

January 13, 1982

LB 239

amendment vote aye, opposed nay.

CLERK: Senator Nichol voting yes.

SENATOR NICHOL: Record the vote, Mr. Clerk.

CLERK: 31 ayes, 0 nays, Mr. President, on the adoption of Senator Kahle's amendment.

SENATOR NICHOL: There are no other amendments so, Senator Koch, did you wish to speak to the bill?

SENATOR KOCH: Thank you, Mr. Chairman. I have a question of Senator Kahle if he would yield.

SENATOR NICHOL: Senator Kahle, would you respond, please?

SENATOR KAHLE: Yes.

SENATOR KOCH: Senator Kahle, I am not quite sure I understand the intent of this bill. I know the bill came out of Douglas County but my concern is where we get out in the greater part of Nebraska where you have a lot of school lands and say, for example, when a lease has expired on that school land and I buy it yet I know it is isolated and completely surrounded by possible school land and still under the ownership and lease of school lands, now then if I petition for a road to get to the isolated section that I buy or more, or 80 acres, or whatever it might be, would I pay the costs? Do I pay the costs then as the owner?

SENATOR KAHLE: That is right.

SENATOR KOCH: Now who is going to pay the maintenance of it?

SENATOR KAHLE: If the county takes over the road, they will pay the maintenance on it. If it is just an access road.... I guess we are talking about two different things, Senator Koch. If it is on the mile section line and it is opened up, I think the responsibility is on the county.

SENATOR KOCH: Right. But then say that is not the case.

SENATOR KAHLE: Then I think it is the responsibility of the landowner unless they negotiate with the county and it is proposed in that way. They could reject it, I am sure.

SENATOR KOCH: Okay, now then talking about the school land and funds, now if the school lands and funds trustees request

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