

this is Resolution Vac. 5' of
Bartels Drive in The Oaks

COPIES

taken from Records in
County Clerk this should
be kept in our T-File
on The Oaks

CONTAINS
PAGE.

BOARD OF COUNTY COMMISSIONERS
DOUGLAS COUNTY, NEBRASKA

Resolved

WHEREAS, the Board of County Commissioners of Douglas County, Nebraska, on the 11th day of February, 1964, deemed that the public interest required the vacation of the following described land in the Oaks, A Subdivision in the S $\frac{1}{2}$ of Section 6, Township 14 N, Range 12 E of the 6th P.M., more fully described as follows: A strip of land five (5) feet wide each side of Bartel's Drive (formerly Sycamore Lane) from the easterly right-of-way line of Oaks Lane to the easterly line of Lots 215 and 360 extended; a strip of land five (5) feet wide each side of East Adams Street from the Westerly line of Lots 353 and 359 extended to the easterly line of Lots 356 and 357 extended; and a strip of land five (5) feet wide each side of Birch Street between the northerly right-of-way line of "Q" Street and the southerly right-of-way line of Jackson Street, as surveyed, platted and recorded, Douglas County, Nebraska, and by resolution on that date directed the Highway Department Superintendent to study the use being made of the aforesaid land and to submit in writing to the County Board upon the study made and his recommendation as to the vacation thereof, and

WHEREAS, on the 10th day of March, 1964, the Highway Department Superintendent recommended to the Board of County Commissioners of Douglas County, Nebraska, that he has made a study of the use being made of said land and reported to the Board that his office investigated the above described request and that they concur with the Village of Millard that this request be granted, and

WHEREAS, the Board of County Commissioners of Douglas County, Nebraska on the 17th day of March, 1964, adopted a resolution fixing Tuesday, April 7th, 1964 at 9:15 A.M., in the County Board Room of Douglas County, Nebraska, as the time, date and place for a public hearing thereon, and

WHEREAS, the Board of County Commissioners of Douglas County, Nebraska, caused such resolution to be published in the Daily Record, a legal newspaper in Douglas County, Nebraska, once a week for three (3) consecutive weeks, and further caused copies of the resolution fixing the time, date and place of said public hearing to be served upon all of the owners of land abutting on or adjacent to the land to be vacated by mailing the same, by certified mail to the last known address of each owner more than two (2) weeks in advance of the hearing, and

WHEREAS, said land does not lie within a township in a County operating roads on a township basis, and

WHEREAS, a public hearing was held on Tuesday, April 7th, 1964 at 9:15 A.M., in the County Board Room of Douglas County, Nebraska, and at said time and place no objections were voiced, and at the conclusion of said hearing the Board of County Commissioners of Douglas County, Nebraska, determined that the public good required the vacation of said land.

THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Douglas County, Nebraska, that the above described land in the Oaks, as surveyed, platted and recorded, in Douglas County, Nebraska, be and the same is hereby vacated to conform to the plat attached hereto, marked Exhibit "A", and incorporated herein by reference; and that the above described vacated land shall revert to the owners of the adjacent real estate, one-half on each side thereof, 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 utilities the right to construct, maintain, repair, renew and operate present existing or hereafter installed water mains, pole line, 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 owners; 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.

BOARD OF COUNTY COMMISSIONERS
DOUGLAS COUNTY, NEBRASKA

Resolved

Page 2.

BE IT FURTHER RESOLVED 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 Deeds office and the cost of same be charged to the petitioners.

DATED this 14th day of April, 1964.

J. J. Cavanaugh
Ralph O. Hefflinger
Daniel O. Lynch
Wm. R. Milner
Leon Bergman
BOARD OF COUNTY COMMISSIONERS
DOUGLAS COUNTY, NEBRASKA

Motion by Bergman; Seconded by Milner
I move the adoption of the resolution.
ADOPTED: April 14th, 1964.
YEAS: Bergman, Hefflinger, Lynch,
Milner, Cavanaugh

(CERTIFIED COPY)

COUNTY CLERK

No. 116

RESOLUTION

AUTHORIZING VACATION OF LAND
IN THE "OAKS".

Adopted and filed April 14, 1964.

Recorded in Book 96 Page 319

CERTIFIED COPY TO

County Clerk, Surveyor (2)
Assessor, Register of Deeds,
OPPD., MUD., NW Bell Tele.,
Harold E. Grove. (4).

Date 4-16-64

BOARD OF County Commissioners

DOUGLAS COUNTY

NEBRASKA

1964

ROLL CALL

ADOPTED APR 14 1964

Yeas	Nays
<input checked="" type="checkbox"/>	
BERGMAN /	
<input checked="" type="checkbox"/>	
HEFFLINGER	
<input checked="" type="checkbox"/>	
LYNCH	
<input checked="" type="checkbox"/>	
MILNER 2	
<input checked="" type="checkbox"/>	
MR. CHAIRMAN	
Motion by Bergman;	
Seconded by Milner	

I move the adoption
of the resolution.