

**Papio-Missouri River
Natural Resources District
Public Hearing
on Proposed Right-of-Way Acquisition
Donation of King Lake Lot from ENCAP**

**January 11, 2018
7:00 p.m.**

AGENDA

1. Hearing Called to Order – Chairperson Dave Klug
2. Appointment of Hearing Officer – General Manager, John Winkler
3. Evidence of Proof of Publication of Hearing Notice
4. Explanation of the Purpose of the Hearing – Brent Meyer, Husch Blackwell
5. Identification of Exhibits
6. Explanation of the Purpose and Scope of the Project – Lori Laster
7. Receive Testimony and Statements
8. Reception of Exhibits
9. Hearing Adjournment



**Papio-Missouri River NRD
Public Hearing
on Proposed Right-of-Way Acquisition
Donation of King Lake Lot from ENCAP**

**January 11, 2018
(As a part of the Board of Directors Meeting)**

List of Exhibits

- Exhibit 1** - Agenda
- Exhibit 2** - Proof of Publication of Hearing Notice
 - Omaha World Herald, January 1, 2018
- Exhibit 3** - November 28, 2017 Email Communication from Dan Esch and Response from John Winkler
- Exhibit 4** - Map of Project



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**Exhibit 1
Agenda**

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**Exhibit 2
Proof of Publication**

NOTICE OF PUBLIC HEARING

Please take notice that on January 11, 2018 at 7:00 P.M., the Board of Directors of the Papio-Missouri River Natural Resources District will hold a public hearing on the acquisition by gift of real property located southeast of N. 244th Ave. and Curtis Ave., Valley, NE. Such hearing will be held at the principal offices of the District at 8901 S.154th St., Omaha, NE 68138-3621.

At the hearing, the District shall explain that the subject property was offered voluntarily to the District, and the District's reasons for accepting property at the particular location. The District shall hear and consider any objections from any person.

Proof of publication

AFFIDAVIT

State of Nebraska, County of Douglas, ss:

Melissa Miller, being duly sworn, deposes and says that she is an employee of The Omaha World-Herald, a legal daily newspaper printed and published in the county of Douglas and State of Nebraska, and of general circulation in the Counties of Douglas, and Sarpy and State of Nebraska, and that the attached printed notice was published in the said newspaper on the 1 day of January 2018, and that said newspaper is a legal newspaper under the statutes of the State of Nebraska. The above facts are within my personal knowledge. The Omaha World-Herald has an average circulation of 93,314 Daily and 115,153 Sunday, in 2017.

(Signed) Melissa Miller

Title: Account Executive

Subscribed in my presence and sworn to before me this 2 day of January, 2018.

State of Nebraska - General Notary
SUSAN E. VIOLI
My Commission Expires
November 25, 2021

Susan E. Viola
Notary Public

Printer's Fee \$ _____
Affidavit _____
Paid By _____

RECEIVED
JAN 4 2018



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**Exhibit 3
November 28, 2017 Email Communication from Dan Esch, ENCAP
and Response from John Winkler, P-MRNRD**

Laster, Lori Ann

From: Winkler, John
Sent: Tuesday, November 28, 2017 8:36 PM
To: Dan Esch; Laster, Lori Ann
Cc: Petermann, Marlin
Subject: Re: ENCAP Property in King Lake

Hello Dan:

Thank you for forwarding this information to me. Director Bradley or Director Leahy has not sent this to me as of this time.

The District, in cooperation and partnership with FEMA, has spent considerable resources to remove property from the floodplain in King Lake. We will internally process this request with District staff and legal counsel to determine if the NRD can accept and execute the offer as presented.

I will be back in touch with you shortly to inform you of the actions the District can or cannot take.

Thanks again Dan, we very much appreciate the offer and the communication.

Highest Regards,

John Winkler
General Manager

From: Dan Esch <desch402@yahoo.com>
Sent: Tuesday, November 28, 2017 4:10 PM
Subject: ENCAP Property in King Lake
To: Winkler, John <jwinkler@papionrd.org>

Hi John,

I sent this same message to Larry Bradley and Patrick Leahy, so I apologize if one of them has already passed this along to you.

I'm on the board of directors for the Eastern Community Action Partnership (ENCAP). Years ago, someone gifted to ENCAP a lot in King Lake. This lot is near the corner of 244th Avenue and Curtis Avenue. The parcel # is 1506300000. An aerial view of the property is attached. As with many of the lots in King Lake, this parcel resides in a flood plain.

ENCAP is wondering if we could donate this property to the Papio-Missouri River NRD. We haven't done anything with it since it was gifted to us, and we don't plan on ever doing anything with it. The last I checked, the NRD owns about 19 parcels in King Lake, hence, we thought you all may be willing to take the property from us if we donated it to you.

Let me know what you think, or if you need any more information from me.

Thank you.

Dan Esch



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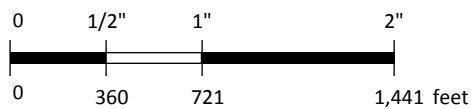
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**Exhibit 4
Map of Project**

Exhibit 4 - King Lake ENCAP Property



1 : 8,647
 1 = 721



This map is a user-generated, static output. It is for reference only. Data on this map may not be accurate, current, or otherwise reliable. It is for informational purposes only, and may not be suitable for legal, engineering, or surveying purposes.

Douglas County GIS
 1819 Farnam St
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