JAVA Resolution 03-0911-04

WHEREAS, the Joint Antelope Valley Authority (JAVA), a joint administrative entity created under the Nebraska Interlocal Cooperation Act (Neb. Rev. Stat. § 13-801 et. seq.) by agreement of April 15, 2000 as amended (JAVA Interlocal Agreement) between the Board of Regents of the University of Nebraska, a public body corporate and governing body of the University of Nebraska (University), the City of Lincoln, Nebraska, a municipal corporation (City), and the Lower Platte South Natural Resources District, a political Subdivision of the State of Nebraska (LPSNRD) is now implementing under the JAVA Interlocal Agreement the Phase One Priority Projects of Antelope Valley Amended Draft Single Package; and

WHEREAS, JAVA has previously approved by-laws, administrative resolution, policies and guidelines for the implementation of the Phase One Priority Projects; and

WHEREAS, JAVA has previously authorized appraisals, title work, relocation, geotechnical and other appropriate studies for real property pertaining to East Downtown Community Revitalization – JAVA project No. 03-081405-001 including the tracts herein (JAVA resolution 02-0628-01; JAVA resolution 02-0628-02; and 03-0814-05).

NOW THERFORE, be it resolved by the Administrative Board of the Joint Antelope Valley Authority as follows:

1. JAVA is hereby authorized to acquire, including by condemnation if necessary, the following real property (including partial takings) pertaining to the East Downtown Community Revitalization Project, including the following tracts as more particularly described in the attached legal descriptions all of the same in Lincoln, Lancaster County, Nebraska:
    a. East Downtown Community Revitalization – (JAVA project No. 03-081405-001) Tracts 23,24,32 and 33 including property at the following street addresses:
        - 233 N 22nd, (Tract 33 part)
        - 2145 Q, (Tract 33 part)
        - 2135 Q, (Tract 32)
        - 2137 R, (Tract 24) and
        - 2147 R (Tract 23)
    b. Applicable tracts previously acquired from the University of Nebraska and the Nebraska Department of Administrative Services;

c. Where necessary due to appraisal studies or other legal or practical reasons, remainder or commonly owned tracts inextricably related to the tracts identified above; and

d. Necessary and required temporary and permanent construction easements as approved by the Army Corps of Engineers for the Project.

2. The Chairperson is authorized to direct the same to be accomplished, approve the necessary documents and execute agreements to complete the same.

Dated this 11th Day of September 2003

Introduced by:

_____

Approved by Unanimous Vote of _____, _____, and _____ after public hearing on September 11, 2003.

Signed:

Joint Antelope Valley Authority

_____

Secretary

_____

Glenn Johnson, Chairperson

Approved as to form and Legality

_____

Legal Counsel

TRACT 23

A TRACT OF LAND COMPOSED OF LOT 1, BLOCK 6, KINNEYS "O" STREET ADDITION, LOCATED IN THE SOUTHEAST QUARTER OF SECTION 24, TOWNSHIP 10 NORTH, RANGE 6 EAST OF THE SIXTH PRINCIPAL MERIDIAN, LANCASTER COUNTY, NEBRASKA, DESCRIBED AS FOLLOWS:

ALL OF LOT 1, BLOCK 6, KINNEYS "O" STREET ADDITION. CONTAINING AN AREA OF 7108 SQUARE FEET OR 0.16 ACRES MORE OR LESS.

TRACT 24

A TRACT OF LAND COMPOSED OF LOT 2, BLOCK 6, KINNEYS "O" STREET ADDITION, LOCATED IN THE SOUTHEAST QUARTER OF SECTION 24, TOWNSHIP 10 NORTH, RANGE 6 EAST OF THE SIXTH PRINCIPAL MERIDIAN, LANCASTER COUNTY, NEBRASKA, DESCRIBED AS FOLLOWS:

ALL OF LOT 2, BLOCK 6, KINNEYS "O" STREET ADDITION. CONTAINING AN AREA OF 7106 SQUARE FEET OR 0.16 ACRES MORE OR LESS.

