

29-383  
BOARD OF COUNTY COMMISSIONERS  
DOUGLAS COUNTY, NEBRASKA

Resolved

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WHEREAS, the Board of County Commissioners of Douglas County, Nebraska, on the 15th day of February, 1972, deemed that the public interest required the vacation of those parts of Arbor Street, 140th Street, 141st Street and 144th Street, Georgetowne Subdivision, Douglas County, Nebraska, described as follows: 144th Street Vacation: Beginning at a point 33 feet North of the Southwest corner of Section 25, T 15 N, R 11 E of the 6th P.M., Douglas County, Nebraska; thence North, 2609.41 feet along the West line of said Section 25 to the West  $\frac{1}{4}$  corner of said Section 25; thence N  $89^{\circ} 54' 02''$  E, 50.00 feet; thence South, 2609.29 feet along a line parallel to and 50.00 feet East of the West line of said Section 25 to a point on the North R.O.W. line of West Center Road; thence S  $89^{\circ} 45' 15''$  W, 50.00 feet to the point of beginning. (The West line of the SW  $\frac{1}{4}$  of said Section 25 assumed North-South in direction). Arbor Street Vacation: Beginning at a point on the East R.O.W. line of 144th Street, said point being 582.93 feet North and N  $89^{\circ} 45' 15''$  E 50.00 feet of the Southwest corner of Section 25, T 15 N, R 11 E of the 6th P.M., Douglas County, Nebraska; thence North 80.00 feet to a point of intersection with a curve; thence Easterly on a curve to the right (radius being 1176.74 feet, initial tangent bearing East), an arc distance of 190.95 feet; thence S  $80^{\circ} 44' 45''$  E, 55.13 feet to a point of curve; thence Easterly on a curve to the left (radius being 777.33 feet), an arc distance of 373.09 feet; thence N  $71^{\circ} 45' 15''$  E, 50.00 feet to a point of curve; thence Northeastly on a curve to the right (radius being 386.41 feet), an arc distance of 106.48 feet to a point on the West R.O.W. line of 141st Street; thence continuing along the same curve an arc distance of 50.04 feet to the East R.O.W. line of 141st Street; thence continuing along the same curve, an arc distance of 167.48 feet to a point on the West R.O.W. line of 140th Street; thence S  $28^{\circ} 30' 27''$  W, radial to said curve, a distance of 80 feet to a point of intersection with a curve; thence Westerly on a curve to the left (radius being 306.41 feet, initial tangent bearing N  $61^{\circ} 29' 33''$  W), a distance of 256.92 feet; thence S  $71^{\circ} 45' 15''$  W, 50.00 feet to a point of curve; thence Westerly on a curve to the right (radius being 857.33 feet), an arc distance of 411.49 feet; thence N  $80^{\circ} 44' 45''$  W, 55.13 feet to a point of curve; thence Northwestly on a curve to the left (radius being 1096.64 feet), an arc distance of 177.12 feet to the point of beginning (the West line of the SW  $\frac{1}{4}$  of said Section 25 assumed North-South in direction). 140th Street Vacation: Beginning at a point on the North R.O.W. line of West Center Road, said point being 33.00 feet North and N  $89^{\circ} 45' 15''$  E, 1265.00 feet of the Southwest corner of Section 25, T 15 N, R 11 E of the 6th P.M., Douglas County, Nebraska; thence N  $00^{\circ} 14' 45''$  W, 20.00 feet to a point of curve; thence Northwestly on a curve to the left (radius being 633.81 feet), an arc distance of 530.98 feet; thence N  $48^{\circ} 14' 45''$  W 25.00 feet to a point of curve; thence Northwestly on a curve to the left (radius being 306.41 feet), an arc distance of 69.95 feet; thence N  $28^{\circ} 30' 27''$  E, 80.00 feet; thence N  $33^{\circ} 30' 15''$  E, 105.90 feet to a point of curve; thence Northerly on a curve to the left (radius being 1607.44 feet), an arc distance of 294.58 feet; thence N  $23^{\circ} 00' 15''$  E, 120.00 feet to a point of curve; thence Northerly on a curve to the right (radius being 2201.58 feet), an arc distance of 403.46 feet; thence N  $33^{\circ} 30' 15''$  E, 436.09 feet to a point of curve; thence Northerly on a curve to the left (radius being 79.67 feet), an arc distance of 162.42 feet; thence N  $05^{\circ} 15' 45''$  E, 50.00 feet to a point of intersection with a curve; thence Southerly on a curve to the right (radius being 129.67 feet, initial tangent bearing S  $84^{\circ} 44' 15''$  E), an arc distance of 267.60 feet; thence S  $33^{\circ} 30' 15''$  W, 436.09 feet to a point of curve; thence Southerly on a curve to the left (radius being 2151.58 feet), an arc distance of 394.30 feet; thence S  $23^{\circ} 00' 15''$  W, 120.00 feet to a point of curve; thence Southerly on a curve to the right (radius being 1657.44 feet), an arc distance of 303.74 feet; thence S  $33^{\circ} 30' 15''$  W, 105.90 feet to a point of intersection with a curve; thence Southeastly on a curve to the right (radius being 386.41 feet; chord bearing, S  $50^{\circ} 30' 55''$  E, an arc distance of 30.61 feet; thence S  $48^{\circ} 14' 45''$  E, 25.60 feet to a point of curve; thence Southerly on a curve to the right (radius being 713.81), an arc distance of 598.00; thence S  $00^{\circ} 14' 45''$  E, 20.00 feet to a point on the North R.O.W. line of West Center Road; thence S  $89^{\circ} 45' 15''$  W, 80.00 feet along the North R.O.W. line of West Center Road to the point of beginning. (The West line of the SW  $\frac{1}{4}$  of said Section 25 assumed North-South in direction). 141st Street Vacation: Beginning at a point 820.15 feet North and N  $89^{\circ} 45' 15''$  E, 814.21 feet from the Southwest corner of Section 25, T 15 N, R 11 E of the 6th P.M., Douglas County, Nebraska;

