

# City of Minden

P.O. Box 239, 325 N. Colorado  
Minden, Nebraska 68959

phone 308.832.1820  
fax 308.832.1949  
[www.MindenNebraska.org](http://www.MindenNebraska.org)



## ADOPTING ORDINANCE ORDINANCE NO. 1222

AN ORDINANCE OF THE CITY OF MINDEN, KEARNEY COUNTY, NEBRASKA TO EXTEND THE BOUNDARIES AND INCLUDE WITHIN THE CORPORATE LIMITS OF AND ANNEX TO THE CITY OF MINDEN, KEARNEY COUNTY, NEBRASKA, CERTAIN CONTIGUOUS AND ADJACENT LANDS OUTSIDE OF THE CITY OF MINDEN, KEARNEY COUNTY, NEBRASKA, SAID LANDS BEING MORE PARTICULARLY DESCRIBED AS THE MINDEN WEST ESTATES THIRD SUBDIVISION ATTACHED HERETO; AND TO PROVIDE FOR SERVICE BENEFITS THERETO; AND PROVIDING FOR PUBLICATION OF THIS ORDINANCE IN PAMPHLET FORM.

Passed and approved this 21st day of August, 2017.

/s/ Ted Griess  
Ted Griess, Mayor

ATTEST:

/s/ Abbey Jordan  
Abbey Jordan, City Clerk

## CERTIFICATE OF ADOPTION

I hereby certify that the foregoing is a true copy of the ordinance passed at the regular meeting of the City Council of the City of Minden, Nebraska, held on the 21st day of August, 2017.

/s/ Abbey Jordan  
Abbey Jordan, City Clerk

(SEAL)

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BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF MINDEN, KEARNEY COUNTY, NEBRASKA:

SECTION 1. It is hereby found and determined by the City Council of the City of Minden, Kearney County, Nebraska:

- (a) The tracts, streets, and highways located outside of Minden, Kearney County, Nebraska, as hereafter more particularly described, are urban and suburban in character and are contiguous and adjacent to the corporate limits of the City of Minden, Kearney County, Nebraska;
- (b) Police, fire and snow removal benefits will be immediately available thereto, and other city services are or will be available as provided by law;
- (c) Within the areas considered for annexation, the users of the city's utility services will have the benefit of rates applicable to users of such services within the city;
- (d) There is a unity of interest in the use of such tracts with the use of lots and tracts in such city and community of convenience and welfare and the interest of such city will be enhanced through incorporating such lots and tracts and streets within the limits of such city.
- (e) The area to be annexed is described as follows, to wit:

A tract of land located in part of the south half (s1/2) of section twelve (12), township six (6) north, range fifteen (15) west of the 6th p.m., Kearney County, Nebraska and more particularly described as follows:

Commencing at the southeast corner of the lot 6, block 3, Gate's Addition to Minden; thence on an assumed bearing of  $n00^{\circ}42'40''w$ , along the east line of said gate's addition, a distance of 245.83 feet to the southeast corner of the lot 4, block 2, said Gate's Addition, said point also being the point of beginning; thence  $s89^{\circ}05'23''w$ , along the south line and projection of said lot 4, a distance of 539.95 feet; thence  $s86^{\circ}43'57''w$  a distance of 917.00 feet to a point on the west line of Minden West Estates; thence  $n00^{\circ}45'38''w$ , along said west line, a distance of 498.89 feet to the south right-of-way line of the B.N.S.F. Railroad, also being the northeast corner of said Minden West Estates; thence  $n78^{\circ}59'28''e$ , along said south railroad right-of-way line, a distance of 932.63 feet to the northwest corner of a tract of land as described in book 238, page 194-198, filed for record on Jan. 7, 2016; thence  $s00^{\circ}47'42''e$ , along the west line of said tract, a distance of 483.47 feet to the southwest corner of said tract; thence  $n89^{\circ}13'35''e$ , along the south line of said tract and the north line of lot 6, said block 2, Gate's Addition, a distance of 540.16 feet to a point on the northeast corner of lot 6, block 2, Gate's Addition; thence  $s00^{\circ}42'40''e$ , along said east line of block 2, Gate's Addition, a distance of 139.86 feet to the place of beginning.

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Said tract contains a calculated area of 591,557 square feet or 13.580 acres more or less of which 4.610 acres are new dedicated road right-of-way.

SECTION 2. That the boundaries of the City of Minden, Kearney County, Nebraska, be and hereby are extended to include within the corporate limits of such city the adjacent and contiguous lands located outside the City of Minden, Kearney County, Nebraska, more particularly described on the attached description and plat map attached hereto and designated as the Landmark Addition and said attached description and plat map are hereby approved by this Ordinance.

SECTION 3. That a certified copy of this ordinance, together with a plat of such land, as acquired from the city's engineers, shall be filed of record in the office of the Register of Deeds of Kearney County, Nebraska.

SECTION 4. Such lands are hereby annexed to the City of Minden, Kearney County, Nebraska.

SECTION 5. That on and after the effective date of this ordinance, the police, fire and snow removal services of such city shall be furnished to the lands hereinbefore annexed, and other city services are or will be available as provided by law.

SECTION 6. This ordinance shall take effect and be in full force from and after its passage, approval and publication or posting as required by law, the authority for this annexation being Neb. Rev. Stat. §17-405.01 seq. (Reissue 1997).

SECTION 7. The provisions of this ordinance are separable, and the validity of any phrase, clause or part of this ordinance shall not affect the validity or effectiveness or the remainder of the ordinance.

PASSED AND APPROVED this 21st day of August, 2017.

/s/ Ted Griess  
Ted Griess, Mayor

ATTEST:

/s/ Abbey Jordan  
Abbey Jordan, City Clerk

(SEAL)