

BOARD OF COUNTY COMMISSIONERS

DOUGLAS COUNTY, NEBRASKA

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Resolved

WHEREAS, all the property owners abutting the alleys in Block 5, West Benson Addition, filed a request with the County Board on December 6th, 1956, requesting the vacation of the alleys in Block 5, West Benson Addition, one alley runs east and west and the other north and south, and

WHEREAS, this matter has been carefully investigated by the County Surveyor, who under date of January 7th, 1957, recommended the request be granted, and

WHEREAS, notice of said vacation has been published in the Douglas County Gazette according to the Statutes in this behalf and no objections have been filed.

THEREFORE, BE IT RESOLVED that the vacation of the two alleys in Block 5, West Benson Addition, Douglas County, Nebraska, be and is hereby accepted and approved, provided however that the vacation of the property herein described, and the revision thereof, shall be subject to the condition and limitation that there is reserved to the Metropolitan Utilities District of the City of Omaha, the Omaha Public Power District, Northwestern Bell Telephone Company or any other public utility the right to construct, maintain, repair, renew and operate present existing or hereafter installed water mains, pole lines, conduits and other similar services or equipment above, on and below the surface of the ground for the purpose of serving the general public or abutting property; and the right so reserved shall also include such lateral connections or branch lines as may be ordered, desired or permitted by the County; and to enter upon the premises to accomplish the above purpose at any and all times, and that the County Surveyor be and is hereby authorized and directed to correct the records, profiles and plats accordingly and that a copy of this resolution be filed in the Register of Deed's Office and the cost of same be charged to the petitioner.

Walter X. Spellman

Frank C. Best

John J. Cavanaugh

Raymond F. Prohaska

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Motion by Best; Seconded by Prohaska

I move the adoption of the resolution.

ADOPTED: February 18, 1957

YEAS: Best, Cavanaugh, Prohaska, Spellman

ABSENT: Bergman

(CERTIFIED COPY)

COUNTY CLERK