

FILED SARPY CO. NE.

97-11293

INSTRUMENT NUMBER

a 011293

97 JUN -6 AM 8:45

Lloyd J. Dowding

REGISTER OF DEEDS

Counter: aa  
 Verify: aa  
 J.E.: aa  
 Proof: aa  
 Fee: 33.00  
 Ck   
 Cash   
 Charge

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THIS PAGE ADDED FOR  
RECORDING  
INFORMATION.

LLOYD J. DOWDING  
SARPY COUNTY REGISTER OF DEEDS  
1210 GOLDEN GATE DRIVE #1109  
PAPILLION, NEBRASKA 68046-2895

97-11293A

**BOARD OF COUNTY COMMISSIONERS**  
**SARPY COUNTY, NEBRASKA**

**RESOLUTION AUTHORIZING VACATION OF A PORTION OF MAASS ROAD AND A PORTION OF SUMMIT PLAZA DRIVE IN SARPY COUNTY, NEBRASKA**

WHEREAS, pursuant to Neb. Rev. Stat. §39-1722 (Reissue 1993), this County Board of Commissioners has deemed that the public interest requires vacation of a portion of Maass Road and a portion of Summit Plaza Drive in Sarpy County, Nebraska; and,

WHEREAS, pursuant to that same statute, the County Surveyor has been directed to study the use being made of said road and report said study to this Board; and,

WHEREAS, pursuant to Neb. Rev. Stat. §39-1724 (Reissue 1993), this Board has received said report from the Sarpy County Surveyor within thirty (30) days of the directive, and said report contains the study made and the County Surveyor's recommendation as to the vacation thereof as required by Neb. Rev. Stat. §39-1722 (Reissue 1993), and recommends said vacation; and,

WHEREAS, said road does lie within the zoning jurisdiction of the City of Bellevue, Nebraska, which has approved said vacation; and,

WHEREAS, said roads will be replaced by the dedication of public roads within the Twin Creek Subdivision; and,

97-11293 B

WHEREAS, on the 22nd day of April, 1997, a Public Hearing on the vacation was held as required by Neb. Rev. Stat. §39-1724 (Reissue 1993), after the publication and the service of notice on adjacent landowners, all as required by Neb. Rev. Stat. §39-1724 (Reissue 1993);

NOW, THEREFORE, BE IT RESOLVED BY THE SARPY COUNTY BOARD OF COMMISSIONERS that pursuant to Neb. Rev. Stat. §39-1722, *et seq.* (Reissue 1993), that a portion of Maass Road north of Highway 370 and West of 36th Street, and an adjoining portion of Summit Plaza Drive, all as further described on the attached Exhibit "A", is hereby vacated.

BE IT FURTHER RESOLVED that said vacation is subject to any existing utility improvements.

DATED this 29<sup>th</sup> day of April, 1997.

Moved by Donald Knell, Jr., seconded by Thomas O'Hare, that the above Resolution be adopted. Carried.

97-11293C

YEAS:

NAYS:

ABSENT:

Thomas A. Olson

none

none

Tim Schram

\_\_\_\_\_

\_\_\_\_\_

Ronald E. Smith

\_\_\_\_\_

ABSTAIN:

Burt E. Brown

\_\_\_\_\_

none

Timmy

\_\_\_\_\_

Debra J. Houghtaling  
County Clerk



Approved as to form and content:

Mark A. Smith  
County Attorney/Deputy

State of Nebraska)  
                          ) ss  
County of Sarpy)

I, Debra J. Houghtaling, the duly elected, qualified and acting County Clerk of Sarpy County, Nebraska, hereby certify that this is a true and accurate copy of a Resolution with Exhibit "A" attached filed in my office on April 29, 1997. This action by the Board of County Commissioners of Sarpy County, Nebraska is recorded in my office in Commissioner's Record Book 20, Page 53, recording date April 29, 1997.

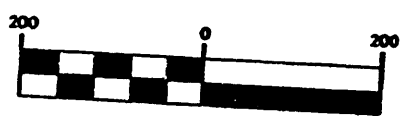
WITNESS MY HAND AND SEAL THIS 19th DAY OF May, 1997.



