

94-02077

BOARD OF COUNTY COMMISSIONERS
SARPY COUNTY, NEBRASKA

RESOLUTION

WHEREAS,

(A) This County initiated a procedure to vacate a certain portion of 142nd Street in The Meadows II, Replat I;

(B) The statutory notice requirement was defective in that interested parties were not advised of the process or its proposed impact;

(C) Certain statutory conditions of enactment were not followed;

(D) The description of the real property adjacent or abutting the roadway was defective in that nonexistent platted parcels were iterated; and,

(E) In order to clear land title questions and correct the situation, this Resolution is passed to reverse and nullify the defects of record and restore the roadway to its status prior to June 13, 1989.

NOW, THEREFORE, BE IT RESOLVED BY THIS BOARD OF COUNTY COMMISSIONERS THAT 142nd Street in The Meadows II, Replat I, a subdivision surveyed, platted and recorded in Sarpy County, and to the extent it is now required, is hereby dedicated to and declared to be a public road along and adjacent to Lots 5, 6, 7, 9, 10, 11, 12, 13, and the portion of Lot 8 to a point which parallels the western boundary of Lot 9.

BE IT FURTHER RESOLVED THAT this Board's Resolution of June 13, 1989, which attempted to create a definite and certain vacation, but failed, is hereby rescinded, cancelled, nullified and held for naught in its entirety.

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BE IT FINALLY RESOLVED THAT a certified copy of this Resolution be filed with the Sarpy County Register of Deeds; a certified copy be delivered to the Surveyor's Office for notation in the permanent road records of such office; and, that this Resolution also be made a part of the permanent roadway records as kept and maintained by this County's Clerk.

DATED this 25th day of January, 1994.

Moved by Bob Washburn, seconded by Donald Knott Jr. that the above Resolution be adopted. Carried.

Yeas:

Nays:

Absent:

Donald Knott Jr.
Bob Washburn

none

none

Ken Wood
Don Adams

Abstain:

none



Debra L. Noythaling
County Clerk
1831-1-1

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Carol A. Gavin
REGISTER OF DEEDS

Proof: W
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S.S. W