

LEGISLATIVE BILL 163

Approved by the Governor March 13, 1973

Introduced by Kremer, 34; Rasmussen, 41; Stromer, 36

AN ACT authorizing and directing the Game and Parks Commission to convey certain real estate to certain subdivisions for park and recreation purposes; to prescribe conditions; to provide an operative date; 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 and directed to convey to the city of Kearney and to the county of Buffalo, such city and county acting jointly, or to either the city of Kearney or to the county of Buffalo, acting separately, for public park purposes the following described real estate now known as Cottonmill State Recreation Area, situated in the county of Buffalo, in the State of Nebraska, to wit: Part of the south half of section 32, township 9, range 16, west of the sixth principal meridian, more fully described as follows: Beginning at the southeast corner of section 32, and running thence north along the east line of section 32, a distance of six hundred eighty-two feet, to the point of beginning; running thence west sixty-two degrees ten minutes south for a distance of seven hundred twenty-seven and four-tenths feet, thence bearing right seventy-eight degrees forty-one minutes for a distance of one thousand one hundred ninety-two feet, thence bearing left eighty-three degrees fifty minutes for a distance of three hundred eighty-eight and one-tenth feet, thence bearing right eighty-two degrees thirty-five minutes for a distance of five hundred eighty-two and one-tenth feet, thence bearing right nine degrees forty-one minutes for a distance of three hundred two and seven-tenths feet, thence bearing left twenty-five degrees forty-seven minutes for a distance of four hundred eighty-six and one-tenth feet, thence bearing right thirty-three degrees thirty-nine minutes for a distance of six hundred seventy-eight and nine-tenths feet, to a point on the east and west half section line of section 32, thence east along the east and west half section line to the northeast corner of the southeast quarter of section 32, thence south along the east line of section 32, to the point of beginning; subject, however, to the rights of the Kearney Water and Electric Power Company, in and to and over and across the premises described for canal and flowage purposes, more particularly set forth in a decree

of the district court of Buffalo County, Nebraska, entered on March 22, 1918, a case therein indexed as the Kearney Water and Electric Power Company, plaintiff, vs. Zada M. Lancaster, et al, defendants; Provided, that should the city of Kearney and the county of Buffalo, such city and county acting jointly or separately, cease to operate the lands conveyed as a public park and recreation area, title to said lands shall revert to the Game and Parks Commission.

Sec. 2. The Game and Parks Commission is authorized and directed to convey to the city of Grand Island and to the county of Hall, such city and county acting jointly, or to either the city of Grand Island or the county of Hall, acting separately, for public park purposes the following described real estate now known as Stolley State Recreation Area situated in the county of Hall, in the State of Nebraska, to wit: Commencing at a point on the north line of section 28, township 11 north, range 9 west of the sixth principal meridian, five hundred forty-four and seven-tenths feet east of the northwest corner of said section 28, and running thence west along the north line of said section 28 and section 29, in the same town and range, one thousand eight hundred seventy and seven-tenths feet; thence south one thousand twelve and five-tenths feet; thence east, parallel with the north line of said sections 28 and 29, one thousand eight hundred thirty-four and five-tenths feet; thence north nine hundred twelve and three-tenths feet to a stake, thence northeasterly sixty-three and two-tenths feet to a stake; thence north forty-three and eight-tenths feet to the place of beginning, and containing forty-two and eighty-three hundredths acres, a little more or less; Provided, that should the city of Grand Island and the county of Hall, such city and county acting jointly or separately, cease to operate the lands conveyed as a public park and recreation area, title to said lands shall revert to the Game and Parks Commission.

Sec. 3. The Game and Parks Commission is authorized to convey to the county of Custer for public park purposes the following described real estate now known as Arnold State Recreation Area, situated in the county of Custer, in the State of Nebraska, to wit: A tract of land in the northwest quarter of the southeast quarter section 28, township 17, north, range 25 west of the sixth principal meridian, described as follows: Beginning at the northeast corner of said northwest quarter of the southeast quarter running thence west six hundred sixty feet, thence south three hundred thirty feet, thence south forty-five degrees east to a point three hundred thirty feet north of the southeast corner of said northwest quarter of the southeast quarter,

thence north nine hundred ninety feet to the place of beginning, and containing ten acres more or less; and a tract of land in the northeast quarter of the southeast quarter section 28, township 17 north, range 25 west of the sixth principal meridian, described as follows: Beginning at the northwest corner of said northeast quarter of the southeast quarter running thence east six hundred sixty feet more or less to the center of the channel of the South Loup River, thence in a southerly and easterly direction along the center of the channel of said river to its intersection with the east line of said northeast quarter of the southeast quarter, said point of intersection being five hundred twenty-eight feet more or less south of the northeast corner of said northeast quarter of the southeast quarter, thence south along said east line six hundred thirty feet, thence west one thousand three hundred twenty feet more or less to the west line of said northeast quarter of the southeast quarter, thence north along said west line one thousand one hundred fifty-eight feet to the place of beginning, and containing thirty acres more or less; Provided, that should the county of Custer cease to operate the lands conveyed as a public park and recreation area, title to said lands shall revert to the Game and Parks Commission.

Sec. 4. The Game and Parks Commission is authorized and directed to convey to the county of Merrick for public park purposes the following described real estate now known as Long Bridge State Special Use Area, situated in the county of Merrick, in the State of Nebraska, to wit: A part of the east one thousand eight hundred thirty-nine and forty-two hundredths feet of fractional section 30 in township 12 north, range 7 west of the sixth principal meridian, described as follows: Beginning at the northeast corner of said section 30, thence south forty-four degrees fifty minutes west one hundred seventy-seven and nine-tenths feet, thence south twenty-five degrees thirty-three minutes west one hundred sixty-nine and five-tenths feet, thence thirty-two degrees twenty minutes west one hundred ninety-three and zero-tenths feet, thence south forty-two degrees six minutes west one hundred ninety-three and three-tenths feet, thence south thirty-two degrees thirty-two minutes west three hundred eighteen and two-tenths feet, thence south fifty-nine degrees nine minutes west four hundred fifty-eight and five-tenths feet, thence south thirty-two degrees twelve minutes west five hundred forty-three and zero-tenths feet, thence south forty degrees thirty-eight minutes west two hundred eleven and three-tenths feet, thence south fifty-one degrees zero minutes west three hundred eleven and zero-tenths feet, thence south forty degrees twenty-one minutes west two hundred sixty-nine and five-tenths feet to the west line of said tract,

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thence south one thousand one hundred ninety feet to the original south bank of Grand Island according to the original government survey, thence northeasterly along said original south bank of Grand Island according to the original government survey to the location of the original meander corner on the east line of said section 30, thence north one hundred twenty-one and four-tenths feet to the place of beginning, together with all accretion land in connection therewith and pertaining thereto, containing one hundred forty-six acres, more or less; Provided, that should the county of Merrick cease to operate the lands conveyed as a public park and recreation area, title to said lands shall revert to the Game and Parks Commission.

Sec. 5. Sections 1 to 3 of this act shall become operative on January 1, 1974.

Sec. 6. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.