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thence N 01° 15' 45" E, 90.90 feet to a point of curve; thence Northerly on a curve to the right (radius being 513.87 feet), an arc distance of 399.11 feet; thence N 45° 45' 45" E, 58.00 feet to a point of curve; thence Northeasterly on a curve to the left (radius being 765.07 feet), an arc distance of 287.09 feet; thence N 24° 15' 45" E, 535.00 feet to a point of curve; thence Easterly on a curve to the right (radius being 165.19 feet), an arc distance of 204.70 feet; thence S 84° 44' 15" E, 82.17 feet; thence S 05° 15' 45" E, 50.00 feet; thence N 84° 44' 15" W, 32.17 feet to a point of curve; thence Southerly on a curve to the left (radius being 115.19 feet), an arc distance of 142.74 feet; thence S 24° 15' 45" W, 535.00 feet to a point of curve; thence Southerly on a curve to the right (radius being 815.07 feet), an arc distance of 305.85 feet; thence S 45° 45' 45" W, 58.00 feet to a point of curve; thence Southerly on a curve to the left (radius being 463.87 feet), an arc distance of 360.27 feet; thence S 01° 15' 45" W, 90.90 feet to a point of intersection with a curve; thence along a curve (radius being 386.41 feet; chord bearing, N 88° 44' 50" W), an arc distance of 50.04 feet to the point of beginning. (The West line of the SW 1/4 of said Section 25 assumed North-South in direction), 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 said public streets 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 14th day of March, 1972, George Ehrhart, County Surveyor, appeared before the Board asking for extension of time on this vacation. On March 28, 1972, the Public Works Department and the City Planning Board of the City of Omaha have recommended the vacation.

WHEREAS, on the 6th day of April, 1972, the Highway Department Superintendent recommended to the Board of County Commissioners of Douglas County, Nebraska, as follows: "Re: Proposed vacation of parts of Arbor Street, 140th Street, 141st Street and 144th Street in Georgetowne Subdivision. As directed in your resolution of February 15, 1972, concerning the proposed street vacation as reference above, a study has been made by the Douglas County Surveyor-Engineer Office and recommendation for approval of the proposed vacation is made.", and

WHEREAS, the Board of County Commissioners of Douglas County, Nebraska, on the 11th day of April, 1972, adopted a resolution fixing Tuesday, May 2, 1972 at 9:00 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 streets 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 streets do not lie within a township in a County operating roads on a township basis, and

WHEREAS, a public hearing was held on Tuesday, May 2, 1972 at 9:00 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 streets.

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THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Douglas County, Nebraska, that the above described streets in Douglas County, Nebraska, be and the same are hereby vacated to conform to the plat attached hereto, marked Exhibit "A", and incorporated herein by reference; and that the above described streets 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 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.

BE IT FURTHER RESOLVED that the County Surveyor of Douglas County, Nebraska, 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.

