

ORDINANCE # 99 - 00 - 6

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**AN ORDINANCE AMENDING CHAPTER 9, SECTION 601, FIRE PREVENTION CODE AND TO ALLOW FOR THE VIOLATION PENALTY IN SECTION 601.**

**BE IT ORDAINED BY THE CHAIRMAN OF THE VILLAGE BOARD AND THE VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF MADRID, PERKINS COUNTY, NEBRASKA.**

**ARTICLE 6. FIRE PREVENTION**

**9 - 601 FIRE PREVENTION CODE; ADOPTED.** The current edition of the Fire Prevention Code, as recommended by the American Insurance Association, as it now exists or may hereafter be amended, is hereby adopted as and for the Fire Prevention Code of the Village, and shall govern and control conditions hazardous to life and property from fire and explosion.

**9 - 602 FIRE PREVENTION CODE; ENFORCEMENT.** The Fire Prevention Code shall be enforced by the Village Fire Protection District Chief.

**9 - 603 FIRE PREVENTION CODE: MODIFICATIONS.** The Village Fire Protection District Chief shall have the power to modify any of the provisions in the Fire Prevention Code, when upon application in writing, there are undue difficulties in carrying out the requirements of the law and provided that the spirit of the law is upheld and public safety assured.

**9 - 604 FIRE PREVENTION CODE; VIOLATIONS, PENALTIES AND ACCESS.**

A. The Fire Chief, in the discharge of a required duty and upon proper identification, shall have the authority to enter any building, structure or premises within his or her jurisdiction, at such times as may be reasonably necessary for the purposes of inspecting such building, structure or premises or to protect the public health, safety and welfare.

B. Any person violating any provision of this Article shall be deemed guilty of a misdemeanor and upon conviction thereof shall be subject to a minimum fine of \$25.00 and a maximum fine of \$100.00; and when not otherwise specified, each 10 days that prohibited conditions are maintained shall constitute a separate offense.

C. This imposition of one penalty for any violation shall not excuse the violation or permit it to continue; and any person violating any provision of this Article shall be required to correct or remedy such violations of defects within a reasonable length of time.

D. The application of any penalty set forth in this Article shall not be held to prevent the enforced removal of the prohibited conditions.

PASSED AND APPROVED THIS 15<sup>th</sup> day of November, 1999.

Timothy E. Moore  
Chairman Board of Trustees

ATTEST:

Marlene Mohr  
Village Clerk

Also  
in  
code  
book

ORDINANCE # 99-00-5

**AN ORDINANCE AMENDING CHAPTER 9, SECTION 501, ELECTRICAL CODE AND TO ALLOW FOR THE VIOLATION PENALTY IN SECTION 501.**

**BE IT ORDAINED BY THE CHAIRMAN OF THE VILLAGE BOARD AND THE VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF MADRID, PERKINS COUNTY, NEBRASKA.**

**ARTICLE 5. ELECTRICAL CODE**

**9 - 501 ELECTRICAL CODE; ADOPTED.** The current edition of the National Electrical Code sponsored by the National Fire Protection Institute, as it now exists or may hereafter be amended, is hereby adopted as and for the Electrical Code of the Village, and all electric installations, alterations or repairs shall be performed in accordance with its provisions as it may from time to time be amended.

**9 - 502 ELECTRICAL CODE VIOLATION AND PENALTIES.**

A. The Village Enforcement Officer, in the discharge of a required duty within enforcement officer jurisdiction and upon proper identification, shall have the authority to enter any building, structure, or premises within his or her jurisdiction, at such times as may be reasonably necessary for the purposes of inspecting any electrical apparatus or to protect the public health, safety and welfare.

B. Any person violating any provision of this Article shall be deemed guilty of a misdemeanor and upon conviction thereof shall be subject to a minimum fine of \$25.00 and a maximum fine of \$100.00.

PASSED AND APPROVED THIS 15 day of November, 1999.

Timothy E. Moore  
Chairman Board of Trustees

ATTEST:

Melene Maki  
Village Clerk

ORDINANCE # 99-00-4

Also  
in  
Code  
book

AN ORDINANCE AMENDING CHAPTER 9, SECTION 401, PLUMBING CODE AND TO ALLOW FOR THE VIOLATION PENALTY IN SECTION IN 201.

BE IT ORDAINED BY THE CHAIRMAN OF THE VILLAGE BOARD AND THE VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF MADRID, PERKINS COUNTY, NEBRASKA.

ARTICLE 4. PLUMBING CODE

9 - 401 PLUMBING CODE; ADOPTED OFFICIAL COPIES, OTHER RULES AND REGULATIONS TO PROTECT WATER SUPPLY.

A. The current edition of the Uniform Plumbing Code of the International Association of Plumbing and Mechanical Officials, as it now exists or may hereafter be amended, is hereby adopted as and for the Plumbing Code of the Village, all plumbing installations, alterations or repairs shall be performed in accordance with its provisions as it may from time to time be amended; provided that, Chapter 10, Sections 1004 and 1008 shall read as follows: Building Regulations, Prohibition of LEAD PIPES, SOLDER AND FLUX.

B. There are two copies of the Plumbing Code kept on file at the Office of the Village Clerk for inspection by and use of the public, and shall be marked with words, Village of Madrid, official copy.

C. The Chairperson of the Village Board shall make such other rules and regulations, in furtherance of the purpose of this Article, pertaining to the installation, repair, or alteration of air-conditioning systems, water-treatment equipment and water-operated devices, as are not inconsistent with the specific provisions of the Plumbing Code and as deemed necessary to properly protect the Village water supply.

**9 - 402 PLUMBING CODE Master Plumber:** No person shall engaged in the business of plumbing in the Village unless licensed as a master plumber, under the provision of this Article. Additionally, any work done by a company must be under the direct supervision of a master plumber.

9 - 403 PLUMBING VIOLATIONS AND PENALTIES.

A. The Village Enforcement Officer, in the discharge of a required duty within enforcement officer jurisdiction, shall have the authority to enter any building, structure or premises within his or her jurisdiction, at such times as may be reasonably necessary for the purposes of inspecting any plumbing apparatus or to protect health, safety, and welfare.

B. Any person violating any provisions of this Article shall be deemed guilty of a misdemeanor and upon conviction thereof shall be subject to a minimum fine of \$25.00 and a maximum fine of \$100.00.

PASSED AND APPROVED THIS 15<sup>th</sup> day of November, 1999.

Timothy E. Moore  
Chairman Board of Trustees

ATTEST: \_\_\_\_\_  
Village Clerk

ORDINANCE # 99 - 00 - 3

Also  
in  
Code  
book

**AN ORDINANCE AMENDING CHAPTER 9, SECTION 301 HOUSING CODE AND TO ALLOW FOR THE VIOLATION PENALTY IN SECTION 301.**

**BE IT ORDAINED BY THE CHAIRMAN OF THE VILLAGE BOARD AND THE VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF MADRID, PERKINS COUNTY, NEBRASKA**

**9 - 301 HOUSING CODE**

Housing code; where applicable, establishes minimum standards. Every building used in whole or in part as a home or as a residence of a single family or person, and every building used in whole or in part as a home or a residence of two or more persons or families living in separate apartments, shall conform to the requirements of this Article, irrespective of the class to which the building may have been constructed, altered, repaired or replaced. This article establishes minimum standards for occupancy and does not replace or modify any standards otherwise established for the construction, alteration, repair or replacement of buildings.

**9 - 302 HOUSING CODE; REGULATIONS FOR USE AND OCCUPANCY OF DWELLINGS**

A. It shall be unlawful for any person to use or occupy any dwelling or dwelling unit, or for any owner to permit any dwelling or dwelling unit to be used or occupied, as a place for human occupancy unless the same complies with the following rules and regulations, and any dwelling or dwelling unit which fails to conform to the following rules and regulations shall be deemed to be a nuisance.

1. **BASEMENT OR CELLAR.** The basement or cellar of any dwelling or dwelling unit shall be dry and be kept free from accumulation of dirt, filth, rubbish, garbage, refuse, and similar matter, and free from vermin and rodent infestation.

2. **HEATING.** Every dwelling and every dwelling unit shall be so constructed, insulated and maintained that it is possible to reach an air temperature of 60\* F. Under ordinary minimum winter conditions. The chimney of every dwelling or dwelling unit shall be maintained in good order and repair, and the owner of heating equipment shall maintain it in good order and repair.

3. **DAMPNESS.** The floors, ceilings, and walls of every dwelling or dwelling unit shall be kept free from excessive dampness.

4. **VENTILATION.** Every habitable room in a dwelling or dwelling unit shall contain a window or windows opening directly outside to the air, and the total area of such window or windows shall be not less than 5% of the floor area of such room.

5. **LIGHTING.** Every habitable room shall have an approximately central ceiling electrical outlet or at least two wall or floor outlets, or duplex outlet in the wall or floor.

6. **SLEEPING ROOMS.** No room shall be use for sleeping purposes unless the ceiling height is at least 7 feet and there are at least 400 cubic feet of air space for each occupant over 6 years of age. No room used for sleeping purposes shall have an area of less than 60 square feet. In sleeping rooms with sloping ceilings, the ceiling height shall be at least 7 feet over at least 50% of the required square feet floor area, and only that portion of the room with a ceiling height of 5 feet or more shall be counted in computing the minimum floor area.



7. BASEMENT DWELLING UNITS. The use of basements for dwelling units is prohibited except where 50% of more of the unit is above grade or where occupancy is permitted under Article 1.

