

LEGISLATURE OF NEBRASKA

ONE HUNDRED SECOND LEGISLATURE

FIRST SESSION

LEGISLATIVE BILL 621

Introduced by Heidemann, 1.

Read first time January 19, 2011

Committee: Natural Resources

A BILL

1 FOR AN ACT relating to the Game and Parks Commission; to authorize
2 the commission to convey certain real estate for park
3 purposes; to prescribe conditions relating to the
4 conveyance, operation, and maintenance of the real
5 estate; and to declare an emergency.
6 Be it enacted by the people of the State of Nebraska,

1 Section 1. The Game and Parks Commission is authorized to
2 convey to the village of Brownville, Nebraska, for public park
3 purposes the following described real estate now known as Brownville
4 State Recreation Area, situated in the county of Nemaha, in the State
5 of Nebraska, to wit:

6 (1) From the southeast corner of Block 1 in the Original
7 Town of Brownville, Nebraska, running east parallel to the center
8 line of Main Street a distance of 237.1 feet to the place of
9 beginning, said place of beginning being 90 feet east of the center
10 line of the C.B. & Q. R.R. track; thence south 6 degrees, 26 minutes
11 east, parallel to the C.B. & Q. R.R. track, a distance of 100 feet to
12 a point; thence south 7 degrees, 11 minutes east, parallel to the
13 C.B. & Q. R.R. track, a distance of 100 feet to a point; thence south
14 7 degrees, 24 minutes east, parallel to the C.B. & Q. R.R. track, a
15 distance of 100 feet to a point; thence south 7 degrees, 16 minutes
16 east, parallel to the C.B. & Q. R.R. track, a distance of 100 feet to
17 a point; thence south 7 degrees, 12 minutes east, parallel to the
18 C.B. & Q. R.R. track, a distance of 100 feet to a point; thence south
19 6 degrees, 35 minutes east, parallel to the C.B. & Q. R.R. track, a
20 distance of 100 feet to a point; thence south 5 degrees, 00 minutes
21 east, parallel to the C.B. & Q. R.R. track, a distance of 100 feet to
22 a point; thence south 3 degrees, 58 minutes east, parallel to the
23 C.B. & Q. R.R. track, a distance of 100 feet to a point; thence south
24 2 degrees, 26 minutes east, parallel to the C.B. & Q. R.R. track, a
25 distance of 100 feet to a point; thence south 1 degree, 11 minutes

1 east, parallel to the C.B. & Q. R.R. track, a distance of 100 feet to
2 a point; thence south 0 degrees, 03 minutes east, parallel to the
3 C.B. & Q. R.R. track, a distance of 100 feet to a point; thence south
4 0 degrees, 42 minutes west, parallel to the C.B. & Q. R.R. track, a
5 distance of 60.3 feet to a point, said point being 90 feet east of
6 the center line of the C.B. & Q. R.R. track; thence east 860.4 feet
7 to a point on the right high mark of the Missouri River; thence north
8 27 degrees, 14 minutes west along the said high bank of the Missouri
9 River, a distance of 199.9 feet to a point; thence north 21 degrees,
10 39 minutes west along the said high bank of the Missouri River a
11 distance of 635.51 feet to a point; thence north 18 degrees, 50
12 minutes west along said high bank of the Missouri River a distance of
13 408.21 feet to a point; thence west 497.90 feet to the place of
14 beginning, all in Nemaha County, Nebraska, containing 17.20 acres,
15 more or less, plus all accretions thereto; and

16 (2) Commencing at the southeast corner of Block 1 in the
17 Original Town of Brownville, Nebraska, running east parallel to the
18 center line of Main Street a distance of 237.1 feet to a point, said
19 point being 90 feet east of the center line of the C.B. & Q. R.R.
20 track; thence south 6 degrees, 26 minutes east, parallel to the C.B.
21 & Q. R.R. track, a distance of 100 feet to a point; thence south 7
22 degrees, 11 minutes east, parallel to the C.B. & Q. R.R. track, a
23 distance of 100 feet to a point; thence south 7 degrees, 24 minutes
24 east, parallel to the C.B. & Q. R.R. track, a distance of 100 feet to
25 a point; thence south 7 degrees, 16 minutes east, parallel to the

1 C.B. & Q. R.R. track, a distance of 100 feet to a point; thence south
2 7 degrees, 12 minutes east, parallel to the C.B. & Q. R.R. track, a
3 distance of 100 feet to a point; thence south 6 degrees, 35 minutes
4 east, parallel to the C.B. & Q. R.R. track, a distance of 100 feet to
5 a point; thence south 5 degrees, 00 minutes east, parallel to the
6 C.B. & Q. R.R. track, a distance of 100 feet to a point; thence south
7 3 degrees, 58 minutes east, parallel to the C.B. & Q. R.R. track, a
8 distance of 100 feet to a point; thence south 2 degrees, 26 minutes
9 east, parallel to the C.B. & Q. R.R. track, a distance of 100 feet to
10 a point; thence south 1 degree, 11 minutes east, parallel to the C.B.
11 & Q. R.R. track, a distance of 100 feet to a point; thence south 0
12 degrees, 03 minutes east, parallel to the C.B. & Q. R.R. track, a
13 distance of 100 feet to a point; thence south 0 degrees, 42 minutes
14 west, parallel to the C.B. & Q. R.R. track, a distance of 60.3 feet
15 to a point, said point being 90 feet east of the center line of the
16 C.B. & Q. R.R. track, being the place of beginning; thence south 2
17 degrees, 04 minutes east, parallel to the C.B. & Q. R.R. track, a
18 distance of 52.5 feet to a point; thence south 4 degrees, 46 minutes
19 west, parallel to the C.B. & Q. R.R. track, a distance of 100 feet to
20 a point; thence south 9 degrees, 48 minutes west, parallel to the
21 C.B. & Q. R.R. track, a distance of 46.4 feet to a point; said point
22 being 90 feet east of the center line of the C.B. & Q. R.R. track and
23 on the section line between sections 18 and 19, township 5 north,
24 range 16 east of the 6th principal meridian; thence north 88 degrees,
25 42 minutes east along the section line between sections 18 and 19,

1 township 5 north, range 16 east, a distance of 906.9 feet to the
2 corners of sections 17, 18, 19, and 20, township 5 north, range 16
3 east; thence continuing north 88 degrees, 42 minutes east along the
4 section line between sections 17 and 20, township 5 north, range 16
5 east, a distance of 449.4 feet to a point on the right high bank of
6 the Missouri River; thence north 34 degrees, 17 minutes west along
7 said right high bank of the said Missouri River, a distance of 202.41
8 feet to a point; thence west a distance of 1,224.44 feet to the place
9 of beginning, containing 5.41 acres, more or less, all in Nemaha
10 County, Nebraska, plus all accretions thereto.

11 The above described tract being immediately south of the
12 tract described and recorded in Book number 79, page 398 of the Deed
13 records of Nemaha County, Nebraska.

14 Sec. 2. Property conveyed by the Game and Parks
15 Commission pursuant to section 1 of this act is conveyed with the
16 intent that the property continue to be managed for public access and
17 for public outdoor recreation opportunities, in a safe and sanitary
18 manner, and in compliance with all relevant provisions and
19 responsibilities outlined within prior covenants, easements, and
20 agreements hereby transferred, including continued maintenance of the
21 federally funded public boating access facilities existing on the
22 property, which is specifically assigned through 2013.

23 Sec. 3. Since an emergency exists, this act takes effect
24 when passed and approved according to law.