

ORDINANCE NUMBER 26-34

An ordinance to close and vacate a portion of that certain alleyway located in Block Ninety-Three (93), Original Town, now City of Beatrice, Gage County, Nebraska; to retain title in said vacated roadway in the name of the City; to repeal conflicting ordinances; and to provide for publication in pamphlet form and an effective date of this ordinance.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF BEATRICE, NEBRASKA:

SECTION 1. That the Mayor and City Council find and determine that it is in the best interests of the public that certain alleyway located in Block Ninety-Three (93), Original Town, now City of Beatrice, Gage County, Nebraska, be vacated and closed, the same more particularly described as follows:

That portion of the alleyway lying between Lots One (1), Two (2), Three (3), Four (4), Nine (9), Ten (10), Eleven (11), and Twelve (12), all in Block Ninety-Three (93), Original Town, now City of Beatrice, Gage County, Nebraska, EXCEPT that portion of the right of way of the abandoned Beatrice Branch of the Union Pacific Railroad Company, as originally constructed and operated as said Beatrice Branch extends in a southerly direction from the Lancaster/Gage County Line in, over, and across the following legal subdivision:

Block Ninety-Three (93), Original Town, now City of Beatrice, Gage County, Nebraska, as conveyed by that certain deed dated February 27, 2002, from Union Pacific Railroad Company to Nebraska Trails Foundation, Inc. recorded on March 7, 2002, as Instrument No. 2002-1058 in the Gage County Register of Deeds Office.

SECTION 2. That said portion of the alleyway hereinabove described be and hereby are vacated and closed, said vacation to be in accordance with the laws of Nebraska governing the vacating and closing of streets and alleys, and the City Clerk is hereby directed to certify the same to the Register of Deeds of Gage County, Nebraska, and to designate upon the official map of the City, the vacating and closing thereof.

SECTION 3. That the title to such vacated roadways shall be reserved and retained by the City, pursuant to Nebraska Revised Statute Section 16-611(1).

SECTION 4. That the cost of the vacation of the roadways located in Block Ninety-Three (93), Original Town, now the City of Beatrice, Gage County, Nebraska including the recording and publication of this ordinance provided therefore, shall be the cost of the City.

SECTION 5. That all ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 6. That this ordinance shall be in full force and effect from and after its passage, approval, and publication in pamphlet form as provided by law.

PASSED AND APPROVED this 21st day of September, 2026.

Attest:


Erin Saathoff, MMC, City Clerk


Robert Morgan, Mayor



