

ORDINANCE NO. 1391

AN ORDINANCE LEVYING A SPECIAL ASSESSMENT UPON THE LOTS, PARTS OF LOTS, LAND AND REAL ESTATE ABUTTING UPON AND ADJACENT TO AND ESPECIALLY BENEFITED BY THE IMPROVEMENTS IN DISTRICT NO. 185 OF THE CITY OF LEXINGTON, NEBRASKA, TO DEFRAY THE COST OF SAID IMPROVEMENTS, TO THE EXTENT OF THE SPECIAL BENEFITS TO SUCH LOTS, PARTS OF LOTS, LANDS AND REAL ESTATE BY REASON OF SUCH IMPROVEMENTS.

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 benefits to the lots, parts of lots, land and real estate in Improvement District No. 185 includes asphaltic concrete paving of East Walnut Street from existing paving at a point 330' East of Bridge Street Eastward to the East corporate limits, which is the East line of Section 5, T9N, R 21 E, all within the City of Lexington, Nebraska, are equal and uniform in proportion to the size of the various lots, parts of lots, lands and real estate, in said district. THEREFORE, be it ordained by the President of the Council and the Council of the City of Lexington, Nebraska.

Section 1. That there be and hereby is levied and assessed against the lots, parts of lots, lands and real estate, in said improvement district, abutting upon, adjacent to, and especially benefited by, the improvements in Street Improvement District No. 185 of said City, a special tax of \$45,274.12 to pay the cost of improvements in said district, to be apportioned among said lots, parts of lots, lands and real estate according to feet frontage and prorated and scaled back from the line of such improvements according to the rules which the Board of Equalization consider fair and equitable, and duly adopted. All of said assessments being in proportion to benefits received by the real estate in questions.

Section 2. That said assessments be apportioned and levied against the said lots, parts of lots, lands and real estate, respectively, a said proportion to benefits received as follows:

PART OF THE SUBDIVISION OF SEC. 5, T9N, R 21 W, LYING NORTH OF EAST WALNUT STREET AND PART OF THE NE¼ OF SEC. 8, T9N, R 21 W, LYING S OF E. WALNUT STREET, TO THE CITY OF LEXINGTON, DAWSON COUNTY, NEBRASKA.

S. 150' of N. 183' of E 757' of W. 1120' of the N.E. ¼ of Sec. 8-9-21	\$ 6,965.04
Cost of Constructing Driveway	897.96
(Dawson County Public Power).	<u>\$ 7,863.00</u>

S. 150' of N. 183' of E. 150' of W 1270' of N.E. ¼ of Sec. 8-9-21	\$ 1,380.12
Cost of Constructing Driveway	867.46
S. Side of Walnut Street on Curve	2,554.06
(City of Lexington)	<u>\$ 4,801.64</u>

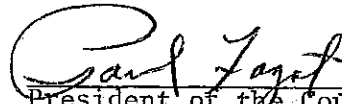
S. 150' of N. 183 of W. 1281.1' of 1369.1' of N.E.¼ of Sec. 8-9-21 to curve	\$ 8,055.33
S. side of Walnut Street on curve	2,902.86
(Nebraska Alfalfa Farms, Inc.).	<u>\$10,958.19</u>

E. 297' of S. 150' of Tract H, Subdivision - Sec. 5-9-21	\$ 2,732.65
W. 801' of S. 150' of Lot 1, Tract G, Subdivision - Sec. 5-9-21	\$ 7,369.86
E. 390.2' of S. 150' of Lot 1, Block G, Subdivision - Sec. 5-9-21	<u>\$ 3,590.16</u>
(Nebraska Livestock Market)	<u>\$13,692.67</u>

E. 294.3 of Lot 2, Tract G, Subdivision -	
Sec. 5-9-21.	\$ 2,707.80
N. Side of Walnut on Curve	5,250.82
(City of Lexington).	<u>\$ 7,958.62</u>
TOTAL.	\$45,274.12

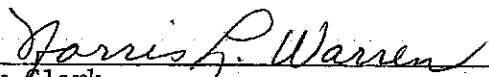
Section 3. That said assessments shall be payable in ten installments as follows: One-tenth within fifty days from the date of this levy, one-tenth in one year after said date and one-tenth each year thereafter until the whole is paid; each of said installments except the first shall draw interest at the rate of seven per cent (7%) per annum from the date of the levy until the same shall become delinquent, and thereafter all installments including the first shall draw nine per cent (9%) per annum until paid. Provided, however that the owner of any lot, part of lot, land and real estate may pay the entire assessment herein levied against the same within fifty (50) days from the date of the levy thereupon such lot, parts of lots, lands and real estate shall be exempt from any lien or charge therefore.

Passed and approved this 26th day of August, 1975.



President of the Council

Attest:



City Clerk

(S E A L)