

BEFORE THE BOARD OF COUNTY COMMISSIONERS  
OF LANCASTER COUNTY, NEBRASKA

RESOLUTION REGARDING THE PROPOSED )  
SALE OF VACATED PORTIONS OF SOUTH )  
54th STREET, LEGALLY DESCRIBED HEREIN, )  
AND LOCATED IN LANCASTER COUNTY, )  
NEBRASKA, WHICH INCLUDES DECLARING ) RESOLUTION NO. R-16-0017  
THAT THE PROPERTY NO LONGER SERVES )  
A COUNTY PURPOSE, DETERMINING FAIR )  
MARKET VALUE, AND SETTING THE DATE )  
FOR SALE OF THE PROPERTY )

WHEREAS, pursuant to Neb. Rev. Stat. § 23-107.01, as amended, the Lancaster County Board of Commissioners has the power to sell County property which no longer serves a county purpose;

WHEREAS, Neb. Rev. Stat. § 23-107.01, further provides that the County may sell such property after determining the fair market value of the property and conducting a public hearing for interested parties to speak for or against the sale of the property and raise any issue regarding the fair market value;

WHEREAS, pursuant to Neb. Rev. Stat. § 23-107.01, the County is required to set a date, within two months of the date of the public hearing, for sale to the highest bidder;

WHEREAS, Lancaster County owns property generally located at the vacated portions of the South 54th Street Right Of Way, located in the SW ¼, of Section 28, Township 8 North, Range 7 East of the 6th Principal Meridian, Lancaster County, Nebraska, more particularly described as follows: Referring to the southeast corner of said SW ¼; thence South 89 Degrees, 35 Minutes, 15 Seconds West, with the south line of said SW ¼, a distance of 163.27 feet to a point of intersection with the southeasterly extension of the northeast line of Lot 56, Irregular Tracts, located in said SW ¼; thence North 40 Degrees, 56 Minutes, 11 Seconds West, with the

southeasterly extension of the northeast line of said Lot 56, Irregular Tracts, a distance of 78.93 feet to the point of beginning, said point being located 60.00 feet north of as measured perpendicular to the south line of said SW  $\frac{1}{4}$ ; thence continuing North 40 Degrees, 56 Minutes, 11 Seconds West, with the northeast line of said Lot 56, Irregular Tracts, a distance of 929.19 feet to a point of intersection with the southwesterly right of way line of relocated South 54th Street; thence with a curve turning to the left, with said southwesterly right of way line, with a radius of 1492.40 feet, with a delta angle of 01 Degrees, 38 Minutes, 28 Seconds, with an arc length of 42.75 feet, said arc subtended by a chord which bears South 62 Degrees, 51 Minutes, 01 Seconds East, with a chord length of 42.75 feet to a point; thence South 63 Degrees, 40 Minutes, 16 Seconds East, with said southwesterly right of way line, a distance of 129.50 feet to a point, said point being located 66.00 feet northeast of as measured perpendicular to the northeast line of said Lot 56, Irregular Tracts; thence South 40 Degrees, 56 Minutes, 11 Seconds East, 66.00 feet northeast of and parallel with the northeast line of said Lot 56, Irregular Tracts, a distance of 778.56 feet to a point; thence with a curve turning to the left, with a radius of 181.17 feet, with a delta angle of 16 Degrees, 29 Minutes, 46 Seconds, with an arc length of 52.16 feet, said arc subtended by a chord which bears South 49 Degrees, 11 Minutes, 03 Seconds East, with a chord length of 51.98 feet to a point of intersection with said southwesterly right of way line; thence South 00 Degrees, 13 Minutes, 38 Seconds East, with said southwesterly right of way line, a distance of 2.19 feet to a point, said point being located 60.00 feet north of as measured perpendicular to the south line of said SW  $\frac{1}{4}$ ; thence South 89 Degrees, 35 Minutes, 15 Seconds West, 60.00 feet north of and parallel with the south line of said SW  $\frac{1}{4}$ , a distance of 94.75 feet to the point of beginning. Containing 1.33 acres, more or less;

WHEREAS, on March 1, 2016, by County Resolution No. R-16-0014, the Lancaster County Board of Commissioners vacated said portions of the South 54<sup>th</sup> Street Right of Way and resolved that those portions be sold;

WHEREAS, the property legally described above no longer serves a County purpose;

WHEREAS, the Lancaster County Board of Commissioners has received an Appraisal report from James J. Shotkoski, Nebraska General Certified Appraiser, which is dated January 25, 2016, a copy of which is on file at the Lancaster County Clerk's Office;

WHEREAS, on March 15, 2016, the Lancaster County Board of Commissioners conducted the public hearing wherein interested parties were given the opportunity to speak for or against the sale; and

WHEREAS, the Lancaster County Board of Commissioners determined that the public sale should be set for Thursday, March 31, 2016, at 2 P.M., and directs the County Clerk to provide notice in accordance with Neb. Rev. Stat. § 23-107.01(3);

NOW, THEREFORE, BE IT RESOLVED, by the Lancaster County Board of Commissioners, that:

1. The vacated portion of old South 54<sup>th</sup> Street Right of Way, legally described above, no longer serves a County purpose;
2. The fair market value for the property legally described above is determined to be 116,000.00
3. The public sale of the property be set for Thursday, March 31, 2016, at 2 P.M.; and
4. The County Clerk provide notice in accordance with Neb. Rev. Stat. § 23-107.01(3); and

BE IT FURTHER RESOLVED, that if no bids are received, or if the bids received are substantially lower than fair market value, then the Lancaster County Board of Commissioners reserves the right pursuant to Neb. Rev. Stat. § 23-107.01(4) to reject bids and negotiate a contract for sale of the property if such negotiated contract for sale is in the best interest of the County.

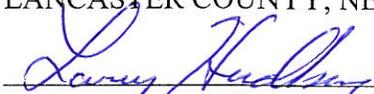
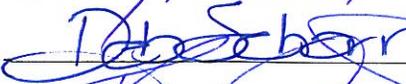
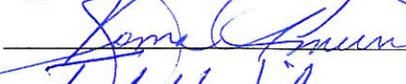
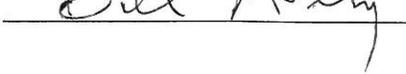
DATED this 15 day of March, 2016, at the City County Building, Lincoln, Lancaster County, Nebraska.

BY THE BOARD OF COUNTY  
COMMISSIONERS OF  
LANCASTER COUNTY, NEBRASKA

APPROVED AS TO FORM  
this 15 day of  
March, 2016.

Deputy County Attorney

for JOE KELLY  
Lancaster County Attorney

  
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DATED this \_\_\_\_ day of March, 2016, at the City County Building, Lincoln, Lancaster County, Nebraska.

BY THE BOARD OF COUNTY  
COMMISSIONERS OF  
LANCASTER COUNTY, NEBRASKA

APPROVED AS TO FORM  
this \_\_\_\_ day of  
March, 2016.

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Deputy County Attorney

for JOE KELLY  
Lancaster County Attorney

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