

ORDINANCE NO. 1571

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. 212, 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, parts of lots, lands, and real estate in Street Improvement District No. 212, for grading, concrete paving and drainage on all of Independence Avenue within Western Heights Second Addition and 15th Street from East line of Western Heights Second Addition to the West line of Lots 22 and 23 of Western Heights Second 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 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, parts of lots, lands, and real estate abutting upon, adjacent to and specially benefited by the improvements in Street Improvement District No. 212, a special tax of Forty-seven Thousand Nine Hundred Thirty-six Dollars and Sixty-three Cents (\$47,936.63) 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 in 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:

WESTERN HEIGHTS SECOND ADDITION TO THE CITY
OF LEXINGTON, DAWSON COUNTY, NEBRASKA

Lot 30, Cadwell Construction Co., Inc.	\$1,597.89
Lot 29, Cadwell Construction Co., Inc.	1,597.89
Lot 28, Cadwell Construction Co., Inc.	1,597.89
Lot 27, Cadwell Construction Co., Inc.	1,597.89
Lot 26, Cadwell Construction Co., Inc.	1,597.89
Lot 25, Cadwell Construction Co., Inc.	1,597.89
Lot 24, Cadwell Construction Co., Inc.	1,597.89
Lot 23, Cadwell Construction Co., Inc.	1,597.89
Lot 22, Four Wa, Inc.	1,597.89
Lot 21, Edward Jenkins	1,597.89

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

Lot 20, Edward Jenkins	1,597.89
Lot 19, Central Nebraska Development, Inc.	1,597.89
Lot 18, Central Nebraska Development, Inc.	1,597.89
Lot 17, Gordon E. Rimpley	1,597.89
Lot 16, Gordon E. Rimpley	1,597.89
Lot 15, Cadwell Construction Co.	1,597.89
Lot 14, Cadwell Construction Co.	1,597.89
Lot 13, Cadwell Construction Co.	1,597.89
Lot 12, Lester D. Schmidt	1,597.89
Lot 11, Lester D. Schmidt	1,597.89
Lot 10, David V. Radliff	1,597.89
Lot 9, Dale T. Taft	1,597.89
Lot 8, Cadwell Construction Co.	1,597.89
Lot 7, Cadwell Construction	1,597.88
Lot 6, Cadwell Construction Co.	1,597.88
Lot 5, Cadwell Construction	1,597.88
Lot 4, Cadwell Construction Co.	1,597.88
Lot 3, Cadwell Construction Co.	1,597.88
Lot 2, Cadwell Construction Co.	1,597.88
Lot 1, Cadwell Construction Co.	<u>1,597.88</u>

TOTAL

\$47,936.63

Section 3. The assessments shall be payable in ten installments as follows: One-tenth within fifty 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 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)