

**ORDINANCE NO. 2010-19**

**AN ORDINANCE CREATING WATER EXTENSION DISTRICT NO. 2010-1 OF THE CITY OF WAYNE, NEBRASKA; ESTABLISHING THE OUTER BOUNDARIES OF THE DISTRICT; DESIGNATING THE SIZE, LOCATION AND TERMINAL POINTS OF WATER MAINS AND LINES AND WITHIN SAID DISTRICT; AND REFERRING TO PLANS AND SPECIFICATIONS AND COST ESTIMATES AS PREPARED BY THE ENGINEER IN CONNECTION THEREWITH AND ON FILE WITH THE CITY CLERK.**

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF WAYNE, NEBRASKA:

Section 1. The Mayor and Council of the City of Wayne, Nebraska, hereby find and determine that it is necessary and advisable to extend the municipal water system beyond the existing system by the construction of water mains and water lines and appurtenant improvements and that for the purpose of constructing said water mains and water lines and related improvements, there is hereby created Water Extension District No. 2010-1 of the City of Wayne, pursuant to authority granted in Section 19-2402, R.R.S. Neb. 1997, as amended.

Section 2. The outer boundaries of Water Extension District No. 2010-1 shall consist of a tract of land located in Wayne County, Nebraska, being described as follows:

A TRACT OF LAND LOCATED IN THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER (NW ¼ NE ¼) AND THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER (NE ¼ NW ¼) OF SECTION 18, TOWNSHIP 26 NORTH, RANGE 4 EAST OF THE 6<sup>TH</sup> P.M., WAYNE COUNTY, NEBRASKA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID NORTHWEST QUARTER OF THE NORTHEAST QUARTER (NW ¼ NE ¼); THENCE ON THE NORTH LINE OF SAID NORTHWEST QUARTER OF THE NORTHEAST QUARTER (NW ¼ NE ¼), N87°35'23"E, 1324.96 FEET TO THE EAST LINE OF SAID NORTHWEST QUARTER OF THE NORTHEAST QUARTER (NW ¼ NE ¼); THENCE ON SAID EAST LINE, S01°49'36"E, 309.00 FEET TO A POINT ON THE ABANDONED SOUTHWESTERLY RIGHT OF WAY LINE OF THE CHICAGO AND NORTH WESTERN RAILROAD, SAID POINT ALSO BEING THE POINT OF BEGINNING; THENCE, CONTINUING ON SAID WEST LINE, S01°49'36"E, 959.75 FEET; THENCE, S88°03'11"W, 1602.42 FEET; THENCE N59°09'05"E, 150.91 FEET;

THENCE N30°50'52"W, 64.80 FEET TO THE ABANDONED SOUTHWESTERLY RIGHT OF WAY LINE OF THE CHICAGO AND NORTH WESTERN RAILROAD; THENCE ON SAID SOUTHWESTERLY RIGHT OF WAY LINE, N59°09'08"E, 1717.54 FEET TO THE POINT OF BEGINNING, CONTAINING 18.82 ACRES MORE OR LESS.

The size, location and terminal points of the water mains and water lines and other appurtenances in said District shall consist of the following:

- 8" water along Jaxon Street from 4<sup>th</sup> Street to Tomar Drive.
- 8" water located between Lots 8 and 9 from the south side of Jaxon Street to a point approx. 145 feet northwesterly of the Jaxon Street centerline.

Section 3. Reference is hereby made to the plans and specifications for said water system extensions, which have been prepared by Olsson Associates, special engineers for the City, and which, together with said engineers' estimate of the total cost for the proposed water system extensions, have heretofore been filed with the City Clerk.

Section 4. The engineers' estimate of total cost for the proposed water system extension improvements in said District is \$67,370.

Section 5. The Mayor and Council hereby find and determine that none of the properties located within said District are presently served by the City's existing system of water service and that said District constitutes an area of land located apart and outside the area served and benefited by said system and all of the property in said District is located within the City of Wayne, Nebraska or within two miles of the corporate limits of the City of Wayne, Nebraska.

PASSED AND APPAROVED THIS 17<sup>th</sup> day of August, 2010.

THE CITY OF WAYNE, NEBRASKA,

By \_\_\_\_\_  
Mayor

ATTEST:

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City Clerk

APPROVED AS TO FORM AND CONTENT:

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City Attorney

[SEAL]