

Vacation No. 12008

ORDINANCE NO. _____

1 AN ORDINANCE vacating a portion of South 38th Street south of South Street from
 2 the northeast corner of Lot 5, Woods Bros. Half Acres Addition south a distance of 63.06 feet along
 3 the west right-of-way line of 38th Street to a point, thence southeasterly to a point on the east right-
 4 of-way line of 38th Street, 96.27 feet south of the northwest corner of Lot 4, Woods Bros. Half Acres
 5 Addition, thence north along the east right-of-way line of South 38th Street to the south line of South
 6 Street, and also a triangular tract in the northwest corner of Lot 4, Woods Bros. Half Acres Addition;
 7 generally located at South 38th Street and South Street, and retaining title thereto in the City of
 8 Lincoln, Lancaster County, Nebraska.

9 BE IT ORDAINED by the City Council of the City of Lincoln, Nebraska:

10 Section 1. That a portion of South 38th Street south of South Street from the
 11 northeast corner of Lot 5, Woods Bros. Half Acres Addition south a distance of 63.06 feet along the
 12 west right-of-way line of 38th Street, thence southeasterly to a point on the east right-of-way line
 13 of 38th Street, 96.27 feet south of the northwest corner of Lot 4, Woods Bros. Half Acres Addition,
 14 thence north along the east right-of-way line of South 38th Street to the south line of South Street,
 15 and also a triangular tract in the northwest corner of Lot 4, Woods Bros. Half Acres Addition;
 16 generally located at South 38th Street and South Street, and more particularly described as:

17 A portion of 38th Street right-of-way, and a portion of Lot 4, Woods
 18 Bros Half Acres Addition used for street purposes, located in the
 19 Northeast Quarter of the Southeast Quarter of Section 31, Township
 20 10 North, Range 7 East of the 6th P.M., Lincoln, Lancaster County,
 21 Nebraska, and more particularly described as follows:

22
 23 Commencing from the northeast corner of Lot 5, Woods Bros Half
 24 Acres Addition, said point being the intersection of the south right-of-
 25 way line of South Street and the west right-of-way line of 38th Street,
 26 and the true point of beginning; thence on an assumed bearing of
 27 south 89 degrees 45 minutes 47 seconds east, along the south right-

1 of-way line of South Street, a distance of 58.00 feet to a point 8.00
2 feet east of the northwest corner of said Lot 4 as originally platted;
3 thence south 45 degrees 09 minutes 20 seconds west, along the
4 southeasterly line of a tract of land acquired for street right-of-way,
5 a distance of 11.28 feet to a point on the east right-of-way of 38th
6 Street, said point being 8.00 feet south of the northwest corner of
7 said Lot 4 as originally platted; thence south 0 degrees 01 minutes
8 30 seconds east, along the east right-of-way of 38th Street, a
9 distance of 88.27 feet to a point; thence north 56 degrees 15 minutes
10 52 seconds west, a distance of 60.14 feet to a point on the west
11 right-of-way line of 38th Street; thence north 0 degrees 01 minutes
12 30 seconds west, along the west right-of-way line of 38th Street, a
13 distance of 63.06 feet to the point of beginning; said tract contains a
14 calculated area of 4,015 square feet or 0.09 acres, more or less;

15
16 abutting Lots 4 and 5, Woods Bros Half Acres Addition, Lincoln, Lancaster County, Nebraska, be
17 and the same is hereby vacated, subject to the title of said street portion being vacated remaining
18 in the City of Lincoln, Nebraska.

19 Section 2. That, pursuant to Chapter 14.20 of the Lincoln Municipal Code, the
20 above described vacated South 38th Street is authorized to be conveyed to the abutting property
21 owner, Steve and Barbara Mears, subject to the retention of an easement for existing utilities and
22 the retention of an access easement for the Lower Platte South Natural Resource District to access
23 the Antelope Creek channel for maintenance.

24 Section 3. That this ordinance shall take effect and be in force from and after its
25 passage and publication in one issue of a daily or weekly newspaper of general circulation in the
26 City, according to law.

Introduced by:

Approved as to Form & Legality:

City Attorney

Approved this ____ day of _____, 2012: _____ Mayor
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