TRACT 32

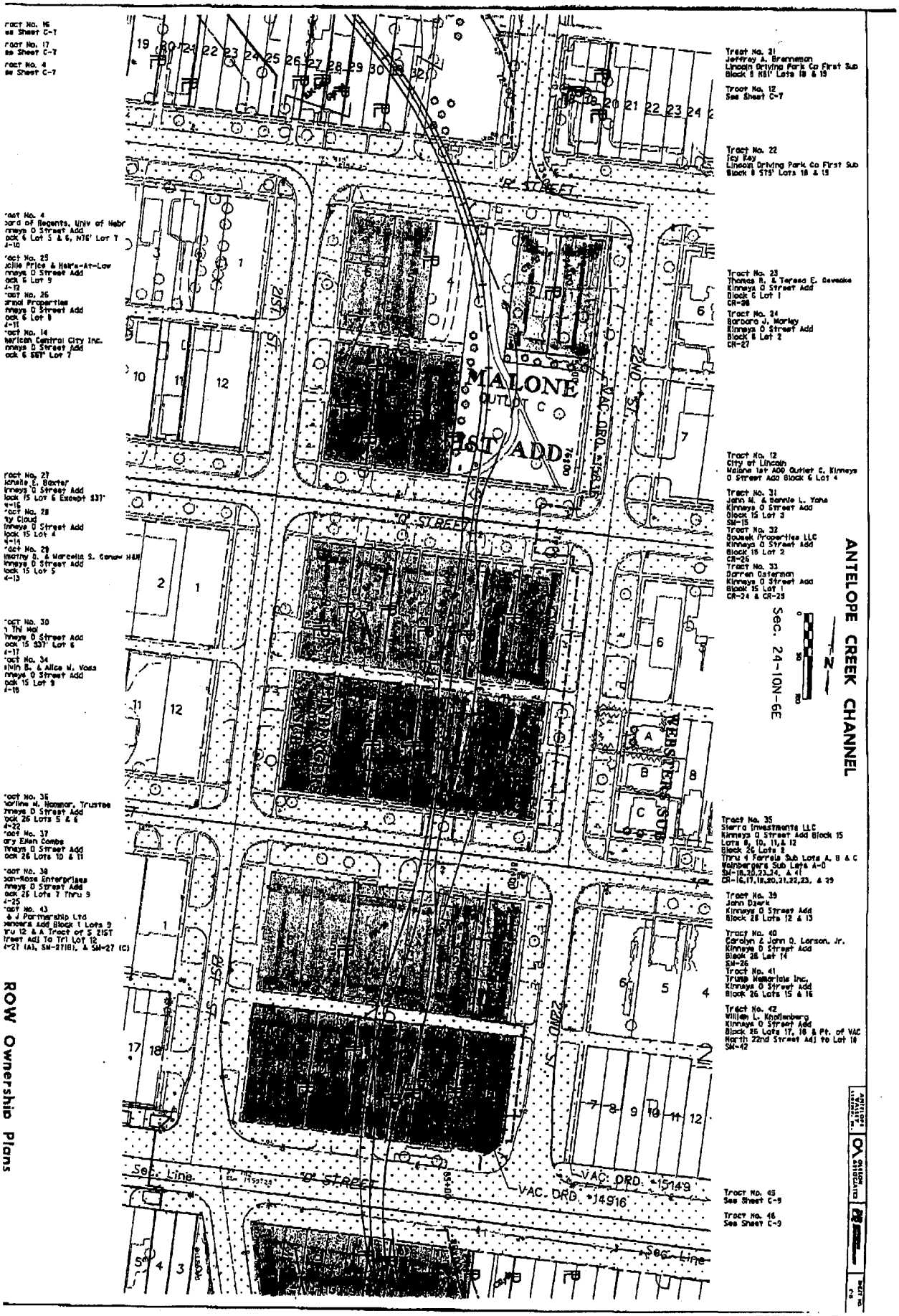
A TRACT OF LAND COMPOSED OF LOT 2, BLOCK 15, KINNEYS "O" STREET ADDITION, LOCATED IN THE SOUTHEAST QUARTER OF SECTION 24, TOWNSHIP 10 NORTH, RANGE 6 EAST OF THE SIXTH PRINCIPAL MERIDIAN, LANCASTER COUNTY, NEBRASKA, DESCRIBED AS FOLLOWS:

ALL OF LOT 2, BLOCK 15, KINNEYS "O" STREET ADDITION. CONTAINING AN AREA OF 7108 SQUARE FEET OR 0.16 ACRES MORE OR LESS.

TRACT 33

A TRACT OF LAND COMPOSED OF LOT 1, BLOCK 15, KINNEYS "O" STREET ADDITION, LOCATED IN THE SOUTHEAST QUARTER OF SECTION 24, TOWNSHIP 10 NORTH, RANGE 6 EAST OF THE SIXTH PRINCIPAL MERIDIAN, LANCASTER COUNTY, NEBRASKA, DESCRIBED AS FOLLOWS:

ALL OF LOT 1, BLOCK 15, KINNEYS "O" STREET ADDITION. CONTAINING AN AREA OF 7108 SQUARE FEET OR 0.16 ACRES MORE OR LESS.