8. OVERCROWDING. The total area in all habitable rooms in a dwelling or dwelling unit shall be as to provide at least 65 square feet of floor area per person.

9. WATER SUPPLIES AND SINKS. In every dwelling or dwelling unit containing one or more rooms there shall be running water connected to the public water service and at least one sink connected to the public sewer or to an approved sewage disposal system.

10. TOILET FACILITIES. There shall be at least one toilet for every 10 persons or fractions thereof occupying a dwelling, which toilet shall be within and accessible from within the dwelling; provided that, not more than one toilet shall be required for each dwelling unit. In areas where sanitary sewers are not available, waste disposal facilities shall comply with the requirements of the minimum housing code.

11. LIGHTING AND VENTILATION OF TOILETS AND BATHROOMS. Every toilet and every bathroom in a dwelling shall have at least one electric outlet in either the ceiling or wall and shall have adequate ventilation.

12. RECEPTACLES. Every dwelling and every dwelling unit shall be provided with such receptacles as may be necessary to contain all dirt, filth, rubbish, garbage, refuse and similar matter. All such receptacles shall be made of a watertight material, shall be provided with tight covers, and shall at all times be maintained in good order and repair.

13. ENTRANCES. There shall be for each dwelling unit a separate access to a hallway, landing, stairway or street.

14. DRAINAGE. All courts, yards and other areas on the premises of any dwelling unit shall be properly graded and drained.

The Board of Health is authorized to make such additional rules and regulations as shall from time to time be necessary to carry out the purposes of this Article. Such rules and regulations shall become effective when they have been approved by resolution of the Mayor and Village Council and have been filed with the Village Clerk.

**9 - 303 HOUSING CODE: REPAIR OF DWELLINGS.** Every dwelling and part thereof shall be maintained in good repair by the owner or agent and fit for human occupancy. The roof shall be maintained so as not to leak, and all rain water shall be drained so as not to cause dampness in the walls or ceilings and so as not to cause nuisance to adjacent buildings. All steps, floors, stairways, stairwells, doors, porches, windows, screens, skylights, air shafts, mantle, chimneys, plumbing, toilets, sinks, walls and ceilings shall be kept in good, sound, safe and usable condition.

**9 - 304 HOUSING CODE VIOLATIONS, NUISANCE, ORDER TO VACATE.**

A. All dwellings, dwelling units, courts, yards and other areas which are in violation of any provision of this Article are declared to be a nuisance.

B. If any occupant or owner violates any provision of this Article the Board of Health shall send a written order to such occupant or owner to abate such nuisance within the time specified in the order.

C. If any such order or the Board of Health is not complied with within the time specified in the order, and the Board of Health finds that the dwelling or dwelling unit is unfit for human occupancy, the Board of Health may order the dwelling or dwelling unit vacated by posting notice on the front of the building. The order shall state that because compliance was not obtained within the period specified in the order, that the dwelling or dwelling unit has been found and is

declared to be unfit for human occupancy, and that human occupancy is prohibited after the date specified. A copy of the order shall be sent to the owners, or agent of the dwelling or dwelling unit, and to the occupant or occupants of the dwelling or dwelling unit.

D. A dwelling or dwelling unit so ordered to be vacated shall not again be occupied until a written statement shall have been secured from the Board of Health that the dwelling or dwelling unit has been made fit for human occupancy.

E. It shall be unlawful for any person, firm or corporation, whether for a consideration or not, to let lease, occupy or permit to be occupied any dwelling or dwelling unit so posted.

**9 - 305 HOUSING CODE: VIOLATIONS, PENALTY, ACCESS.**

A. The Board of Health is authorized to enforce the provisions of this Article, any rules and regulations adopted pursuant to this Article, and any other City Ordinances which regulate or pertain to human occupancy of dwellings or dwelling units.

B. The Board of Health, in the discharge of its official duties and upon proper identification, shall have the authority to enter any building, structure or premises within its jurisdiction at such times as may be reasonable necessary for the purposes of inspecting any dwelling or dwelling unit to carry out the provisions of this Article and to protect the public health, safety and welfare.

C. Any person violating any provisions of this Article shall be deemed guilty of a misdemeanor and upon conviction thereof shall be subject to a minimum fine of \$25.00 and maximum fine of \$100.00; and each day's violation shall constitute a separate offense.

**9 - 306 HOUSING CODE; APPEALS, BOARD OF HOUSING APPEALS.**

A. The Board of Housing Appeals shall consist of the Mayor, who shall be the chairperson of the Board of Housing Appeals, and the members of the Village Council.

B. Appeals to the Board of Housing Appeals may be taken by any person, firm or corporation aggrieved by any order, requirement, decision or determination of the Board of Health in the enforcement of this Article.

C. Upon the filing of an appeal to the Board of Housing Appeals, the City Clerk shall set a time and place for the hearing of the appeal. Notice shall be given to all owners and occupants of any dwelling or dwelling unit affected by the appeal. The hearing shall be within a reasonable time after the filing of the notice of appeal.

D. The Board of Housing Appeals shall have jurisdiction to hear and decide appeals where it is alleged that there is error in any order, requirement, decision or determination made by the Board of Health in the enforcement of the provisions of this Article.

E. The Board of Housing Appeals may affirm, reverse, affirm in part and reverse in part, or modify the order, requirement, decision or determination appealed from, and may make such other order, requirement, decision, or determination as it deems necessary. The order of the Board of Housing Appeals shall be binding on all owners and occupants of any dwelling or dwelling unit affected by the appeal.

PASSED AND APPROVED THIS 15 day of November, 1999.

Timothy E. Moore  
Chairman, Board of Trustees

ATTEST: \_\_\_\_\_  
Village Clerk

ORDINANCE # 99-60-2

Also  
in  
code  
book

AN ORDINANCE AMENDING CHAPTER 9, SECTION 201, BUILDING CODE AND TO ALLOW FOR THE VIOLATION PENALTY IN SECTION 201.

BE IT ORDAINED BY THE CHAIRMAN OF THE VILLAGE BOARD AND THE VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF MADRID, PERKINS COUNTY, NEBRASKA.

ARTICLE 2

BUILDING AND HOUSING CODES

9 - 201 BUILDING CODE: ADOPTION

The current edition of the National Building Code, as recommended by the American Insurance Association, as it now exists or may hereafter be amended, is hereby adopted as and for the Building Code of the Village, and all excavation, construction, alteration, removal or demolition of buildings and structures shall be performed in accordance with its provisions as it may from time to time be amended.

PASSED AND APPROVED THIS 15 day of November, 1999.

Timothy E. Moore  
Chairperson Board of Trustees

ATTEST:

Marilyn Maki  
Village Clerk

ORDINANCE # 99-2000-1

Also  
in  
Code  
book

**AN ORDINANCE AMENDING CHAPTER 9, SECTION 101, GENERAL PROVISIONS:  
BUILDING INSPECTOR, POWER AND AUTHORITY.**

**BE IT ORDAINED BY THE CHAIRMAN OF THE VILLAGE BOARD AND THE  
VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF MADRID, PERKINS  
COUNTY, NEBRASKA.**

**BUILDING REGULATIONS  
ARTICLE 1. GENERAL PROVISIONS**

**9 - 101 GENERAL PROVISIONS: BUILDING INSPECTOR, POWER AND**

**AUTHORITY.** The Building Inspector shall be the Municipal Representative who shall have the duty of enforcing all building and housing regulations as herein prescribed. He or She shall inspect all buildings repaired, altered, built or moved in the Municipality as often as necessary to insure compliance with all Municipal Ordinances. He or she shall have the power and authority to order all work stopped and any construction, alteration or relocation which violated any provisions prescribed herein. He or she shall issue permission to continue any construction, alteration, or relocation when they are satisfied that no provision will be violated. If the stop order is oral, it will be followed up with a written order. Such a written order can be delivered by the Building Inspector or any other law enforcement officer with jurisdiction within the Municipality. In the event there is no qualified person in the community to serve as the Building Inspector, more than one individual can be appointed to fulfill the various obligations of the Building Inspector.

**9 - 102 GENERAL PROVISIONS: BUILDING INSPECTOR, RIGHT OF ENTRY**

It shall be unlawful for any person to refuse to allow the Building Inspector entry into any building or Structure where the work of construction, alteration, repair or relocation is taking place for the purpose of making official inspections at any reasonable hour.

**9 - 103 GENERAL PROVISIONS: BUILDING INSPECTOR BUILDING PERMITS**

Any person desiring a building permit to commence or proceed to erect, construct, perform any structural repair or relocate any building or dwelling or cause the same to be done shall file with the Governing Body an application therefore in writing on a form to be furnished by the Municipal Clerk for that purpose. The application so filed with the Governing Body shall be checked and examined and, if they are found to be in conformity with the requirements of this Chapter and all other Ordinances applicable thereto, the Governing Body shall authorize the Municipal Clerk to issue the said applicant a permit upon the payment of the permit fee set by resolution of the Governing Body. (Ref. 17 - 130 through 17 - 132 RS Neb.)

PASSED AND APPROVED THIS 15 day of November, 1999

ATTEST:

Milene Mahr  
Village Clerk

Timothy E. Moore  
Chairman Board of Trustees

**Ordinance No. 97-984**

AN ORDINANCE TO DELIVER THE MOST HEALTHY AND EFFICIENT WATER SUPPLY, BY ELIMINATING ANY POTENTIAL CONTAMINATION THROUGH CROSS-CONNECTIONS OR BACK SIPHONING, VILLAGE OF MADRID, UNDER THE AUTHORITY GRANTED BY THE STATE OF NEBRASKA; REPEAL OF ORDINANCES IN CONFLICT HEREWITH; PENALTIES FOR VIOLATIONS OF THE MUNICIPAL CODE; VALIDITY, ESTABLISHING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CHAIRMAN AND THE BOARD OF TRUSTEES OF THE VILLAGE OF MADRID, PERKINS COUNTY, NEBRASKA.

