

LEGISLATURE OF NEBRASKA

ONE HUNDRED SECOND LEGISLATURE

SECOND SESSION

LEGISLATIVE BILL 739

Introduced by Christensen, 44.

Read first time January 04, 2012

Committee: Natural Resources

A BILL

1 FOR AN ACT relating to the Game and Parks Commission; to amend
2 section 37-354, Revised Statutes Supplement, 2011; to
3 authorize the commission to convey certain real estate;
4 to prescribe conditions relating to the conveyance,
5 operation, and maintenance of the real estate; to provide
6 duties for the commission; to harmonize provisions; to
7 repeal the original section; and to declare an emergency.
8 Be it enacted by the people of the State of Nebraska,

1 Section 1. (1) The Game and Parks Commission is
2 authorized to convey to the county of Chase for public purposes the
3 following described real estate, now known as Champion Mill State
4 Historical Park, situated in the county of Chase, in the State of
5 Nebraska, to-wit: All of block 4, original town of Champion,
6 Nebraska, and lots 1, 2, and 3, lot 4 except commencing at the
7 southwest corner of lot 4 in block 5 of the original town of
8 Champion, Nebraska, said point of beginning being at the point of
9 intersection of the north property line of Second Street and the east
10 line of the alley in said block 5; thence running north along the
11 west line of said lot 4 a distance of 70 feet; thence running east 75
12 feet parallel with the south line of said lot 4; thence south
13 parallel with the west line of lot 4 a distance of 70 feet to
14 intersect the south line of said lot 4; thence west along the south
15 line of said lot 4 a distance of 75 feet to the place of beginning,
16 the north half of lot 9, and all of lots 10, 11, 12, and 13, all in
17 block 5, original town of Champion, Nebraska.

18 (2) The Game and Parks Commission is authorized to convey
19 to the county of Chase for public purposes the following described
20 real estate, now known as Champion Lake State Recreation Area,
21 situated in the county of Chase, in the State of Nebraska, to-wit:

22 (a) The following described portion of the southwest
23 quarter of section 21, township 6 north, range 39 west of the 6th
24 principal meridian in Chase County, Nebraska, to-wit: Commencing at
25 the northeast corner of said quarter section; thence west on the

1 north line of said quarter section 1,017 feet to a stone; thence
2 southeasterly 992 feet in a straight line to a point on the west line
3 of the west side of block 23, West Champion, which is 102.5 feet
4 south of the northwest corner of said block 23; thence north 102.5
5 feet to the northwest corner of said block 23, in West Champion;
6 thence east along the north side of said block 23 and along a line
7 which is the north side of said block 23 produced eastward to the
8 east line of said quarter section; thence north along the east line
9 of said quarter section 644 feet to the northeast corner of said
10 quarter section; and

11 (b) The following described property, same being a part
12 of the northwest quarter of the southeast quarter of section 21,
13 township 6 north, range 39 west of the 6th principal meridian in
14 Chase County, Nebraska, to-wit: Commencing at the northwest corner of
15 the southeast quarter of section 21, township 6 north, range 39 west
16 of the 6th principal meridian in Chase County, Nebraska, and running
17 thence east 1,080 feet; thence south 100 feet to the north line of
18 Fourth Street of the original town of Champion, Nebraska; thence west
19 along the said north line of Fourth Street aforesaid 1,080 feet;
20 thence north 100 feet to the place of beginning, said land being also
21 described as Lots 3, 4, 5, 6, 7, 8, 9, 10, and 11, Champion
22 subdivision of the northwest quarter of the southeast quarter of
23 section 21, township 6 north, range 39 west of the 6th principal
24 meridian in Chase County, Nebraska.

25 Sec. 2. Section 37-354, Revised Statutes Supplement,

1 2011, is amended to read:

2 37-354 Property conveyed by the commission pursuant to
3 sections 90-272 to 90-275 and section 1 of this act shall be operated
4 and maintained as follows:

5 (1) The property shall be maintained so as to appear
6 attractive and inviting to the public;

7 (2) Sanitation and sanitary facilities shall be
8 maintained in accordance with applicable health standards;

9 (3) Properties shall be kept reasonably open, accessible,
10 and safe for public use. Fire prevention and similar activities shall
11 be maintained for proper public safety;

12 (4) Buildings, roads, trails, and other structures and
13 improvements shall be kept in reasonable repair throughout their
14 estimated lifetime to prevent undue deterioration and to encourage
15 public use; and

16 (5) The facility shall be kept open for public use at
17 reasonable hours and times of the year, according to the type of area
18 or facility.

19 The commission shall be responsible for compliance and
20 enforcement of the requirements set forth in this section.

21 Sec. 3. Original section 37-354, Revised Statutes
22 Supplement, 2011, is repealed.

23 Sec. 4. Since an emergency exists, this act takes effect
24 when passed and approved according to law.