

RESOLUTION No. 1305

WHEREAS, the County of Dawson, on December 16, 1971, initiated legal action to foreclose its lien for unpaid taxes on the following described real estate, to-wit:

Lot Five (5), Block Four (4), MacColl & Leflang's Second Addition to the City of Lexington, Dawson County, Nebraska; and

WHEREAS, the City of Lexington joined in said action as a defendant and cross petitioner for the purpose of collecting a second and third lien against the above described real estate for special assessments. The liens being for Improvement District No. 13 levied on October 28, 1958, and Improvement District No. 163 levied on September 28, 1971; and

WHEREAS, a Decree of Foreclosure was entered in the action, and pursuant to Order of Sale, the described real estate was sold at Sheriff's auction on November 2, 1972, at 2:00 P.M.; and

WHEREAS, a Return to Order of Sale was filed showing that the amount of proceeds of sale did not cover the total liens against the described real estate; and

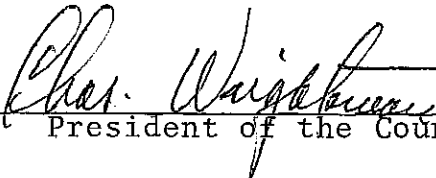
WHEREAS, State Statute gives the County of Dawson a first lien and the special assessments a second lien, therefore, the City of Lexington did not receive sufficient proceeds to satisfy its entire lien.

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

1. That the proceeds received by the City of Lexington from the sale of the above described real estate be first applied to satisfy the unpaid principal and interest on Improvement District No. 13 and that any remaining balance be applied to Improvement District No. 163.

2. That any unpaid principal and interest on Improvement District No. 163 be extinguished from the record and the City Clerk is authorized to mark on the record that the unpaid principal and interest are and shall forever be extinguished.

Passed and approved April 24, 1973.



President of the Council

APPROVED:



City Clerk