**SECTION 1. MUNICIPAL WATER DEPARTMENT; CROSS CONNECTION CONTROL, GENERAL POLICY.**

A. Purpose: The purpose of this ordinance is:

1. To protect the public potable water supply of the Municipal water system from contamination or pollution by containing within the consumer's internal distribution system or private water system contaminants or pollutants which could backflow through the service connection into the public potable water supply system.
2. To promote the elimination, containment, isolation or control of existing cross connections, actual or potential between the public or consumer's potable water systems and non-potable water systems, plumbing fixtures and industrial process systems.
3. To provide for the maintenance of a continuing program of cross connection control which will systematically and effectively prevent the contamination or pollution of all potable water systems.

B. Application: This ordinance shall apply to all premises served by the public potable water system of the Municipality.

C. Policy: This ordinance will be reasonably interpreted. It is the Municipality's intent to recognize the varying degrees of hazard and to apply the principle that the degree of protection shall be commensurate with the degree of hazard.

The Municipal Water Department and Governing Body shall be primarily responsible for protection of the public potable water distribution system from contamination or pollution due to backflow or contaminants or pollutants through the water service connection. The cooperation of all consumers is required to implement and maintain the program to control cross connections. The consumer is responsible for preventing contamination of the water system within the consumer's own premises.

If, in their judgment of their authorized representative, cross connection protection is required through either piping modification or installation of an approved backflow prevention device, thirty (30) days' notice shall be give to the consumer. The failure, refusal or inability on the part of the consumer to provide requested protection within thirty (30) days shall make the consumer subject to discontinuance of water service at the discretion of the Municipal Water Department according to the degree of hazard without further notice. (Ref. 17-537 RS Neb.)

## **SECTION 2 MUNICIPAL WATER DEPARTMENT; CROSS CONNECTION CONTROL, DEFINITIONS.**

- A. The following definitions shall apply in interpretation and enforcement of this ordinance.
1. "Air Gap separation" means the unobstructed vertical distance through the free atmosphere between the lowest opening from any pipe or faucet supplying water to a tank, plumbing fixture or other device and the overflow level rim of the receptacle.
  2. "Auxiliary water supply" means any water source or system, other than the public water supply, that may be available in the building or premises.
  3. "Backflow" means the flow other than the intended direction of flow or any foreign liquids, gases or substances into the distribution system of a public water supply.
  4. "Backflow prevention device" means any device, method or type of construction intended to prevent backflow into a potable water system provided backflow preventers have been tested and approved by a reputable testing laboratory.
  5. "Consumer" means the owner or person in control of any premises supplied by or in any manner connected to a public water system.
  6. "Containment" means protection of the public water supply by installing a cross connection control device or air gap separation on the main service line to a facility or as an installation within equipment handling potentially hazardous materials.
  7. "Contamination" means an impairment of the quality of the water by sewage, process fluids or other wastes to a degree which could create an actual hazard to the public health through poisoning or through spread of disease



by exposure.

8. "Cross connection" means any physical link between a potable water supply and any other substance, fluid or source which makes possible contamination of the potable water supply due to the reversal of flow of the water in the piping or distribution system.
9. "Hazard, Degree of" means an evaluation of the potential risk to public health and the adverse effect of the hazard upon the potable water system.
  - a. Hazard-Health - any condition, device or practice in the water supply system and its operation which could create or may create a danger to the health and well-being of the water consumer.
  - b. Hazard-Plumbing - a plumbing type cross connection in a consumer's potable water system that has not been properly protected by a vacuum breaker, air-gap separation or backflow prevention device.
  - c. Hazard-Pollutional - an actual or potential threat to the physical properties of the water system or to the potability of the public or the consumer's potable water system but which would constitute a nuisance or be aesthetically objectionable or could cause damage to the system or its appurtenances but would not be dangerous to health.
  - d. Hazard-System - an actual or potential threat of severe damage to the physical properties of the public potable water system or of a pollution or contamination which would have a protracted effect on the quality of the potable water supply.
10. "Industrial Process System" means any system containing a fluid or solution which may be chemically, biologically or otherwise contaminated or polluted in a form or concentration such as would constitute a health, system, pollutional or plumbing hazard if introduced into a potable water supply.
11. "Isolation" means protection of a facility service line by installing a cross connection control device or air gap separation on an individual fixture, appurtenance or system.
12. "Pollution" means the presence of any foreign substance (organic, inorganic or biological) in water which tends to degrade its quality so as to constitute a hazard or impair the usefulness of the water to a degree which does not create an actual hazard to the public health but which does adversely and unreasonably affect such waters for domestic use.

13. "Public Potable Water System" means any publicly or privately owned water system supplying water to the general public which is satisfactory for drinking, culinary and domestic purposes and meets the requirements of the Nebraska Department of Health.
14. "Service Connection" means the terminal end of a service line from the public water system. If a meter is installed at the end of the service, then the service connection means the downstream end of the meter.
15. "Water Department" means the owner, operator or individual in responsible charge of a public water system.

**SECTION 3 MUNICIPAL WATER DEPARTMENT; CROSS CONNECTIONS, PROHIBITED.**

- A. No water service connection shall be installed or maintained to any premises where actual or potential cross connections to the public potable or consumer's water system may exist unless such actual or potential cross connections are abated or controlled to the satisfaction of the Municipal Water Department and as required by the laws and regulations of the Nebraska Department of Health.
- B. No connection shall be installed or maintained whereby an auxiliary water supply may enter a public potable or consumer's water system unless such auxiliary water supply and the method of connection and use of such supply shall have been approved by the Municipal Water Department and the Nebraska Department of Health.
- C. No water service connection shall be installed or maintained to any premises in which the plumbing system, facilities and fixtures have not been constructed and installed using acceptable plumbing practices considered by the Municipal Water Department as necessary for the protection of health and safety.

**SECTION 4 MUNICIPAL WATER DEPARTMENT; CROSS CONNECTIONS, SURVEY AND INVESTIGATIONS.**

- A. The consumer shall provide access to the premises at reasonable times to the Municipal Water Department or his authorized representative for the conduction of surveys and investigations of water use practices within the consumer's premises to determine whether there are actual or potential cross connections to the consumer's water system through which contaminants or pollutants could backflow into the public potable water system.
- B. On request by the Municipal Water Department or his authorized representative, the consumer shall furnish information on water use practices within his premises.

- C. It shall be the responsibility of the water consumer to conduct periodic surveys of water use practices on his premises to determine whether there are actual or potential cross connections to his water system through which contaminants or pollutants could backflow into his or the public potable water system.

**SECTION 5 MUNICIPAL WATER DEPARTMENT; CROSS CONNECTIONS, TYPE OF PROTECTION REQUIRED.** The type of protection required by this ordinance shall depend on the degree of hazard which exists as follows:

- A. An approved air gap separation shall be installed where the public potable water system may be contaminated with substances that could cause a severe health hazard.
- B. An approved air gap separation or an approved reduced pressure principal backflow prevention device shall be installed where the public potable water system may be contaminated with a substance that could cause a health hazard.
- C. An approved air gap separation or an approved reduced pressure principal backflow prevention device or an approved double check valve assembly shall be installed where the public potable water system may be polluted with substances that could cause a pollutional hazard not dangerous to health.

**SECTION 6 MUNICIPAL WATER DEPARTMENT; CROSS CONNECTIONS, WHERE PROTECTION IS REQUIRED.**

- A. An approved backflow prevention device shall be installed in the service connection line to a consumer's water system or within any premises where in the judgment of the Municipal Water Department or the Nebraska Department of Health actual or potential hazards to the public potable water system exists. The type and degree of protection required shall be commensurate with the degrees of hazard.
- B. An approved air gap separation or reduced pressure principal backflow prevention device shall be installed at the service connection or within any premises where, in the judgment of the Municipal Water Department or the Nebraska Department of Health, the nature and extent of activities on the premises or the materials used in connection with the activities or materials stored on the premises would present an immediate and dangerous hazard to health should a cross connection occur, even though such cross connection device is required to be installed. This includes but is not limited to the following situations:
  1. Premises having an auxiliary water supply unless the quality of the auxiliary supply is acceptable to the Municipal Water Department and the Nebraska Department of Health.

