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LB 235

PRESIDENT: You are really on your own time, Senator Beutler, but if you want to continue, because Senator Warner's time was up.

SENATOR BEUTLER: Okay, I just wanted to remark that I think the main point here is that the city or the municipality always has the last say. The way you correct the error is by filing the affidavit and giving the city notice, and then if the city doesn't want to go along with the mistake that was made, if it says, that's too bad, you have to eat it, then you have to eat it. But the city does have the last say. They can file an objection, and if they file an objection the conveyance shall not be validated. So, that to me is the crucial point, the city has the last say just as they have it now.

PRESIDENT: The Chair recognizes Senator Lamb.

SENATOR LAMB: I would just like to comment on one point that Senator Warner made. He was asking whether this applies to the future, Senator Nichol. As I read the committee amendment in line 6, it says, hereinafter recorded, so it seems to me that it does apply to the future as well as those that have already been done in the past.

SENATOR NICHOL: Do you want me to respond to that, Senator Lamb?

SENATOR LAMB: Yes.

PRESIDENT: Are you asking him to respond, Senator Lamb?

SENATOR LAMB: Yes.

PRESIDENT: Senator Nichol.

SENATOR NICHOL: Senator Lamb, mistakes will be made in the future exactly as they have been in the past. Now it doesn't give you authority to go ahead and subdivide illegally, and as brought out in Senator Warner's discussion, if you go ahead and subdivide illegally, this does not guarantee because as Senator Beutler...guarantee that that will stick because this comes back to the city and they have a right, but, yes, in answer to your question, the same mistakes will be made in the future and the law would apply in the future just as it is now on those that have been mishandled in the past.

SENATOR LAMB: But as I understand it, it is...Senator Warner's point was that a subdivider could come in and purposely make