



City of Grand Island

Tuesday, August 27, 2013

Council Session

Item G-9

#2013-276 - Approving Acquisition of Utility Easement - Part of Lot One and Lot Two, Dinsdale Subdivision - Dinsy, L.L.C.

This item relates to the aforementioned Public Hearing item E-6.

Staff Contact: Tim Luchsinger, Utilities Director

RESOLUTION 2013-276

WHEREAS, a public utility easement is required by the City of Grand Island, from Dinsy, L.L.C., to survey, construct, inspect, maintain, repair, replace, relocate, extend, remove, and operate thereon, public utilities and appurtenances, including lines and transformers; and;

WHEREAS, a public hearing was held on August 27, 2013, for the purpose of discussing the proposed acquisition of an easement located in the City of Grand Island, Hall County, Nebraska; and more particularly described as follows:

TRACT ONE (1)

A tract of land located in part of Lot One (1), Dinsdale Subdivision in the City of Grand Island, Hall County, Nebraska, being more particularly described as follows:

Commencing at the Northeast corner of said Lot One (1); thence on an assumed bearing of S00°14'23"W, along the easterly line of said Lot One (1) and the westerly right-of-way line of Webb Road, a distance of twenty two and seven hundredths (22.07) feet to the ACTUAL Point of Beginning of Tract 1; thence continuing S00°14'23"W along the easterly line of said Lot One (1) and the westerly right-of-way line of said Webb Road, a distance of twenty (20.0) feet; thence N90°00'00"W a distance of five hundred twenty seven and thirty hundredths (527.30) feet; thence N00°00'00"E a distance of thirty seven and nine hundredths (37.09) feet to a point on the northerly line of said Lot One (1); thence S89°27'32"E, along the northerly line of said Lot One (1), a distance of twenty (20.0) feet; thence S00°00'00"W a distance of seventeen and twenty eight hundredths (17.28) feet; thence S90°00'00"E a distance of twenty six and forty two hundredths (26.42) feet; thence N00°00'00"E a distance of ten (10.0) feet; thence S90°00'00"E a distance of ten (10.0) feet; thence S90°00'00"W a distance of ten (10.0) feet; thence S90°00'00"E a distance of two hundred ninety five and eighty nine hundredths (259.89) feet; thence N00°00'00"E a distance of five (5.0) feet; thence S90°00'00"E a distance of ten (10.0) feet; thence S00°00'00"W a distance of five (5.0) feet; thence S90°00'00"E a distance of one hundred sixty five and seven hundredths (165.07) feet to a point on the easterly line of said Lot One (1) and the westerly right-of-way line of said Webb Road being the said Point of Beginning of Tract 1.

TRACT TWO (2)

A tract of land located in part of Lot One (1), Dinsdale Subdivision in the City of Grand Island, Hall County, Nebraska, being more particularly described as follows:

Commencing at Northwest corner of said Lot One (1); thence on an assumed bearing of N89°27'32"E along the northerly line of said Lot One (1), a distance of two hundred eighty eight and seven hundredths (288.07) feet to the ACTUAL Point of Beginning of Tract 2; thence continuing N89°27'32"E along the northerly line of said Lot One (1), a distance of twenty (20.0) feet; thence S00°14'03"W a distance of four hundred fifty one and ninety three hundredths (451.93) feet; thence N89°26'02"E and parallel with the southerly line of said Lot One (1), a distance of two hundred twenty three and thirty two hundredths (223.32) feet to a point on the westerly line of Lot Two (2), said Dinsdale Subdivision; thence S00°15'14"W, along the westerly line of said Lot Two (2), a

Approved as to Form	□
August 23, 2013	□ City Attorney

distance of twenty five (25.0) feet to a point being the Southeast corner of said Lot One (1); thence S89°26'02"W, along the southerly line of said Lot One (1), a distance of two hundred forty three and thirty one hundredths (243.31) feet; thence N00°14'03"E a distance of four hundred seventy six and ninety four hundredths (476.94) feet to a point on the northerly line of said Lot One (1) being the said Point of Beginning of Tract 2.

TRACT THREE (3)

A tract of land located in part of Lot One (2), Dinsdale Subdivision in the City of Grand Island, Hall County, Nebraska, being more particularly described as follows:

Commencing at the Southwest corner of said Lot Two (2); thence on an assumed bearing of N89°27'09"E, along the southerly line of said Lot Two (2) and the northerly right-of-way line of Stolley Park Road, a distance of fifteen and thirty nine hundredths (15.39) feet to the ACTUAL Point of Beginning of Tract 3; thence N00°14'42"E and parallel to the westerly line of said Lot Two (2), a distance of twenty and seventy eight (20.78) feet; thence N89°45'18"W a distance of fifteen and thirty eight hundredths (15.38) feet to a point on the westerly line of said Lot Two (2); thence N00°14'42"E, along the westerly line of said Lot Two (2), a distance of four hundred ten and one hundredths (410.01) feet to the Northeast Corner of an existing twenty (20.0) foot wide easement described in Instrument Number 200512026 and recorded at the Hall County, Nebraska Register of Deeds Office; thence S89°45'18"E a distance of twenty five (25.0) feet; thence S00°14'42"W and parallel to the westerly line of said Lot Two (2), a distance of three hundred eighty and forty four hundredths (380.44) feet; thence S89°45'18"E a distance of ten and thirty eight hundredths (10.38) feet; thence S00°14'42" and parallel to the westerly line of said Lot Two (2), a distance of fifty (50.0) feet to a point on the southerly line of said Lot Two (2) and the northerly right-of-way line of said Stolley Park Road; thence S89°27'09"W along the southerly line of said Lot Two (2) and the northerly right-of-way line of said Stolley Park Road, a distance of twenty (20.0) feet to the said Point of Beginning of Tract 3.

The above-described easement and right-of-way containing a combined total of 0.85 acres, more or less, as shown on the plat dated 8/8/2013, marked Exhibit "A" attached hereto and incorporated herein by reference.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the City of Grand Island be, and hereby is, authorized to acquire a public utility easement from Dinsy, L.L.C., on the above-described tract of land.

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Adopted by the City Council of the City of Grand Island, Nebraska, August 27, 2013.

Jay Vavricek, Mayor

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Attest:

RaNae Edwards, City Clerk