2. Premises having internal cross connections that are not correctable or intricate plumbing arrangements which make it impractical to ascertain whether or not cross connections exist.
  3. Premises where entry is restricted so that inspections for cross connections can not be made with sufficient frequency or at sufficiently short notice to assure that cross connections do not exist.
  4. Premises that although not covered by code are subject to frequent modification which would change their status or premises that have had backflow code violations.
  5. Premises on which any substance is handled under pressure so as to permit entry into the public water supply or where a cross connection could reasonably be expected to occur. This shall include the handling of process waters and cooling waters.
  6. Premises where materials of a toxic or hazardous nature are handled such that, if back siphonage or back pressure should occur, a serious health hazard may result.
- C. The following types of facilities must install or have in operation any approved air gap separation, atmospheric vacuum breaker or reduced pressure principal backflow prevention device as required by the Municipal Water Department and the Nebraska Department of Health to protect the public water supply and such must be installed at these facilities unless all hazardous or potentially hazardous conditions have been eliminated or corrected by other methods to the satisfaction of the Municipal Water Department and the Nebraska Department of Health.
1. Auxiliary Water Systems
  2. Beverage Bottling Plants
  3. Canneries, Packing Houses and Reduction Plants
  4. Car Washing Facilities
  5. Chemical Manufacturing, Processing, Compounding or Treatment Plants
  6. Chemically Contaminated Water Systems
  7. Dairies and Cold Storage Plants
  8. Film Laboratories
  9. Fire Protection Systems
  10. Hazardous Waste Storage and Disposal
  11. Hospital, Mortuaries, Clinics
  12. Sprinkler Systems and Hose Connections Injecting Directly, Materials of a Toxic or Hazardous Nature
  13. Laundries and Dye Works
  14. Metal Manufacturing, Cleaning, Processing and Fabricating Plants
  15. Oil and Gas Production, Storage or Transmission Properties

16. Plating Plants
17. Printing and Publishing Facilities
18. Research and Analytical Laboratories
19. Sewage and Storm Drainage Facilities - Pumping Stations
20. Zoological and Horticultural Gardens
21. All Cemetery Sprinkler Systems
22. Pet Grooming and Veterinarian Hospitals
23. Class A, B, and C Swimming Pools
24. Cooling Coil Service Lines (Refrigeration, Air Conditioning, etc.)
25. All Hot Water and Steam Boiler Heating Systems
26. All Stockyards and Sale Barns

**SECTION 7 MUNICIPAL WATER DEPARTMENT; CROSS CONNECTIONS, BACKFLOW PREVENTION DEVICES.**

- A. Any backflow prevention device required by this ordinance shall be of a model or construction approved by the Municipal Water Department and the Nebraska Department of Health.
  1. Air gap separation to be approved shall be at least double the diameter of the supply pipe measured vertically above the flood level rim of the vessel but in not case less than one (1) inch.
  2. A double check valve assembly or a reduced pressure principal backflow prevention device shall be approved by the Municipal Water Department and shall appear on the current "list of approved backflow prevention devices" established by the Water Department.
- B. Existing backflow prevention devices approved by the Municipal Water Department at the time of installation and properly maintained shall, except for inspection and maintenance requirements, be excluded from the requirements of this ordinance so long as the Municipal Water Department is assured that they will satisfactorily protect the water system. Whenever the existing device is moved from its present location or requires more than minimum maintenance or, when the Water Department finds that the maintenance constitutes a hazard to health, the unit shall be replaced by a backflow prevention device meeting the requirements of this ordinance.

**SECTION 8 MUNICIPAL WATER DEPARTMENT; CROSS CONNECTIONS, BACKFLOW PREVENTION DEVICES, INSTALLATION.**

- A. Backflow prevention devices required by this ordinance shall be installed at a location and in a manner approved by the Municipal Water Department and shall be installed at the expense of the water consumer.

- B. Backflow prevention devices installed on the service line to the consumer's water system shall be located on the consumer's side of the water meter as close to the meter as is reasonable practical and prior to any other connection.
- C. Backflow prevention devices shall be located so as to be readily accessible for maintenance and testing, protected from freezing and where no part of the device will be submerged or subject to flooding by any fluid.
- D. Backflow prevention devices for underground sprinklers that have an opening to the atmosphere shall be located at least twelve (12) inches above the highest ground served by the sprinkler system.

**SECTION 9 MUNICIPAL WATER DEPARTMENT; CROSS CONNECTIONS, BACKFLOW PREVENTION DEVICES, INSPECTION AND MAINTENANCE.**

- A. It shall be the duty of the consumer at any premises on which backflow prevention devices required by this ordinance are installed to have inspections, tests and overhauls made in accordance with the following schedule or more often where inspections indicate a need.
  - 1. Air gap separations shall be inspected at the time of installation and at least every twelve (12) months thereafter.
  - 2. Double check valve assemblies shall be inspected and tested for tightness at the time of installation and at least every twelve (12) months thereafter. They shall be dismantled, inspected internally, cleaned and repaired whenever needed.
  - 3. Reduced pressure principal backflow prevention devices shall be inspected and tested for tightness at the time of installation and at least every twelve (12) months thereafter. They shall be dismantled, inspected internally, cleaned and repaired whenever needed.
- B. Overhauls of backflow prevention devices shall be made at the expense of the water consumer and shall be performed by a State of Nebraska Certified Backflow Prevention Device Tester.
- C. Backflow prevention devices designed with testing cocks shall be inspected and tested each year and those tests performed by the Municipal Water Department will be at the expense of the Water Department. Tests performed by others shall be at the expense of the consumer.
- D. Whenever backflow prevention devices required by this ordinance are found to



be defective, they shall be repaired or replaced at the expense of the consumer without delay.

- E. The water consumer must maintain a complete record of each backflow prevention device that has test cocks from purchase to retirement. Records of inspections, test, repairs and overhauls performed by others shall be submitted to the Municipal Water Department annually.
- F. Backflow prevention devices shall not be by-passed, made inoperative, removed or otherwise made ineffective without specific authorization by the Municipal Water Department.

**SECTION 10 MUNICIPAL WATER DEPARTMENT; CROSS CONNECTIONS, BACKFLOW PREVENTION DEVICES, VIOLATIONS.**

- A. The Municipal Water Department or Water Purveyor shall have the right to deny or discontinue, after notice to the consumer thereof, the water service to any premises wherein:
  - 1. Any backflow prevention device required by these regulations is not installed or maintained in a manner acceptable to the Municipal Water Department.
  - 2. It is found that the backflow prevention device has been removed or by-passed.
  - 3. An unprotected cross-connection exists on the premises.
  - 4. A low pressure cut-off required by this Article is not installed and maintained in working order.
  - 5. The Municipal Water Department is denied entry to determine compliance with these regulations.
- B. The Municipal Water Department shall immediately deny or discontinue, without notice the consumer thereof, the water service to any premises wherein a severe cross-connection exists which constitutes an immediate threat to the safety of the public water system. The Municipal Water Department shall notify the consumer within twenty-four (24) hours of said denial or discontinuation of service.
- C. Water service to such premises shall not be restored until the consumer has corrected or eliminated such conditions or defects in conformance with these regulations, and to the satisfaction of the Municipal Water Department.

**SECTION 11 MUNICIPAL WATER DEPARTMENT; CROSS CONNECTIONS, BACKFLOW PREVENTION DEVICES, LIABILITY CLAIMS.**

Ordinance 97-98-4

Also in Code Book

## VILLAGE OF MADRID CROSS-CONNECTION ORDINANCE

**PURPOSE:** To deliver the most Healthy and efficient water supply to the general public, by eliminating any potential contamination through cross-connections or back siphoning.

### Procedures to assure compliance

1. Compile a list of potential Cross-Connection locations
  - a. Look for:
    - contaminated pipes, pumps, stock tanks,
    - steam condensate returns, water heaters with hose
    - outdoor connections, any other potentially unsafe place where contaminants can reenter the public water supply. ( NDOH Pamphlet Causes and Effects gives outline )
2. No person shall complete an interconnection with the Public Water Supply system and other potable water systems, unless first approved by the Public Water supply system and under the direction of the water operator.
  - a. no household connections new or replacement shall be done outside the presence of the supply operator.
  - b. All new line connections for the Village shall be conducted by a bonded company.
3. The Public Water Supply System shall require installation of property located back flow prevention devices, with special attention paid to sources outlined in the accompanying list. All potential hazard sites will be inspected by the Local Utilities Superintendent, and recommendations will be made to take effective measures to alleviate risks.
4. The Village will supply each household with one Hose Bibb Vacuum Breaker. This device will alleviate most home use contaminations. All additional check valves requested will be paid for by the patron at a rate equivalent to the Village cost. (This is not a money making venture.) Those with stock tanks can be exempt, if they install an Air Gap System. This will require a water drop from source, of no less than 4 times the diameter of the pipe being used to supply water.
5. Violations of the required Back flow Valve Prevention Ordinance will be subject to a \$100.00 fine, pursuant to a public hearing at the convenience of the Village. (Most often the monthly Board Meeting.)
6. **POTENTIAL BACK FLOW PROBLEMS IN MADRID**
  - A. TANKS - Lines handling sewage or nontoxic substances
    1. stock tanks - with bottom feed water source or hose in tank

2. minnow tanks
3. hot water heaters - with hose runoff
4. home sprayers attached to an outside faucet

**B. OTHER EQUIPMENT AND FACILITIES SUBJECT TO BACK FLOW**

1. soft drink dispensers and bar carbonators
  2. tank and loading stations
  3. fire hydrant truck fills
7. Fire Protection systems shall be equipped with back flow prevention devices as described in AWWA manual M-14, second edition. The Back flow preventers shall not be moved, removed, replaced, shut off or in any way altered, unless in strict compliance of the rules and regulations outlined by the State Fire Marshall.
  8. Upon implementation of Madrid's back flow prevention ordinance the water supplier will install back flow valves and explain the biannual inspection plan. Citizens will be encouraged to report potential back flow hazards on their own premises, as well as, occurrences they view elsewhere.
  9. The Village upon receiving further information regarding the education and awareness of cross-connection hazards will post said information for public inspection. Included will be remedies available to solve problems which may jeopardize the Public Water Supply System.
  10. The Village will also keep on hand material available for Public Scrutiny. Including , but ; not limited to the following manuals:
    - a. Foundation for Cross Connection Control and Hydrologic Research
    - b. American Water Works Manual M - 14 second edition
    - c. NDOH Causes and Effects of Back flow

FEE SCALE FOR NUISANCE ABATEMENT ORDINANCE

ORDINANCE NO. 97-98-3

AN ORDINANCE OF THE VILLAGE OF MADRID, PERKINS COUNTY, NEBRASKA, ESTABLISHING A FEE SCALE AND PROVIDING FOR THE COLLECTION THEREOF FOR THE USE OF VILLAGE EQUIPMENT AND PERSONNEL IN THE ABATEMENT OF A PUBLIC NUISANCE.

