

RESOLUTION NO. A-_____

1 WHEREAS, the vacation two portions of Rokeby Road at its intersection with
 2 Breagan Road and the railroad crossing has been requested by the Lancaster County Engineer;
 3 and

4 WHEREAS, said street portion is located outside of the corporate limits of the
 5 City but within the three-mile zoning jurisdiction of the City; and

6 WHEREAS, under Neb. Rev. Stat. § 23-108 (Reissue 1997) the City must
 7 approve the vacation of said street portion.

8 NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of
 9 Lincoln, Nebraska:

10 That the vacation of the two parcels (.26 and .15 acres) of Rokeby Road right-of-
 11 way at its intersection with Breagan Road and the railroad crossing, and legally described as:

12 Parcel A

13 A parcel of land located in the Southeast Quarter of Section 25
 14 and the Northeast Quarter of Section 36, Township 9 North,
 15 Range 7 East, of the 6th P.M., Lancaster County, Nebraska, more
 16 particularly described as follow:

17 Commencing at the southwest corner of the said Southeast
 18 Quarter, said point being monumented with an L.C.S.M. cap;
 19 thence with an assumed bearing of south 89 degrees 19 minutes
 20 52 seconds east, with the south line, of the said Southeast
 21 Quarter, a distance of 205.79 feet to a point of intersection with
 22 the southwesterly right-of-way of the Omaha Public Power District
 23 Railroad, said point being a point for corner, said point also being
 24 the true point of beginning; thence north 52 degrees 47 minutes
 25 35 seconds west, with the southwesterly right-of-way line of the
 26 Omaha Public Power District Railroad, a distance of 55.43 feet to
 27 a point of intersection with the northerly right-of-way line of
 28 Rokeby Road, said point being located 33.00 feet northerly from
 29 the south line of the said Southeast Quarter; thence south 89
 30 degrees 19 minutes 52 seconds east, with the northerly right-of-
 31 way line of Rokeby Road parallel with and 33.00 feet northerly
 32 from the south line, of the said Southeast Quarter, a distance of

1 168.46 feet to a point of intersection with the northeasterly right-of-
2 way line of the Omaha Public Power District Railroad, said line
3 also being the southwesterly right-of-way line of Breagan Road,
4 said point being a point for corner; thence south 52 degrees 47
5 minutes 35 seconds east, with the northeasterly right-of-way line
6 of the Omaha Public Power District Railroad, said line also being
7 the southwesterly right-of-way line of Breagan Road, a distance of
8 55.43 feet to a point of intersection with the south line, of the said
9 Southeast Quarter, said point being a point for corner; thence
10 continuing south 52 degrees 47 minutes 35 seconds east, with the
11 northeasterly right-of-way line of the Omaha Public Power District
12 Railroad, said line also being the southwesterly right-of-way line of
13 Breagan Road, a distance of 55.43 feet to a point of intersection
14 with the southerly right-of-way line of Rokeby Road, said point
15 being located 33.00 feet southerly from the north line, of the said
16 Northeast Quarter, said point being a point for corner; thence
17 north 89 degrees 19 minutes 52 seconds west, with the southerly
18 right-of-way line of Rokeby Road parallel with and 33.00 feet
19 southerly from the north line of the said Northeast Quarter, a
20 distance of 168.46 feet to a point of intersection with the
21 southwesterly right-of-way line of the Omaha Public Power District
22 Railroad, said point being a point for corner; thence north 52
23 degrees 47 minutes 35 seconds west, with the southwesterly
24 right-of-way line of the Omaha Public Power District Railroad, a
25 distance of 55.43 feet to the true point of beginning; containing an
26 area of 0.26 acres, more or less;

27 Parcel B

28 A parcel of land located in the Southeast Quarter of Section 25,
29 Township 9 North, Range 7 East, of the 6th P.M., Lancaster
30 County, Nebraska, more particularly described as follows:

31 Commencing at the southwest corner, of the said Southeast
32 Quarter, said point being monumented with an L.C.S.M. cap;
33 thence with an assumed bearing of south 89 degrees 19 minutes
34 52 seconds east, with the south line, of the said Southeast
35 Quarter, a distance of 205.79 feet to a point of intersection with
36 the southwesterly right-of-way line of the Omaha Public Power
37 District Railroad, said point being a point for corner; thence north
38 52 degrees 47 minutes 35 seconds west, with the southwesterly
39 right-of-way line of said Omaha Public Power District Railroad, a
40 distance of 55.43 feet to the true point of beginning; thence
41 continuing north 52 degrees 47 minutes 35 seconds west, with the
42 said southwesterly right-of-way line of the Omaha Public Power
43 District Railroad, a distance of 59.76 feet to a point for corner;
44 thence north 42 degrees 43 minutes 46 seconds east, a distance
45 of 100.76 feet to a point of intersection with the northeasterly right-

1 of-way line of said Omaha Public Power District Railroad and the
2 southwesterly right-of-way line of Breagan Road, said point being
3 a point for corner; thence south 52 degrees 47 minutes 35
4 seconds east, with the northeasterly right-of-way line of said
5 Omaha Public Power District Railroad and the southwesterly right-
6 of-way line of Breagan Road, a distance of 66.31 feet to a point for
7 corner; thence south 42 degrees 43 minutes 46 seconds west, a
8 distance o f 95.51 feet to a point for corner, said point being
9 located 33.00 feet northerly from the south line of the said
10 Southeast Quarter; thence north 89 degrees 19 minutes 52
11 seconds west, parallel with and 33.00 feet northerly from the south
12 line, of the said Southeast Quarter, a distance of 8.78 feet to the
13 true point of beginning; containing an area of 0.15 acres, more or
14 less;

15 which is outside of the corporate limits but within the three-mile zoning jurisdiction of the City of
16 Lincoln is hereby approved.

17 BE IT FURTHER RESOLVED that the City Clerk transmit a copy of this
18 resolution to the County Clerk for Lancaster County.

Introduced by:

Approved as to Form & Legality:

City Attorney

Approved this ___ day of _____, 2007:

Mayor