

RECORDED
DAWSON COUNTY NE

2011 JUN -2 AM 9:57

Ruth A Meyer
REGISTER OF DEEDS

57⁵⁰

CGL

ORDINANCE NO. 2297

AN ORDINANCE LEVYING A SPECIAL ASSESSMENT UPON THE LOTS, PARTS OF LOTS, LANDS AND REAL ESTATE SPECIALLY BENEFITED BY THE IMPROVEMENTS IN IMPROVEMENT DISTRICT 09-02, 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 publication and notice to property owners as required by law, that the benefit to the lots, parts of lots, lands and real estate in Improvement District No. 09-02, for construction of asphalt paving and improvements on Price Drive, West Elm Street between Price Drive and Ontario Street, Ontario Street between Elm and Spruce Streets, and Spruce Streets between Price Drive and South Adams Street, are equal and uniform in proportion to the various lots, parts of lots, lands, and real estate in said District.

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

SECTION 1. There is hereby levied against the lots, parts of lots, lands, and real estate within and specially benefited by improvements in Improvement District No. 09-02, a special tax of \$314,832.57, to pay the costs of improvements in the districts, to be apportioned among the lots, parts of lots, lands and real estate, according to front footage of real estate abutting the paving and according to rules which the Board of Equalization considers fair and equitable, and duly adopted, and 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 the benefits received and according to the Assessment Plats attached to this Ordinance as Exhibit A, and made a part hereof by reference.

SECTION 3. The levy date will be set at June 1, 2011.

SECTION 4. The assessments shall be payable in Ten (10) installments as follows:

- a. The First Installment, consisting of 1/10th of the total assessment, shall be due immediately and shall be delinquent Fifty (50) days from the date of this levy shown in Section 3.
- b. The balance shall be paid in Nine (9) equal annual installments, the first to be delinquent One (1) year from the date of this levy, and subsequent installments delinquent upon the same day of each year thereafter;
- c. Each of said installments, except the first, shall draw interest of 4.5% per annum from the date of levy until the same shall become delinquent, and thereafter any installments, including the first, shall draw delinquent interest at the rate provided by law. PROVIDED, that the owner of any lot, parts of lots, land and real estate may pay the entire assessment against the same within Fifty (50) days from the date of this levy and thereupon such lots, parts of lots, land and real estate shall be exempt from any lien or charge therefore.

SECTION 5. This Ordinance shall be published in pamphlet form and take effect as provided by law.

PASSED AND APPROVED this 10th day of May 2011.

CITY OF LEXINGTON, NEBRASKA

By *John Fagot*

John Fagot, President of the Council

ATTEST:

Pamela Berke
Pamela Berke, Deputy City Clerk



EXHIBIT A

#	Name	Nmbr	Street	Legal	Width (ft)	Assessment
1	Pleasant Valley Properties of Wisconsin LLC		W Spruce Street	N 1/2 Block, 5, C.L. Ervin's Subdivision	300.00	\$17,591.88
2	Pleasant Valley Properties of Wisconsin LLC		W Spruce Street	N 1/2 Block 8, C.L. Ervin's Subdivision	300.00	\$17,591.88
3	Pleasant Valley Properties of Wisconsin LLC		W Spruce Street	N 150' of a tract of land being part of Tract G of the Subdivision of the East 1/2 of Section 6, Township 9 North, Range 21 West of the 6th PM, Dawson County, Nebraska, being more particularly described as: Beginning at the SE corner of Price's Addition to the City of Lexington; Thence southerly along the east line of Tract G of the Subdivision of the East 1/2 of Section 6, Township 9 North, Range 21 West, and also the west line of Block 8 of C.L. Ervin's Subdivision to the City of Lexington, to the SW corner of said Block 8; thence westerly along the north line of Maple Street extended westerly, to a point on the east line of Price's 2nd Addition to the City of Lexington; thence northerly along the east line of said Price's 2nd Addition, to the northeast corner of said Price's 2nd Addition, said point lying on the south line of Spruce Street; thence easterly along said south line of Spruce Street, to the place of beginning.	165.47	\$9,703.10
4	Pleasant Valley Properties of Wisconsin LLC		W Spruce Street	N 150' of Blocks 1 & 2, Price's Second Addition	350.00	\$20,523.86
5	Donald E. Price		W Spruce Street	E 340.58' of the N 150' of Lot 1, Block 1, Price's Third Addition	340.58	\$19,971.48
6	Donald E. Price	313	Price Drive	Lot 51, Price's Addition	55.00	\$3,225.18
7	Donald E. Price	311	Price Drive	Lot 50, Price's Addition	55.00	\$3,225.18
8	Donald E. Price	309	Price Drive	Lot 49, Price's Addition	55.00	\$3,225.18
9	Donald E. Price	307	Price Drive	Lot 48, Price's Addition	55.00	\$3,225.18
10	Donald E. Price	305	Price Drive	Lot 47, Price's Addition	55.00	\$3,225.18
11	Donald E. Price	303	Price Drive	Lot 46, Price's Addition	55.00	\$3,225.18
12	Donald E. Price	301	Price Drive	Lot 45 Price's Addition	31.72	\$1,860.05
13	Donald E. Price	911	W Elm Street	Lot 44, Price's Addition	41.16	\$2,413.61
14	Donald E. Price	909	W Elm Street	Lot 43, Price's Addition	56.03	\$3,285.58
15	Donald E. Price	907	W Elm Street	Lot 42, Price's Addition	56.03	\$3,285.58
16	Donald E. Price	905	W Elm Street	Lot 41, Price's Addition	56.03	\$3,285.58
17	Donald E. Price	903	W Elm Street	Lot 40, Price's Addition	56.03	\$3,285.58
18	Donald E. Price	DC	W Elm Street	Lot 39, Price's Addition	56.03	\$3,285.58
19	Luis Lopez Aguirre and Delia M. Lopez	819	W Elm Street	Lot 38, Price's Addition	50.00	\$2,931.98
20	Raul Contreras and Elsa Contreras	817	W Elm Street	Lot 37, Price's Addition	50.00	\$2,931.98
21	Donald E. Price	815	W Elm Street	Lot 36, Price's Addition	50.00	\$2,931.98
22	Ana Paula Gutierrez and Juan Jose Romero	813	W Elm Street	Lot 35, Price's Addition	50.00	\$2,931.98
23	Ana Paula Gutierrez and Juan Jose Romero	811	W Elm Street	Lot 34, Price's Addition	50.00	\$2,931.98