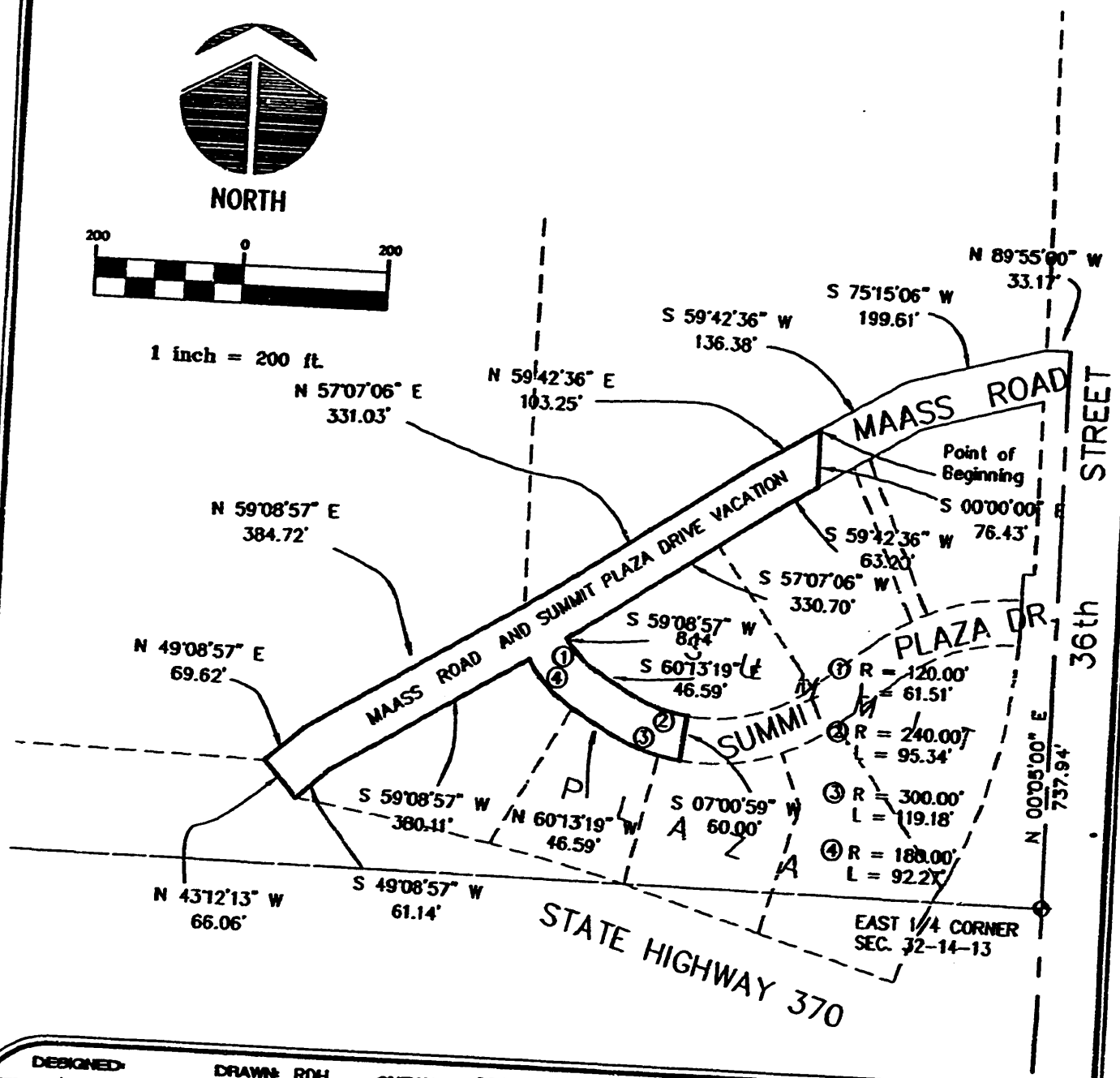
Debra J. Houghtaling  
County Clerk

97 11293D

LEGAL DESCRIPTION: SEE ATTACHED



1 inch = 200 ft.



DESIGNED

DRAWN: ROH

CHECKED: GSJ

DATE 2/22/97

PROJECT NO. K: TWINCRK MAASSRD.DWG

SHEET NO.



