2,477.71 |
| Lot 15 William E. Barrett, et al | <u>5,700.84</u> |
| TOTAL | \$93,066.20 |

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

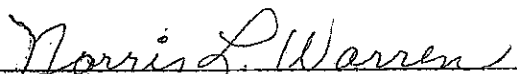
Section 4. This Ordinance shall be published in pamphlet form and take effect as provided by law.

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



 Vice-President of the Council

ATTEST:



 City Clerk

(S E A L)