24	Ana Paula Gutierrez, Jose Santo Gutierrez and Juan Jose Romero	809	W Elm Street	Lot 33, Price's Addition	50.00	\$2,931.98
25	Donald E. Price	807	W Elm Street	Lot 32, Price's Addition Carlos Martinez owns trailer, Price owns lot	50.00	\$2,931.98
26	Gustavo Ramirez	805	W Elm Street	Lot 31, Price's Addition	50.00	\$2,931.98
27	Irma Aguilar	803	W Elm Street	Lot 30, Price's Addition	50.00	\$2,931.98
28	Sonia G. Cid	801	W Elm Street	Lot 29, Price's Addition	69.86	\$4,096.56
29	Edwin L. Arevalo	709	W Elm Street	W 100' S 140' Blk 10, C.L. Ervins Subdivision	100.00	\$5,863.96
30	Jorge Ramirez and Maria Ramirez	707	W Elm Street	W 66' E 200' S 140' Blk 10, C.L. Ervins Subdivision	66.00	\$3,870.21
31	Humberto Sorto Alfaro	705	W Elm Street	W 80' E 134' S 140' Blk 10, C.L. Ervins Subdivision	80.00	\$4,691.17
32	Clemente Gonzalez and Eimelda Gonzalez	211	S. Ontario Street	E 54' S 140' Blk 10, C.L. Ervins Subdivision	54.00	\$3,166.54
33	Martha Prado De Diaz and Juan Manual Diaz	608	W Elm Street	W 100' N 1/2 Blk 4, C.L. Ervins Subdivision	50.00	\$2,931.98
34	Salome Bernal Tovar	700	W Elm Street	E 100' N 140' Blk 9, C.L. Ervins Subdivision	100.00	\$5,863.96
35	Ruben Lopez Razo and Gabriela Lopez	708	W Elm Street	N 1/2 W 200' Blk 9, C.L. Ervins Subdivision	200.00	\$11,727.92
36	Sebastian Ramirez Intzin	802	W Elm Street	Lot 28, Price's Addition	53.11	\$3,114.35
37	Miguel A. Guico and Juana Velasquez- Tercero	804	W Elm Street	Lot 27, Price's Addition	53.11	\$3,114.35
38	Elba Barnhard and Bertila D. Barnhard	806	W Elm Street	Lot 26, Price's Addition	53.11	\$3,114.35
39	Serafin Orozco	808	W Elm Street	Lot 25, Price's Addition	53.11	\$3,114.35
40	Donald E. Price	810	W Elm Street	Lot 24, Price's Addition	53.11	\$3,114.35
41	Martin Perez	812	W Elm Street	Lot 23, Price's Addition	53.11	\$3,114.35
42	Kevin L. Converse	814	W Elm Street	Lot 22, Price's Addition	53.11	\$3,114.35
43	Angel Murillo-Carrasco	816	W Elm Street	Lot 21, Price's Addition	53.11	\$3,114.35
44	Bernardo Campa	818	W Elm Street	Lot 20, Price's Addition	53.11	\$3,114.35
45	Laureano Lopez Gomez	820	W Elm Street	Lot 19, Price's Addition	53.11	\$3,114.35
46	Donald E. Price	DC	W Elm Street	Lot 18, Price's Addition	59.72	\$3,501.96
47	Donald E. Price	824	W Elm Street	Lot 17, Price's Addition	59.72	\$3,501.96
48	Donald E. Price	900	W Elm Street	Lot 16, Price's Addition	59.72	\$3,501.96
49	Donald E. Price	902	W Elm Street	Lot 15, Price's Addition	59.74	\$3,503.13
50	Donald E. Price	907	W Spruce Street	Lot 14, Price's Addition	59.74	\$3,503.13
51	Donald E. Price	905	W Spruce Street	Lot 13, Price's Addition	59.72	\$3,501.96
52	Donald E. Price	903	W Spruce Street	Lot 12, Price's Addition	59.72	\$3,501.96
53	Donald E. Price	DC	W Spruce Street	Lot 11, Price's Addition	59.72	\$3,501.96
54	Donald E. Price	DC	W Spruce Street	Lot 10, Price's Addition	53.11	\$3,114.35
55	Donald E. Price	DC	W Spruce Street	Lot 9, Price's Addition	53.11	\$3,114.35
56	Bernardo Campa and Reyna Martinez	815	W Spruce Street	Lot 8, Price's Addition	53.11	\$3,114.35
57	Laureano Lopez- Gomez	813	W Spruce Street	Lot 7, Price's Addition	53.11	\$3,114.35
58	Donald E. Price	811	W Spruce Street	Lot 6, Price's Addition	53.11	\$3,114.35
59	Guillermo A. Escobar and Jenny L. Escobar	809	W Spruce Street	Lot 5, Price's Addition	53.11	\$3,114.35
60	Filadelfo Yanes-Ortega	807	W Spruce Street	Lot 4, Price's Addition	53.11	\$3,114.35
61	Elizabeth Cortez	805	W Spruce Street	Lot 3, Price's Addition	53.11	\$3,114.35
62	Ruben Mendoza	803	W Spruce Street	Lot 2, Price's Addition	53.11	\$3,114.35

63	Javier Rodriguez	801	W Spruce Street	Lot 1, Price's Addition	53.11	\$3,114.35
64	Ibeth Lopez-Mendez	711	W Spruce Street	W 50' Lot 1 Replat of S 1/2 Blk 9 C.L. Ervins Subdivision	50.00	\$2,931.98
65	Navor Gutierrez-Hernandez and Veronica Hernandez	709	W Spruce Street	E 25' Lot 1 & W 25' Lot 2, Blk 9, Replat of S1/2 Blk 9, C.L. Ervins Subd	50.00	\$2,931.98
66	Karl L. Lowry and Patsy K. Lowry	707	W Spruce Street	Lot 2, Replat of S1/2 Blk 9, C.L. Ervins Subd	50.00	\$2,931.98
67	Gloria Jean Mata	705	W Spruce Street	W. 50' Lot 3, Replat S1/2 Blk 9, C.L. Ervins Subd	50.00	\$2,931.98
68	Laureano Lopez-Gomez and Breta Alicia Gomez-Rodriguez	703	W Spruce Street	E 25' Lot 3 & W 25' Lot 4, Replat S 1/2 Blk 9, C.L. Ervins Subd	50.00	\$2,931.98
69	Juan Rene Lazo	701	W Spruce Street	E 50' Lot 4 Replat of S 1/2 Blk 9 C L Ervins Subdivision	50.00	\$2,931.98
70	David P. Eggleston and Jayne M. Eggleston	611	W Spruce Street	W 96' S 1/2 Blk 4, C.L. Ervins Subdivision	96.00	\$5,629.40
71	Luis M. Martin Tomas	607	W Spruce Street	E 54' W 150' of S 1/2 Blk 4, C.L. Ervins Subdivision	54.00	\$3,166.54
72	Jaime C. Acosta and Katherine Acosta	307	S Adams Street	Lot 2, Greenlee Subdivision	70.00	\$4,104.77