BE IT ORDAINED by the Chairman and Board of Trustees of the Village of Madrid, Perkins County, Nebraska:

SECTION 1: That whenever a public nuisance has been determined, whether by order of an appropriate tribunal or by mutual agreement by and between the land owner or person in possession and the Village of Madrid, Perkins County, Nebraska, (Village) that the Village shall have the option of using Village equipment and personnel to effectuate the abatement of said nuisance if said owner or person in possession fails to complete the abatement within the specified or agreed time frame.

SECTION 2: That the option of the Village to use the village equipment and personnel shall be discretionary at the determination of the Board of Trustees and shall not preclude the Village entering into an agreement with a private contractor to effectuate the nuisance abatement if it is deemed in the best interest of the Village to do so.

SECTION 3: That in addition to all actual expenses incurred by the Village in effectuating the nuisance abatement, including but not limited to contract obligations, rental fees, disposal fees, licenses, transportation, permits, the cost of applying for or obtaining the aforementioned items, and clerical, and legal fees, the Village shall charge the land owner or person in possession for the use of village equipment and personnel based upon the following rates as may be amended from time to time:

1. Personnel: \$25.00 per hour per person
2. Mower: \$20.00 per hour (plus village operator)
3. Back-hoe: \$35.00 per hour (plus village operator)

SECTION 4: That upon the completion of said abatement the Village shall send a statement for the costs incurred in abating the nuisance to the owner and the person in

possession. Upon a failure to pay the statement in full by the owner or person in possession, within 15 days from the date of the billing, the Board, in accordance with Chapter 4, Article 3, Section 4-303(4) of the Municipal Code of the Village of Madrid, Perkins County Nebraska, may levy the cost as a special assessment against the real estate. Such special assessment shall be a lien on the real estate and shall be collected in the manner provided by Nebraska law for special assessments.

SECTION 5: That all other ordinances or parts of ordinances insofar as they conflict herewith are hereby repealed.

SECTION 6: That this Ordinance shall become effective and be in full force and effect from and after its passage, approval and publication as required by law.

PASSED AND APPROVED this 13 day of July, 1998.

  
\_\_\_\_\_  
CHAIRMAN

ATTEST:

  
\_\_\_\_\_  
VILLAGE CLERK

Employees of the Municipal Water Department shall be relieved from personal liability when acting in good faith and without malice, for any damage that may occur to any person or property as a result of any act required or authorized by the regulations affecting Municipal Water Department; Cross Connections, Backflow Prevention Devices, or by any act or omission of the Employee of the Municipal Water Department in the discharge of his duties hereunder. Any suit brought carrying out the provisions of these regulations shall be defended by the Municipality, or by the Municipality's insurance carrier, if any, through final determination of such proceedings.

**SECTION 12** Effective Date. This Ordinance shall take effect and be in full force from and after its passage, approval, and publication as required by law. Reference Nebraska 17-537 RS.

ADOPTED AT <sup>9:45 P.M.</sup> ~~11~~ THIS 13 DAY OF July, 1998.

ATTEST:

Marilyn Maki  
CLERK

Dagen Slab  
CHAIRMAN



ORDINANCE NO. 9798-1

MADRID, NEBRASKA

ORDINANCE NO. 97984

AN ORDINANCE AUTHORIZING THE ISSUANCE OF REFUNDING BONDS OF THE VILLAGE OF MADRID, NEBRASKA, IN THE PRINCIPAL AMOUNT OF SIXTY-SEVEN THOUSAND DOLLARS (\$67,000); PRESCRIBING THE FORM OF SAID BONDS PROVIDING FOR A SINKING FUND AND FOR THE LEVY OF TAXES TO PAY SAID BONDS; PROVIDING FOR THE SALE OF THE BONDS; AUTHORIZING THE DELIVERY OF THE BONDS TO THE PURCHASER; PROVIDING FOR THE DISPOSITION OF THE BOND PROCEEDS AND ORDERING THE ORDINANCE PUBLISHED IN PAMPHLET FORM.

BE IT ORDAINED BY THE CHAIRPERSON AND BOARD OF TRUSTEES OF THE VILLAGE OF MADRID, NEBRASKA:

Section 1. The Chairperson and Board of Trustees find and determine: That there have heretofore been issued interest-bearing bonds, part of which remain unpaid and constitute a legal liability against the Village as follows:

Water Bonds, dated December 15, 1992, Bonds Nos. 6 to 18 inclusive, in the principal amount of \$65,000 (the "Outstanding Bonds");

that since the issuance of said Outstanding Bonds the rate of interest has so declined in the markets that by taking up and paying off such bonds by an issue of Refunding Bonds of the Village, a substantial savings in the amount of yearly running interest will be made to the Village; that by issuing its refunding bonds in the amount of \$67,000 together with a deposit of other available funds of the Village, the Outstanding Bonds can be taken up and paid off on March 16, 1998, and have been called for redemption on said date; and that all conditions, acts and things required by law to exist or to be done precedent to the issuance of Refunding Bonds in the principal amount of \$67,000 do exist and have been done as required by law.

Section 2. For the purpose as set forth in Section 1, there shall be and there are hereby ordered issued Refunding Bonds, of the principal amount of \$67,000, consisting of thirteen bonds, numbered 1 to 13 inclusive, Bond No. 1 for \$7,000 and Bonds Nos. 2 to 13 inclusive for \$5,000 each, to be dated March 15, 1998, in fully registered form. Said bonds shall bear interest at the rates per annum, be numbered and mature on December 15 of each year in the principal amounts as follows:

<u>Bonds Nos.</u>	<u>Principal Amount</u>	<u>Maturing on December 15 of Year</u>	<u>Interest Rate Per Annum</u>
1	\$ 7,000	1998	4.25%
2	5,000	1999	4.35
3	5,000	2000	4.45
4	5,000	2001	4.50
5	5,000	2002	4.65
6 - 7	10,000	2003	4.75
8 - 9	10,000	2004	4.85
10 - 11	10,000	2005	4.90
12 - 13	10,000	2006	4.95

Interest on the bonds shall be payable semiannually on June 15 and December 15 of each year, starting June 15, 1998. Payments of interest due on the bonds prior to maturity or redemption shall be made by the Paying Agent and Registrar, as designated pursuant to Section 3 hereof, by mailing a check in the amount due for such interest on each interest payment date to the registered owner of each bond to such owner's registered address as shown on the books of registration, as required to be maintained in Section 3 hereof. Payment of principal due at maturity or at any date fixed for redemption, together with any accrued interest then due, shall be made by said Paying Agent and Registrar to the registered owners upon presentation and surrender of the bonds to said Paying Agent and Registrar. The Village and said Paying Agent and Registrar may treat the registered owner of any bond as the absolute owner of such bond for the purpose of making payments thereon and for all other purposes and neither the Village nor said Paying Agent and Registrar shall be affected by any notice or knowledge to the contrary whether such bond or any installment of interest due thereon shall be overdue or not. All payments on account of interest or principal made to the registered owner of any bond shall be valid and effectual and shall be a discharge of the Village and said Paying Agent and Registrar, in respect of the liability upon the bonds or claims for interest to the extent of the sum or sums so paid. If any bond is not paid upon presentation of the bond at maturity or any interest installment is not paid when due, the delinquent bond or delinquent interest installment shall bear interest thereafter until paid at a rate equal to the rate assessed against delinquent taxes under Section 45-104.01 R.R.S. Nebraska, 1993, as now existing or as the same may be amended from time to time by the Nebraska Legislature.

Section 3. The Village Treasurer is hereby designated as Paying Agent and Registrar for the bonds. Said Paying Agent and Registrar shall keep and maintain

for the Village books for the registration and transfer of the bonds at the office of the Village Clerk in Madrid, being the office of the Paying Agent and Registrar. The names and registered addresses of the initial registered owner or owners of the bonds shall be recorded in such books prior to the issuance thereof. Any bond may be transferred pursuant to its provisions at the office of the Paying Agent and Registrar upon surrender of such bond for notation of transfer, accompanied by a written instrument of transfer, in form satisfactory to such Paying Agent and Registrar, duly executed by the registered owner in person or by such owner's duly authorized agent, and thereupon the Paying Agent and Registrar will register such transfer upon said registration books and make notation thereof on the bond and deliver the same to the transferee registered owner (or send it by registered mail to the transferee owner at such owner's expense). Payments of interest shall be mailed to the registered owners of the bonds as of the record date for each interest payment date. The record date for payments due each June 15 shall be the immediately preceding May 31. The record date for payment due each December 15 shall be the immediately preceding November 30. The Village and the Paying Agent and Registrar shall not be required to transfer bonds during any period from any record date until its immediately following interest payment date or to transfer any bonds called for redemption for a period of 30 days next preceding the date fixed for redemption prior to maturity.