ANTELOPE CREEK CHANNEL
Sec. 24-10N-6E
N
MALONE
OUTLOT C
1ST ADD
"R" STREET
"O" STREET
21ST ST.
22ND ST.
WEBSTERS SUB
VAC. ORD. #15149
VAC. ORD. #14916
Sec. Line
Tract No. 21
Jeffrey A. Brenneman
Lincoln Driving Park Co First Sub
Block 8 N61' Lots 18 & 19
Tract No. 12
See Sheet C-7
Tract No. 22
Icy Key
Lincoln Driving Park Co First Sub
Block 8 S75' Lots 18 & 19
Tract No. 23
Thomas R. & Teresa E. Gevecke
Kinneys O Street Add
Block 6 Lot 1
CR-28
Tract No. 24
Barbara J. Morley
Kinneys O Street Add
Block 6 Lot 2
CR-27
Tract No. 12
City of Lincoln
Malone 1st ADD Outlet C, Kinneys
O Street Add Block 6 Lot 4
Tract No. 31
John M. & Bonnie L. Yohe
Kinneys O Street Add
Block 15 Lot 3
SM-15
Tract No. 32
Bousek Properties LLC
Kinneys O Street Add
Block 15 Lot 2
CR-26
Tract No. 33
Darren Osterman
Kinneys O Street Add
Block 15 Lot 1
CR-24 & CR-25
Tract No. 35
Sierra Investments LLC
Kinneys O Street Add Block 15
Lots 8, 10, 11, & 12
Block 26 Lots 2
Thru 4 Ferrels Sub Lots A, B & C
Weinberger Sub Lots A-D
SM-18,20,23,24, & 41
CR-16,17,18,20,21,22,23, & 29
Tract No. 39
John Dzerk
Kinneys O Street Add
Block 26 Lots 12 & 13
Tract No. 40
Carolyn & John D. Larson, Jr.
Kinneys O Street Add
Block 26 Lot 14
SM-26
Tract No. 41
Trump Memorials Inc.
Kinneys O Street Add
Block 26 Lots 15 & 16
Tract No. 42
William L. Knollenberg
Kinneys O Street Add
Block 26 Lots 17, 18 & Pt. of VAC
North 22nd Street Adj to Lot 18
SM-42
Tract No. 45
See Sheet C-9
Tract No. 46
See Sheet C-9
Tract No. 16
See Sheet C-7
Tract No. 17
See Sheet C-7
Tract No. 4
See Sheet C-7
Tract No. 4
Board of Regents, Univ of Nebr
Kinneys O Street Add
Block 6 Lot 5 & 6, N76' Lot 7
SM-10
Tract No. 25
Lucille Price & Heirs-At-Law
Kinneys O Street Add
Block 6 Lot 9
SM-12
Tract No. 26
Arnol Properties
Kinneys O Street Add
Block 6 Lot 8
SM-11
Tract No. 14
American Central City Inc.
Kinneys O Street Add
Block 6 S67' Lot 7
Tract No. 27
Michelle E. Baxter
Kinneys O Street Add
Block 15 Lot 6 Except S37'
SM-16
Tract No. 28
Ivy Cloud
Kinneys O Street Add
Block 15 Lot 4
SM-14
Tract No. 29
Timothy B. & Marcella S. Genow H&W
Kinneys O Street Add
Block 15 Lot 5
SM-13
Tract No. 30
Thi Mai
Kinneys O Street Add
Block 15 S37' Lot 6
SM-17
Tract No. 34
Melvin B. & Alice M. Voss
Kinneys O Street Add
Block 15 Lot 9
SM-19
Tract No. 36
Marline M. Hammar, Trustee
Kinneys O Street Add
Block 26 Lots 5 & 6
SM-22
Tract No. 37
Mary Ellen Combs
Kinneys O Street Add
Block 26 Lots 10 & 11
Tract No. 38
Bon-Rose Enterprises
Kinneys O Street Add
Block 26 Lots 7 Thru 9
SM-25
Tract No. 43
A & J Partnership Ltd
Spencers Add Block 1 Lots 9
Thru 12 & A Tract of S 21ST
Street Adj To Tri Lot 12
SM-27 (A), SM-27(B), & SM-27 (C)
ROW Ownership Plans