

LEGISLATIVE BILL 621

Approved by the Governor April 14, 2011

Introduced by Heidemann, 1.

FOR AN ACT relating to the Game and Parks Commission; to authorize the commission to convey certain real estate for park purposes; to prescribe conditions relating to the conveyance, operation, and maintenance of the real estate; and to declare an emergency.

Be it enacted by the people of the State of Nebraska,

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

(1) From the southeast corner of Block 1 in the Original Town of Brownville, Nebraska, running east parallel to the center line of Main Street a distance of 237.1 feet to the place of beginning, said place of beginning being 90 feet east of the center line of the C.B. & Q. R.R. track; thence south 6 degrees, 26 minutes east, parallel to the C.B. & Q. R.R. track, a distance of 100 feet to a point; thence south 7 degrees, 11 minutes east, parallel to the C.B. & Q. R.R. track, a distance of 100 feet to a point; thence south 7 degrees, 24 minutes east, parallel to the C.B. & Q. R.R. track, a distance of 100 feet to a point; thence south 7 degrees, 16 minutes east, parallel to the C.B. & Q. R.R. track, a distance of 100 feet to a point; thence south 7 degrees, 12 minutes east, parallel to the C.B. & Q. R.R. track, a distance of 100 feet to a point; thence south 6 degrees, 35 minutes east, parallel to the C.B. & Q. R.R. track, a distance of 100 feet to a point; thence south 5 degrees, 00 minutes east, parallel to the C.B. & Q. R.R. track, a distance of 100 feet to a point; thence south 3 degrees, 58 minutes east, parallel to the C.B. & Q. R.R. track, a distance of 100 feet to a point; thence south 2 degrees, 26 minutes east, parallel to the C.B. & Q. R.R. track, a distance of 100 feet to a point; thence south 1 degree, 11 minutes east, parallel to the C.B. & Q. R.R. track, a distance of 100 feet to a point; thence south 0 degrees, 03 minutes east, parallel to the C.B. & Q. R.R. track, a distance of 100 feet to a point; thence south 0 degrees, 42 minutes west, parallel to the C.B. & Q. R.R. track, a distance of 60.3 feet to a point, said point being 90 feet east of the center line of the C.B. & Q. R.R. track; thence east 860.4 feet to a point on the right high mark of the Missouri River; thence north 27 degrees, 14 minutes west along the said high bank of the Missouri River, a distance of 199.9 feet to a point; thence north 21 degrees, 39 minutes west along the said high bank of the Missouri River a distance of 635.51 feet to a point; thence north 18 degrees, 50 minutes west along said high bank of the Missouri River a distance of 408.21 feet to a point; thence west 497.90 feet to the place of beginning, all in Nemaha County, Nebraska, containing 17.20 acres, more or less, plus all accretions thereto; and

(2) Commencing at the southeast corner of Block 1 in the Original Town of Brownville, Nebraska, running east parallel to the center line of Main Street a distance of 237.1 feet to a point, said point being 90 feet east of the center line of the C.B. & Q. R.R. track; thence south 6 degrees, 26 minutes east, parallel to the C.B. & Q. R.R. track, a distance of 100 feet to a point; thence south 7 degrees, 11 minutes east, parallel to the C.B. & Q. R.R. track, a distance of 100 feet to a point; thence south 7 degrees, 24 minutes east, parallel to the C.B. & Q. R.R. track, a distance of 100 feet to a point; thence south 7 degrees, 16 minutes east, parallel to the C.B. & Q. R.R. track, a distance of 100 feet to a point; thence south 7 degrees, 12 minutes east, parallel to the C.B. & Q. R.R. track, a distance of 100 feet to a point; thence south 6 degrees, 35 minutes east, parallel to the C.B. & Q. R.R. track, a distance of 100 feet to a point; thence south 5 degrees, 00 minutes east, parallel to the C.B. & Q. R.R. track, a distance of 100 feet to a point; thence south 3 degrees, 58 minutes east, parallel to the C.B. & Q. R.R. track, a distance of 100 feet to a point; thence south 2 degrees, 26 minutes east, parallel to the C.B. & Q. R.R. track, a distance of 100 feet to a point; thence south 1 degree, 11 minutes east, parallel to the C.B. & Q. R.R. track, a distance of 100 feet to a point; thence south 0 degrees, 03 minutes east, parallel to the C.B. & Q. R.R. track, a distance of 100 feet to a point; thence south 0 degrees, 42 minutes west, parallel to the C.B. & Q. R.R. track, a distance of 60.3 feet to a point, said point being 90 feet east of the center line of the C.B. & Q. R.R. track, being the place of beginning; thence south 2 degrees, 04 minutes east, parallel to the C.B. & Q.

R.R. track, a distance of 52.5 feet to a point; thence south 4 degrees, 46 minutes west, parallel to the C.B. & Q. R.R. track, a distance of 100 feet to a point; thence south 9 degrees, 48 minutes west, parallel to the C.B. & Q. R.R. track, a distance of 46.4 feet to a point; said point being 90 feet east of the center line of the C.B. & Q. R.R. track and on the section line between sections 18 and 19, township 5 north, range 16 east of the 6th principal meridian; thence north 88 degrees, 42 minutes east along the section line between sections 18 and 19, township 5 north, range 16 east, a distance of 906.9 feet to the corners of sections 17, 18, 19, and 20, township 5 north, range 16 east; thence continuing north 88 degrees, 42 minutes east along the section line between sections 17 and 20, township 5 north, range 16 east, a distance of 449.4 feet to a point on the right high bank of the Missouri River; thence north 34 degrees, 17 minutes west along said right high bank of the said Missouri River, a distance of 202.41 feet to a point; thence west a distance of 1,224.44 feet to the place of beginning, containing 5.41 acres, more or less, all in Nemaha County, Nebraska, plus all accretions thereto.

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

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

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