Section 4. Bonds maturing on or after December 15, 2003 shall be subject to redemption, in whole or in part, prior to maturity at any time on or after March 15, 2003, at par plus accrued interest on the principal amount redeemed to the date fixed for redemption. Notice of redemption of any bond called for redemption shall be given at the direction of the Chairperson and Board of Trustees by the Paying Agent and Registrar by mail not less than thirty days prior to the date fixed for redemption, first class postage prepaid, sent to the registered owner of such bond at said owner's registered address. Such notice shall designate the bond or bonds to be redeemed by number and maturity, the date of issue, the date fixed for redemption and state that such bond or bonds are to be presented for prepayment at the office of the Paying Agent and Registrar. No defect in the mailing of notice for any bond shall affect the sufficiency of the proceedings of the Chairperson and Board designating the bonds called for redemption or the effectiveness of such call for bonds for which notice by mail

has been properly given and the Chairperson and Board shall have the right to further direct notice of redemption for any such bond for which defective notice has been given.

Section 5. The bonds shall be executed on behalf of the Village by being signed by the Chairperson and the Village Clerk, one of which signatures may be a facsimile signature, and shall have the Village seal impressed on each bond.

Section 6. Said bonds shall be in substantially the following form:

UNITED STATES OF AMERICA  
STATE OF NEBRASKA  
COUNTY OF PERKINS  
VILLAGE OF MADRID

REFUNDING BOND

Interest Rate  
%

Maturity Date  
December 15, \_\_\_\_\_

CUSIP NO.  
\_\_\_\_\_

KNOW ALL PERSONS BY THESE PRESENTS: That the Village of Madrid, in the County of Perkins, in the State of Nebraska, hereby acknowledges itself to owe and for value received promises to pay to the registered owner hereof the sum of \_\_\_\_\_ Thousand Dollars (\$\_\_\_\_\_) in lawful money of the United States of America on the maturity date specified above, with interest thereon from the date hereof to maturity at the rate per annum specified above. Said interest shall be payable semiannually on the fifteenth day of June and December in each year, starting June 15, 1998. If this bond is not paid upon presentation at maturity or any interest installment hereon is not paid when due, the bond or interest installment shall bear interest thereafter until paid at a rate equal to the rate assessed against delinquent taxes under Section 45-104.01 R.R.S. Nebraska 1993, as now existing or as the same may be amended from time to time by the Nebraska Legislature. The interest hereon shall be paid on each interest payment date by the Village Treasurer as Paying Agent and Registrar for the Village by check or draft mailed to the registered owner hereof, as of the close of business on the last business day of the month immediately preceding the month in which the interest payment date occurs, at such owner's registered address as it appears on the books of registration of the Village. The principal of this bond and the interest due at maturity or upon call for redemption prior to maturity are payable on presentation and surrender to said Paying Agent and Registrar at the office of the Village Clerk in Madrid, being the office of the Paying Agent and Registrar. For the prompt payment of this bond, principal and interest as the same become due, the full faith, credit and resources of said Village are hereby irrevocably pledged.

The Village, however, reserves the right and option of paying bonds of this issue maturing on or after December 15, 2003, in whole or in part, on March 15, 2003, or at any time thereafter. Notice of such redemption shall be given by mail, sent to the registered owner of any bond to be redeemed at said registered



owner's address in the manner provided in the ordinance authorizing said bonds.

This bond is one of an issue of thirteen bonds, numbered from 1 to 13 inclusive, in the total principal amount of \$67,000, of like tenor herewith except as to denomination, date of maturity and rate of interest issued by said Village for the purpose of paying the bonded debt of said Village on its legally issued Water Bonds, dated December 15, 1992, in the principal amount of Sixty-five Thousand Dollars (\$65,000) now existing and unpaid, and in pursuance of the provisions of Section 10-142, R.R.S. Neb. 1943. This bond and the others of said issue have been duly authorized by an ordinance duly passed and adopted by the Chairperson and Board of Trustees of said Village.

This bond is transferable by the registered owner or such owner's attorney duly authorized in writing at the office of the Paying Agent and Registrar upon surrender of this bond for notation of transfer as provided on the reverse hereof. The Village, its Paying Agent and Registrar, and any other person may treat the person in whose name this bond is registered as the absolute owner hereof for the purpose of receiving payment hereof and for all purposes and shall not be affected by any notice to the contrary, whether this bond be overdue or not.

IT IS HEREBY CERTIFIED AND WARRANTED that all conditions, acts and things required by law to exist or to be done precedent to and in the issuance of this bond and precedent to and in the issuance of the bonds refunded hereby did exist, did happen and were done and performed in regular and due form and time as required by law, and that the indebtedness of said Village, including this bond, does not exceed any limitations imposed by law. The Village covenants and agrees that it will cause to be levied and collected annually a tax by valuation on all the taxable property in said Village, in addition to all other taxes, sufficient in rate and amount to pay the interest on this bond when and as the same becomes due and to create a sinking fund to pay the principal of this bond when the same becomes due.



of the State of Nebraska.

Section 8. Said bonds are hereby sold to MBU, Inc. at 98% of the principal amount thereof, and the Village Treasurer is authorized to deliver the bonds to said purchaser upon receipt of the said amount plus accrued interest to the date of payment. Said bonds are sold to the purchaser subject to the opinion of independent bond counsel that said bonds are lawfully issued; that said bonds constitute a valid obligation of the Village; and that under existing laws and regulations the interest on said bonds is exempt from both Nebraska state and federal income taxes. The proceeds of the bonds herein authorized shall be applied to the redemption of the Outstanding Bonds of the Village as called for redemption on March 16, 1998.

Section 9. The Chairperson and Board of Trustees shall cause to be levied and collected annually a tax by valuation on all the taxable property in the Village, in addition to all other taxes, sufficient in rate and amount to pay the interest on the bonds herein authorized as the same becomes due and to create a sinking fund to pay the principal of said bonds when and as such bonds become due.

Section 10. The Village of Madrid, Nebraska, hereby covenants to the purchasers and holders of the bonds hereby authorized that it will make no use of the proceeds of said bond issue, including monies held in any sinking fund for the payment of said bonds, which would cause said bonds to be arbitrage bonds within the meaning of Sections 103(b) and 148 of the Internal Revenue Code of 1986, as amended (the "Code") and further covenants to comply with said Sections 103 and 148 and all applicable regulations thereunder throughout the term of said bond issue. The Village hereby covenants and agrees to take all actions necessary under the Code to maintain the tax-exempt status of interest payable on the bonds with respect to taxpayers generally but not including insurance companies or corporations subject to the additional minimum tax. The Village hereby designates the bonds as its "qualified tax-exempt obligations" pursuant to Section 265(b)(3)(B)(i)(III) of the Code and covenants and warrants that it does not anticipate issuing tax-exempt obligations in calendar 1998 in an amount in excess of \$10,000,000.

Section 11. This ordinance shall be published in pamphlet form and take effect as provided by law.

PASSED AND APPROVED this 9 day of Feb, 1998.

\_\_\_\_\_  
Chairperson

ATTEST:

Mallene Mahr  
Village Clerk

(S E A L)

STATE OF NEBRASKA            )  
  )  SS.  
COUNTY OF PERKINS         )

PROOF OF PUBLICATION AND POSTING

Marlene Mohr, being first duly sworn under oath says that she is the Clerk of the Village of Madrid, Nebraska, and that the attached and foregoing copy of Ordinance No. 97981 is a true and correct copy of said ordinance as passed by the Chairman and Board of Trustees at the meeting of Feb 9, 1998, and that said ordinance was published in pamphlet form and filed in my office this 9 day of Feb, 1998, and a copy of the pamphlet was posted on said date in the following three public places:

- Newscenter
- Postoffice
- Adams Bank & Trust

Marlene Mohr  
Village Clerk

( S E A L )

95-96-2

SALARY ORDINANCE 95-96-1002?

AN ORDINANCE OF THE VILLAGE OF MADRID, NEBRASKA TO SET THE SALARIES OF THE APPOINTIVE OFFICIALS AND OTHER EMPLOYEES OF THE VILLAGE OF MADRID REPEALING ALL ORDINANCES IN CONFLICT HEREWITH ESTABLISHING AN EFFECTIVE DATE

Be it ordained by the Chairman and the Board of Trustees of the Village of Madrid, Nebraska

Section 1- That the salaries of the following appointive officials and other employees be set at the following rates retroactive to July 1, 1996 and effective hereafter:

Darrell Burge 1200.00

Marlene Mohr 150.00

Part Time Maintenance 5.00 per hour

Section 2- Any Ordinance passed and approved prior to the passage approval and publication of this ordinance and in conflict with its provisions is hereby repealed.

Section 3- This ordinance shall take effect and be in full force from and after its passage, approval and publication or posting as required by law.

PASSED AND APPROVED THIS 12 DAY OF AUGUST, 1996

Gary Baumgartner  
Gary Baumgartner-Chairman

Marlene Mohr  
Marlene Mohr-Clerk

SALARY ORDINANCE <sup>95-96-1</sup>~~94-95-5~~

AN ORDINANCE OF THE VILLAGE OF MADRID, NEBRASKA TO SET THE SALARIES OF THE APPOINTIVE OFFICIALS AND OTHER EMPLOYEES OF THE VILLAGE OF MADRID REPEALING ALL ORDINANCES IN CONFLICT HEREWITH ESTABLISHING AN EFFECTIVE DATE

Be it ordained by the Chairman and the Board of Trustees of the Village of Madrid, Nebraska

Section 1 That the salaries of the following appointive officials and other employees be set at the following rates retroactive to July 1, 1995 and effective hereafter:

Wayne Ogg 1350<sup>00</sup>

Marlene Mohr 150<sup>00</sup>

Part time maintenance 4.25

Section 2: Any Ordinance passed and approved prior to the passage approval and publication of this ordinance and in conflict with its provisions is hereby repealed.