Hill-Farrell Associates, Inc.  
Engineers, Land Surveyors, Land Planners  
1008 Lincoln Rd., Bellevue, NE 68005 402-291-6100

97-11293E

**MAASS ROAD & SUMMIT PLAZA DRIVE  
RIGHT-OF-WAY VACATION  
LEGAL DESCRIPTION:  
2/25/97**

COMMENCING AT THE EAST 1/4 CORNER OF SECTION 32, TOWNSHIP 14 NORTH, RANGE 13 EAST OF THE 6th P.M., SARPY COUNTY, NEBRASKA, THENCE N 00°05'00" E (ASSUMED BEARING), 737.94 FEET ALONG THE EAST LINE OF SAID SECTION 32; THENCE N 89°55'00" W, 33.17 FEET TO THE INTERSECTION OF THE WEST RIGHT-OF-WAY OF 36th STREET AND THE NORTH RIGHT-OF-WAY OF MAASS ROAD; THENCE S 75°15'06" W, 199.61 FEET ALONG THE NORTH RIGHT-OF-WAY OF MAASS ROAD; THENCE S 59°42'36" W, 136.38 FEET ALONG THE NORTH RIGHT-OF-WAY OF MAASS ROAD TO THE POINT OF BEGINNING; THENCE S 00°00'00" E, 76.43 FEET TO A POINT ON THE SOUTH RIGHT-OF-WAY OF MAASS ROAD; THENCE SOUTHWESTERLY ALONG THE SOUTH RIGHT-OF-WAY OF MAASS ROAD ALONG THE FOLLOWING 3 COURSES: 1.) S 59°42'36" W, 63.20 FEET 2.) S 57°07'06" W, 330.70 FEET 3.) S 59°08'57" W, 8.14 FEET TO THE INTERSECTION OF THE SOUTH RIGHT-OF-WAY OF MAASS ROAD AND THE NORTHEASTERLY RIGHT-OF-WAY OF SUMMIT PLAZA DRIVE; THENCE SOUTHEASTERLY ALONG THE NORTH EASTERLY RIGHT-OF-WAY OF SUMMIT PLAZA DRIVE ALONG THE FOLLOWING 3 COURSES: 1.) ALONG A CURVE TO THE LEFT HAVING A RADIUS OF 120.00 FEET AN ARC DISTANCE OF 61.51 FEET 2.) S 60°13'19" E, 46.59 FEET 3.) ALONG A CURVE TO THE LEFT HAVING A RADIUS OF 240.00 FEET AN ARC DISTANCE OF 95.34 FEET; THENCE S 07°00'59" W, 60.00 FEET TO A POINT ON THE SOUTHWESTERLY RIGHT-OF-WAY OF SUMMIT PLAZA DRIVE; THENCE NORTHWESTERLY ALONG SAID SOUTHWESTERLY RIGHT-OF-WAY OF SUMMIT PLAZA DRIVE ALONG THE FOLLOWING 3 COURSES: 1.) ALONG A CURVE TO THE RIGHT HAVING A RADIUS OF 300.00 FEET AN ARC DISTANCE OF 119.18 FEET 2.) N 60°13'19" W, 46.59 FEET 3.) ALONG A CURVE TO THE RIGHT HAVING A RADIUS OF 180.00 FEET AN ARC DISTANCE OF 92.27 FEET TO THE SOUTH RIGHT-OF-WAY OF MAASS ROAD; THENCE WESTERLY ALONG THE SOUTH RIGHT-OF-WAY OF MAASS ROAD ALONG THE FOLLOWING 2 COURSES: 1.) S 59°08'57" W, 380.11 FEET 2.) S 49°08'57" W, 61.14 FEET TO THE NORTH RIGHT-OF-WAY OF STATE HIGHWAY 370; THENCE N 43°12'13" W, 66.06 FEET ALONG SAID NORTH RIGHT-OF-WAY OF STATE HIGHWAY 370 TO THE NORTH RIGHT-OF-WAY OF MAASS ROAD; THENCE EASTERLY ALONG THE NORTH RIGHT-OF-WAY OF MAASS ROAD ALONG THE FOLLOWING 4 COURSES: 1.) N 49°08'57" E, 69.62 FEET 2.) N 59°08'57" E, 384.72 FEET 3.) N 57°07'06" E, 331.06 FEET 4.) N 59°42'36" E, 103.25 FEET TO THE POINT OF BEGINNING.