

BOOK 354 PAGE 605  
BOARD OF COUNTY COMMISSIONERS  
DOUGLAS COUNTY, NEBRASKA

**Resolved**

WHEREAS, on the 17th day of May, 1960, the Board of County Commissioners of Douglas County, Nebraska, by unanimous resolution, resolved that the public interest required the vacation of the East Five Feet (E5') of Lots Twenty-nine (29) to Thirty-six (36) inclusive, Thortsen Addition, as surveyed, platted and recorded, Douglas County, Nebraska, and directed the County Surveyor of Douglas County, Nebraska, to study the use being made of said public road and to submit in writing to said Board a report on the study made and his recommendation concerning said vacation, and

WHEREAS, the County Surveyor of Douglas County, Nebraska, has made a study of the use being made of said public road and, under date of May 26, 1960, has recommended to this Board that the East Five Feet (E5') of Lots Twenty-nine (29) to Thirty-six (36) inclusive, Thortsen Addition, as surveyed, platted and recorded, Douglas County, Nebraska, be vacated, and

WHEREAS, on the 31st day of May, 1960, the Board of County Commissioners of Douglas County, Nebraska, directed that a public hearing be held on the vacation of the East Five Feet (E5') of Lots Twenty-nine (29) to Thirty-six (36) inclusive, Thortsen Addition, as surveyed, platted and recorded, Douglas County, Nebraska, on the 21st day of June, 1960, at 10:30 A.M., in the County Commissioners Room at the Douglas County Courthouse, Omaha, Nebraska, and

WHEREAS, a copy of the resolution concerning the public hearing was published once a week for three (3) consecutive weeks in the Daily Record, a legal newspaper in Douglas County, Nebraska, and copies of said resolution were served either by registered or certified mail upon the owners of land abutting on or adjacent to the road to be vacated by mailing the same to the last known address of each owner not less than two (2) weeks in advance of said hearing, and

WHEREAS, a public hearing was had on the 21st day of June, 1960, at 10:30 A.M., and no objections were voiced to the vacation of said property.

THEREFORE, BE IT UNANIMOUSLY RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF DOUGLAS COUNTY, NEBRASKA, that the East Five Feet (E5') of Lots Twenty-nine (29) to Thirty-six (36) inclusive, Thortsen Addition, as surveyed, platted and recorded, Douglas County, Nebraska, be and hereby is vacated, and the title to the vacated section shall revert to the owners of the adjacent real estate. This vacation is 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 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 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 Deed's Office and the cost of same be charged to the petitioners.

DATED this 28th day of June, 1960.

Walter X. Spellman

Ralph O. Hefflinger

John J. Cavanaugh

Gus A. Dworak

Leonard Bergman

BOARD OF COUNTY COMMISSIONERS,  
DOUGLAS COUNTY, NEBRASKA.

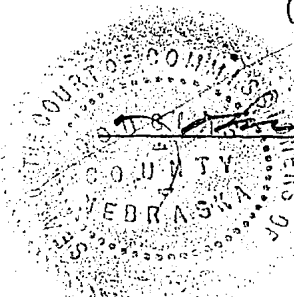
Motion by Bergman; Seconded by Hefflinger

I move the adoption of the resolution.

ADOPTED: June 28, 1960.

YEAS: Cavanaugh, Dworak, Hefflinger,  
Bergman, Spellman

(CERTIFIED COPY)



*[Signature]*  
COUNTY CLERK

ENTERED IN NUMERICAL INDEX AND RECORDED IN THE REGISTER OF DEEDS OFFICE IN DOUGLAS COUNTY, NEBRASKA

9 28 DAY June 1960 AT 2:43 P. M. THOMAS J. O'CONNOR, REGISTER OF DEEDS

4.40