Section 3: This ordinance shall take effect and be in full force from and after its passage, approval and publication or posting as required by law.

PASSED AND APPROVED THIS 14 DAY OF AUGUST, 1995

  
Gary Baumgartner, Chairman

  
Marlene Mohr-Clerk



**ORDINANCE NO. 94-95-4**  
**ANNUAL APPROPRIATIONS BILL**

AN ORDINANCE OF THE VILLAGE OF Madrid, NEBRASKA, APPROPRIATING MONEY DETERMINED NECESSARY TO DEFRAY BY MEANS OF TAXATION, ALL THE NECESSARY EXPENSES AND LIABILITIES OF THE VILLAGE FOR THE FISCAL YEAR BEGINNING THE 1ST OF AUGUST 1995, AND ENDING THE 30TH OF SEPTEMBER, 1996; REPEALING ALL ORDINANCE IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CHAIRMAN AND THE BOARD OF TRUSTEES OF THE VILLAGE OF Madrid, NEBRASKA, AS FOLLOWS:

Section 1. There are hereby appropriated the following sums of money determined necessary to defray by means of taxation, all the necessary expenses and liabilities of the Village of Madrid Nebraska, for the fiscal year beginning the 1st of August 1995, and ending the 30th of September, 1996. The objects or purposes for which such expenditures are to be made in the amount appropriated for each object or purpose are specified as follows:

FUND AND PURPOSE	AMOUNT APPROPRIATED	
General Fund .....	\$ _____	184800.00
Bond Fund .....	\$ _____	30
Other Fund .....	\$ _____	214800.00
TOTAL ALL FUNDS .....	\$ <u>220,000.00</u>	

Section 2. The unexpended balances in all funds at the end of the fiscal year shall be reappropriated to the respective funds for the following fiscal year.

Section 3. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 4. This ordinance shall be in full force and effect upon its passage, approval and publication as prescribed by law.

PASSED AND APPROVED THIS 10 DAY OF July, 1995.

[Signature]  
\_\_\_\_\_, Chairman  
Village of Madrid

ATTEST:

[Signature]  
\_\_\_\_\_, Clerk/Treasurer  
Village of Madrid

ORDINANCE NO. 94952

AN ORDINANCE TO ESTABLISH PROCEDURAL POLICIES FOR UTILITY DISCONNECTION; TO REPEAL ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT THEREWITH; TO ESTABLISH AN EFFECTIVE DATE WHEN THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT.

BE IT ORDAINED BY THE CHAIRMAN AND THE BOARD OF TRUSTEES OF THE VILLAGE OF MADRID, NEBRASKA.

PROCEDURAL POLICIES FOR UTILITY DISCONNECTION

SECTION 1. RIGHT TO DISCONNECT. The Village of Madrid, Nebraska, (hereinafter referred to as Village) may disconnect utility service for any of the following reasons or for any other reason permitted by federal, state or municipal law:

- A. Failure to meet the applicable provisions of law.
- B. Violation of the ordinances or regulations pertaining to utility service.
- C. Nonpayment of past or present utility bills.
- D. Willful or negligent waste of service due to improper or imperfect pipes, fixtures, appliances or otherwise.
- E. Molesting any meter, seal or other equipment controlling or regulating the supply of utility service.
- F. Theft or diversion and/or use of service without payment therefor.
- G. Vacancy or abandonment of premises.

SECTION 2. DELINQUENT BILLS. All bills for utility service are due and payable the first day of January, April, July, and October. Payment at net is allowed until the last day of the month the bill is due. After that date, the bill is delinquent and payable at the gross amount. A reminder notice will be given by mail, in person or phone call after the due date. If the bill remains delinquent after the 15th day of the proceeding month the bill is mailed, a disconnect notice will be served upon any domestic subscriber in compliance with Section 3 and 4 of this procedural policy.

Section 3. SERVING DISCONNECT NOTICE. Before disconnection of utility service, the Village shall give notice by first class mail or in person to the domestic subscriber whose utility service is to be disconnected. If notice is given by first class mail, such mail shall be conspicuously marked as to its importance. The Village also has available to domestic subscribers third party notice whereby the Village will serve the notice of disconnection on the designated third party by first class mail or in person. Any subscriber who has previously been identified as a welfare recipient to the utility by the Department of Social Services shall be served notice by certified mail and notice of such proposed termination shall be given to the Department of Social Services.

SECTION 4. CONTENTS OF DISCONNECT NOTICE. The disconnection notice, by state law, must contain at least the following information:

1. The reason for the proposed disconnection.
2. A statement of intention to disconnect unless the domestic subscriber either pays the bill or reaches an agreement with the utility regarding payment of the bill.
3. The date upon which service will be disconnected if the domestic subscriber does not take appropriate action.
4. The name, address and telephone number of an employee designated by the Village to whom the domestic subscriber may address an inquiry or complaint.
5. A statement explaining that the domestic subscriber has a right prior to the disconnection date to request a conference regarding any dispute over the proposed disconnection.
6. A statement that the Village not disconnect utility service until the conference is concluded.
7. A statement to the effect that disconnection may be postponed or prevented upon presentation of a duly licensed physician's certificate which shall certify that the domestic subscriber or resident within such subscriber's household has an existing illness or handicap which would cause such subscriber or resident to suffer an immediate and serious health hazard by the disconnection of the utility's service to that household. Such certificate must be filed with the Village within five (5) days of receiving notice of disconnection and will prevent the disconnection of utility service for a period of thirty (30) days from such filing. Only one (1) postponement of disconnection shall be allowed for each incidence of nonpayment of any due account.
8. A list of all monies that must be remitted to the Village for reconnection including any reconnect charges and payment of all past due accounts.
9. A statement explaining that the domestic subscriber may arrange with the Village for an instalment payment plan.
10. A statement to the effect that those domestic subscribers who are welfare recipients may qualify for assistance in payment of their utility bill and that they should contact their caseworker in that regard.

SECTION 5. CONFERENCE WITH DOMESTIC UTILITY SUBSCRIBER. Upon a written request by a customer for a conference, the Village shall:

1. Hear and decide all matters at the conference.
2. Schedule a conference within 14 days of the receipt of the customer's request for a conference.
3. Notify the domestic subscriber in writing of the time, place and date scheduled for the conference.

The conference shall be informal and not governed by the Nebraska Rules of Evidence. Failure by the customer to attend the conference shall relieve the Village of any further action prior to the disconnection of utility service.

The domestic subscriber may, prior to the scheduled conference, give good and sufficient reason that they will be unable to attend the conference at the appointed time and date. The Village shall make a reasonable effort to reschedule the conference.

SECTION 3. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 4. This ordinance shall have full force and effect upon its passage as prescribed by law.

PASSED AND APPROVED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 1994.

  
Gary Baumgartner, Chairman  
Village of Madrid, Nebraska

ATTEST:

  
Marlene Mohr, Clerk  
Village of Madrid, Nebraska

ORDINANCE NO. 9394-2

AN ORDINANCE OF THE VILLAGE OF MADRID, NEBRASKA, APPROPRIATING MONEY DETERMINED NECESSARY TO DEFRAY BY MEANS OF TAXATION, ALL THE NECESSARY EXPENSES AND LIABILITIES OF THE VILLAGE FOR THE FISCAL YEAR BEGINNING THE 1ST OF AUGUST 1994, AND ENDING THE 31ST OF JULY 1995; REPEALING ALL ORDINANCE IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CHAIRMAN AND THE BOARD OF TRUSTEES OF THE VILLAGE OF MADRID, NEBRASKA, AS FOLLOWS:

Section 1. There are hereby appropriated the following sums of money determined necessary to defray by means of taxation, all the necessary expenses and liabilities of the Village of Madrid Nebraska, for the fiscal year beginning the 1st of August 1994, and ending the 31st of July 1995. The objects or purposes for which such expenditures are to be made in the amount appropriated for each object or purpose are specified as follows:

FUND AND PURPOSE	AMOUNT APPROPRIATED
General Fund .....	\$184,800.00

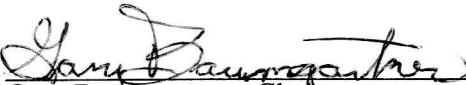
which includes \$33,301.00 in the General Fund from taxation and \$151,499.00 from all other sources of revenue.

Section 2. The unexpended balances in all funds at the end of the fiscal year shall be reappropriated to the respective funds for the following fiscal year.

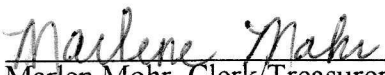
Section 3. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 4. This ordinance shall be in full force and effect upon its passage, approval and publication as prescribed by law.

PASSED AND APPROVED THIS 26TH DAY OF JULY, 1994.

  
\_\_\_\_\_  
Gary Baumgartner, Chairman  
Village of Madrid

ATTEST:

  
\_\_\_\_\_  
Marlene Mohr, Clerk/Treasurer  
Village of Madrid

SALARY ORDINANCE 94-95-1

AN ORDINANCE OF THE VILLAGE OF MADRID, NEBRASKA TO SET THE SALARIES OF THE APPOINTIVE OFFICIALS AND OTHER EMPLOYEES OF THE VILLAGE OF MADRID: REPEALING ALL ORDINANCES IN CONFLICT HEREWITH ESTABLISHING AN EFFECTIVE DATE.

