

ORDINANCE NO. 2100

AN ORDINANCE DIRECTING THE SALE OF A PART OF THE SOUTHWEST QUARTER OF SECTION 4, TOWNSHIP 9 NORTH, RANGE 21 WEST OF THE 6<sup>TH</sup> P.M. IN DAWSON COUNTY, NEBRASKA; TO PROVIDE FOR PUBLICATION AND THE RIGHT OF REMONSTRANCE.

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

Section 1. That the real estate hereinafter described is owned by the City of Lexington, Nebraska, and is surplus to the needs of the City of Lexington, Nebraska, and should be sold to Union Pacific Railroad Company.

Section 2. That the real estate to be sold is described as follows:

An option to purchase a tract of land in the Southwest Quarter of Section 4, Township 9 North, Range 21 West of the 6<sup>TH</sup> P.M., in Dawson County, Nebraska, and more particularly described as follows:

Commencing at the West Section Corner to Sections 4 and 9, Township 9 North, Range 21 West of the 6<sup>th</sup> P.M.;  
Thence N 1°11'23" E (an assumed bearing), and along the West Line of the Southwest Quarter of said Section 4, a distance of 242.35 feet;

Thence N 89°23'56" E, a distance of 156.69 feet to the Point of Beginning;

Thence continuing along the same bearing, N 89°23'56" E, a distance of 52.34 feet, to a point of intersection with the Southerly right-of-way line of the Union Pacific Railroad;

Thence N 73°20'09" W, and along the Southerly right-of-way line of the Union Pacific Railroad, a distance of 50 feet;

Thence Southwesterly and perpendicular to the Southerly right-of-way line of the Union Pacific Railroad, a distance of 15.46 feet to the Place of Beginning, and consisting of 387 square feet. Subject to easements and restrictions of record.

Section 3. The purchaser shall pay for the option to purchase the sum of \$ 200.00, and for such real estate the sum of \$ 50.00, plus cost of publication and legal expense, said amount payable upon the adoption of this Ordinance approving such sale by the Lexington City Council and the expiration of remonstrance time relating to such Ordinance. Estimated closing date will be on or before August 1, 1998.

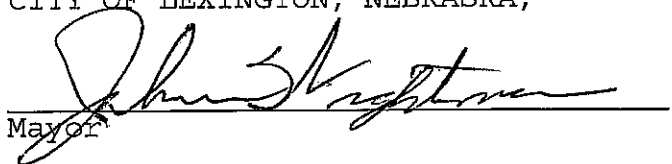
Section 4. That immediately upon adoption, notice of this Ordinance shall be published in a legal newspaper for three (3) consecutive weeks; that if remonstrance against such sale signed by legal electors equal in number to thirty percent (30%) of the electors of the City voting at the last regular municipal election shall be filed with the Lexington City Clerk within thirty (30) days of such publication, such property shall not then, nor within one (1) year thereafter be sold.

PASSED AND APPROVED this 9th day of June, 1998.

CITY OF LEXINGTON, NEBRASKA,

BY:

Mayor



ATTEST:

*Shirley Lewis*  
City Clerk - Deputy



WEBER & WEINHOLD LAW OFFICE  
705 N. Washington, P.O. Box 190  
Lexington, NE 68850  
(308) 324-6626  
city\ordinanc\Sell.R.E.041098

NOTICE OF SALE

NOTICE IS HEREBY GIVEN, that the City Council of the City of Lexington, Nebraska has by Ordinance adopted June 9, 1998, authorized the option to purchase and sale of the following described real estate owned by the City:

An option to purchase a tract of land in the Southwest Quarter of Section 4, Township 9 North, Range 21 West of the 6<sup>TH</sup> P.M., in Dawson County, Nebraska, and more particularly described as follows:

Commencing at the West Section Corner to Sections 4 and 9, Township 9 North, Range 21 West of the 6<sup>th</sup> P.M.;

Thence N 1°11'23" E (an assumed bearing), and along the West Line of the Southwest Quarter of said Section 4, a distance of 242.35 feet;

Thence N 89°23'56" E, a distance of 156.69 feet to the Point of Beginning;

Thence continuing along the same bearing, N 89°23'56" E, a distance of 52.34 feet, to a point of intersection with the Southerly right-of-way line of the Union Pacific Railroad;

Thence N 73°20'09" W, and along the Southerly right-of-way line of the Union Pacific Railroad, a distance of 50 feet;

Thence Southwesterly and perpendicular to the Southerly right-of-way line of the Union Pacific Railroad, a distance of 15.46 feet to the Place of Beginning, and consisting of 387 square feet. Subject to easements and restrictions of record.

The terms of said sale are that said real estate is to be sold to Union Pacific Railroad company, for the price of \$\_\_\_\_\_ for the option to purchase and \$\_\_\_\_\_ plus the legal costs and costs of publication, for said real estate, payable in full upon closing. Said sale will be closed on or before August 1, 1998, unless remonstrance against said sale signed by legal electors equal in number to thirty percent (30%) of the electors of the City voting at the last regular municipal election shall be filed with the Lexington City Clerk within thirty (30) days of publication of this Notice.

LEON MALZAHN  
LEXINGTON CITY CLERK

RECEIVED BY: \_\_\_\_\_

Dated: \_\_\_\_\_, 1998.