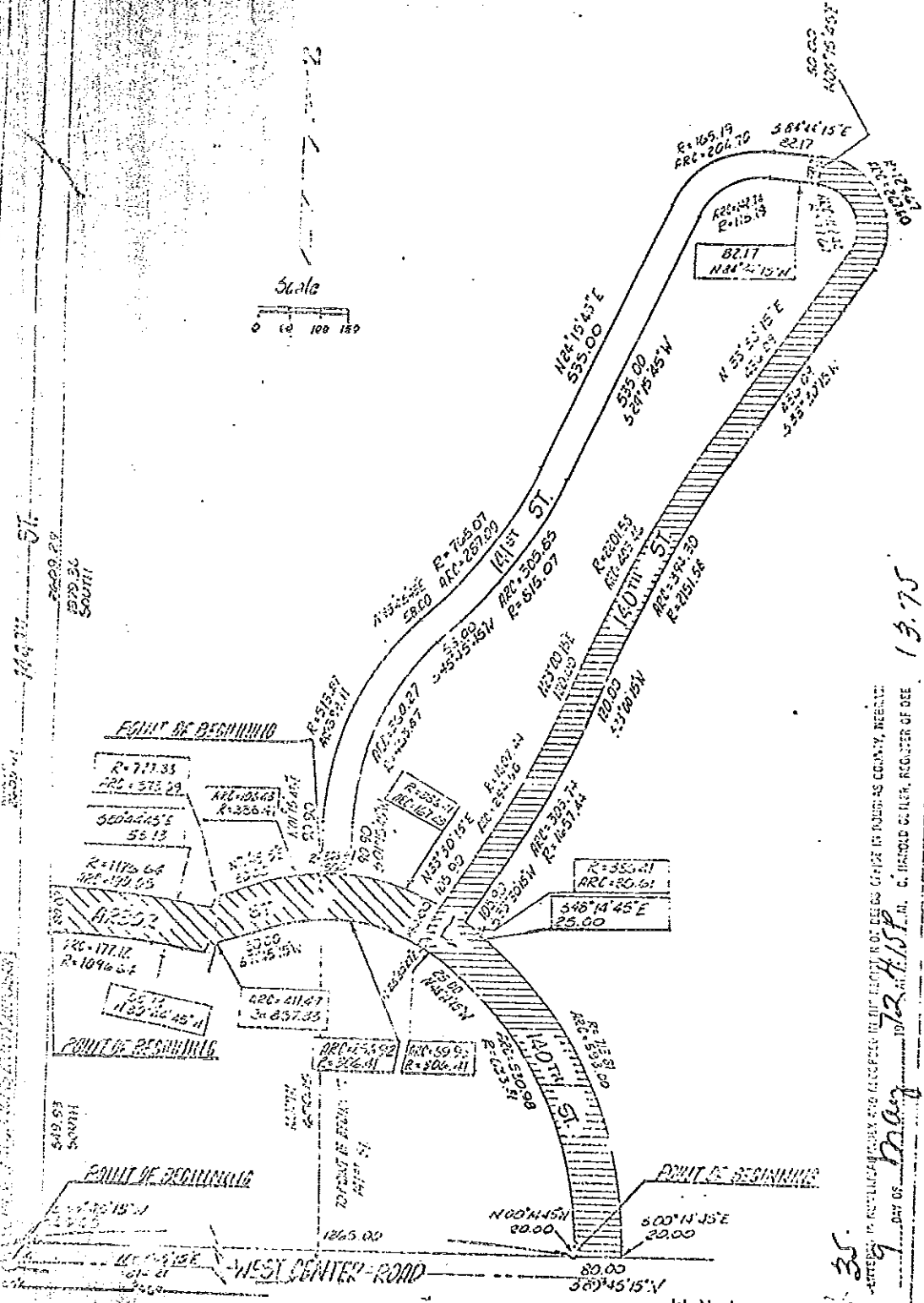
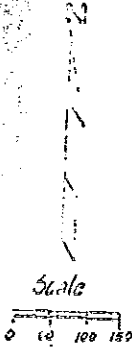
DATED this 9th day of May, 1972.

*[Handwritten signatures]*  
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\_\_\_\_\_  
**JOHN CAVANAUGH**  
BOARD OF COUNTY COMMISSIONERS  
DOUGLAS COUNTY, NEBRASKA

Motion by Buglewicz; Seconded by Cavanaugh  
I move the adoption of the resolution.  
ADOPTED: May 9, 1972.  
YEAS: Buglewicz, Cavanaugh,  
Green, Hassett, Lynch

(CERTIFIED COPY)  
*[Signature]*  
\_\_\_\_\_  
County Clerk  
DOUGLAS COUNTY, NEBRASKA

WEST HALF OF SECTION 35, T15N, R12E  
IN THE 15th PA. DISTRICT, DICKENS COUNTY, NEBRASKA



35.  
DAY OF May 1912  
ATTEST: I, HAROLD COLLIER, REGISTER OF DEE

Job Number  
JANUARY 10, 1912

PAUL FYNBARSON & TILLY, INC.

engineers  
surveyors

FOETY-SIX TEN DODGE STREET  
OMAHA, NEBRASKA 68102  
TELEPHONE 482-554-5334