Be it ordained by the Chairman and Board of Trustees of the Village of Madrid, Nebraska

Section 1 That the salaries of the following appointive officials and other employees be set at the following rates retroactive to July 1, 1994 and effective hereafter:

Wayne Ogg 12.50<sup>00</sup> Maintenance Supervisor

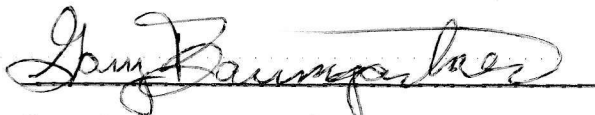
Marlene Mohr 1.50<sup>00</sup> Clerk

Part time Maintenance 4.25 per hour

Section 2: any Ordinance passed and approved prior to the passage, approval and publication of this ordinance and in conflict with its provisions is hereby repealed.

Section 3: This ordinance shall take effect and be in full force from and after its passage, approval and publication or posting as required by law.

PASSED AND APPROVED THIS 8 DAY OF AUGUST, 1994



Gary Baumgartner-Chairman



Marlene Mohr- Clerk

## WELLHEAD PROTECTION ORDINANCE

No. 3-126

AN ORDINANCE OF THE VILLAGE OF MADRID, PERKINS COUNTY, NEBRASKA TO ESTABLISH A WELL-HEAD PROTECTION PROGRAM TO ENSURE THE SAFETY OF THE PUBLIC WATER SUPPLY.

**SECTION 1:** That the purpose of the well-head protection program is to ensure that the public water supply of the Municipality meets the requirements of the State Department of Health at all times and to prevent contamination of the wells supplying water to the Municipal water system. In addition to the specific provisions set-forth hereinbelow, the Village and the Utilities Superintendent shall institute a program of public education and awareness. Whenever possible the Village and the Utilities Superintendent shall use an interagency approach in determining revisions or additions to the requirements contained in the Well-Head Protection Program so as to maximize the safety, health and welfare of the citizens of the Village. Compliance with the program shall in no way relieve anyone wishing to drill a well from any requirements promulgated by the State of Nebraska or its agencies including the Department of Water Quality and the Upper Republican Natural Resources District.

**SECTION 2:** That the Village with the assistance of the Utilities Superintendent and other experts and agencies shall establish a Well-Head Protection Area surrounding each Municipal well providing water to the Municipal water supply. The protection area shall be delineated upon an official map maintained by the Utilities Superintendent. The protection area shall be comprised of three zones. Under no circumstances shall a well be drilled by any person that poses a threat of contamination to the municipal water supply. For the purpose of the Well-head Protection Program the time of travel distance shall be determined by the following formula:

$$T = 314nbL^2 \div Q$$

T = time of travel in days

L = distance from the well (feet)

n = effective porosity (assumed to be 0.2 unless supporting evidence indicates otherwise)

b = aquifer thickness (feet)

Q = pumping rate (cubic feet per day)

**SECTION 3:** It shall be the obligation of the party seeking the permit to submit sufficient evidence of the location of the proposed well and that the proposed well will be in compliance with this Well-head Protection Plan. For the purpose of this plan the protection area shall be composed of the following three zones.

**ZONE ONE: Wells Prohibited** All areas within the Well-Head Protection area not labeled Zone Two or Three shall be classified Zone One. No new wells shall be allowed to be drilled by any person within Zone One. This area shall include the corporate limits of the Village of Madrid and an area within a 1,000



foot radius around all existing Municipal wells serving the Municipal water supply and any new Municipal wells that may be drilled in the future pursuant to Title 179 Chapter 2 of the regulations governing public water supply systems promulgated by the Nebraska State Department of Health, Division of Drinking Water and Environmental Sanitation.

Future wells  
NS Existing wells

**ZONE TWO: Permit Required** All areas within the Well-Head Protection Area not labeled Zone One or Three shall be classified as Zone Two. No well shall be drilled by private individuals or commercial drillers within the Wellhead Protection Area labeled Zone Two without first obtaining a permit of the Governing Body. Applications for such permits shall be available at the office of the Village Clerk during regular business hours. Permits are to be issued by the Governing Body only after a determination by the Utilities Superintendent, or his duly authorized agent that there is no threat of contamination to any Municipal well or the underground water supply. The Governing Body shall deny the application and no permit shall be issued if the Governing Body determines that such action is necessary to protect the Municipal wells from possible contamination. All new wells within Zone Two of the Wellhead Protection Area must meet or exceed the requirements of Title 178 and Title 179 of the Regulation Governing Public Water Supply Systems Promulgated by the Nebraska State Department of Health, Division of Drinking Water and Environmental Sanitation.

**ZONE THREE: Permit Required** All areas within the Well-Head Protection Area not labeled Zone One or Two shall be classified as Zone Three. No well shall be drilled by private individuals or commercial drillers within the Wellhead Protection Area, labeled Zone Three without first obtaining a permit of the Governing Body. Applications for such permits shall be available at the office of the Village Clerk during regular business hours. Permits are to be issued by the Governing Body only after a determination by the Utilities Superintendent or his duly authorized agent that there is no threat of contamination to any Municipal well or the underground water supply. The Governing Body shall deny the application and no permit shall be issued if the Governing Body determines that such action is necessary to protect the Municipal wells from possible contamination. Anyone drilling a well in Zone Three shall employ drilling techniques equal or more stringent than current industry standards utilized to protect against ground water contamination.

**SECTION 4:** That it shall be the duty of all persons who are owners of existing potable and non-potable wells located within the Wellhead Protection to register said potable and non-potable wells with the Village Clerk. Such registration shall include the location of the well, the date such well was placed in service (if known), the diameter and depth of the well, whether the well is potable or non-potable, the current use of the well and water supplied therefrom, the State registration number if applicable and any other information requested or required by the Village of Madrid.

Don  
Sensen

SECTION 5: That the Governing Body may, at its discretion, require any potable or non potable wells located within the Municipality or within the protection area to be immediately removed from service and approved plug be put in the casing if the Governing Body determines that such well is an immediate threat of contamination to the Municipal water supply or to ground water.

SECTION 6: That all wells determined to be abandoned, as defined in Title 179 Chapter 2 of the regulations governing public water supply systems promulgated by the Nebraska State Department of Health, Division of Drinking Water and Environmental Sanitation shall have an approved plug placed in the casing within 60 days of a determination that said well is abandoned. Under no circumstances shall a new permit be issued for a well once said well has been abandoned. In addition it shall be the duty of the Utilities Superintendent, along with the Village and other appropriate agencies to work with land owners to encourage voluntary abandonment of wells within the protection area. The Utilities Superintendent shall work with the local Natural Resource District and other agencies as may be appropriate to develop a plan for plugging abandoned wells.

SECTION 7: That the Utilities Superintendent or his duly authorized agent shall use every means available to identify all potential sources of chemical or microbiological contamination within the wellhead protection area.

SECTION 8: That the Utilities superintendent shall manage all identified potential sources of chemical and microbiological contamination within the protection area to prevent contamination of the Municipal wells, and shall have the authority to request the assistance of the State of Nebraska Department of Health.

SECTION 9: That any person who shall violate or refuse to comply with the enforcement of any of the provisions of this Chapter, set forth at full length herein or incorporated by reference shall be deemed guilty of a misdemeanor and upon conviction thereof, shall be fined not more than one hundred (\$100) dollars for each offense. A new violation shall be deemed to have been committed every twenty-four (24) hours of such failure to comply. (Ref. Neb. Rev. Stat. §17-505)

PASSED AND APPROVED this \_\_\_\_ day of \_\_\_\_\_, 1998.

\_\_\_\_\_  
CHAIRMAN

ATTEST:

\_\_\_\_\_  
VILLAGE CLERK

**Extension of Water Service Agreement**

**The Village of Madrid upon the recommendation of the Utility Superintendent does hereby authorize James and Bonnie Glunz to extend their water service line. The line in question will traverse an existing Village Alley and extend to the eastern most point of the Glunz Property.**

As part of the agreement the property owner agrees to the following stipulations.

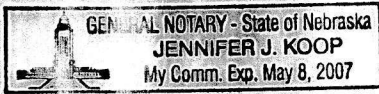
1. That the extended water line will only be used for legal activities.
2. That the property owner agrees to remove the water line extension upon request from the Village Board.
3. That the Property Owner will voluntarily remove the water line extension if the property is sold to another party.
4. That this agreement is between the Village Board and Jim and Bonnie Glunz and does not automatically transfer to relatives.
5. That no further disruption or extension of the existing water line will take place without written permission from the Village Board.

This agreement is entered into on this the 13<sup>th</sup> day of November, 2006.

Timothy E. Moore 11-13-2006  
Timothy E. Moore Chairman

The foregoing instrument was acknowledged before me this 13<sup>th</sup> day of November 2006, by Timothy E. Moore Chairman of the Village of Madrid, Nebraska, on behalf of the Village.

SEAL



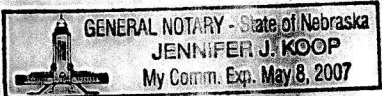
Jennifer J. Koop  
Notary Public

James Glunz  
James Glunz

Bonnie Glunz  
Bonnie Glunz

The foregoing instrument was acknowledged before me this 13<sup>th</sup> day of November 2006, by James & Bonnie Glunz and James Glunz property owners.

SEAL



Jennifer J. Koop  
Notary Public

STATE OF NEBRASKA

COUNTY OF PERKINS

STATE OF NEBRASKA } ss  
County of Perkins

Filed in this office of County Clerk  
the 14<sup>th</sup> day of November  
2006 at 10:30 A.M.  
and recorded in Book 146  
1102 Page 101  
Sundtson RW  
County Clerk