



# City of Grand Island

Tuesday, February 12, 2002

Council Session

## Item G10

### **#2002-43 - Approving Acquisition of Utility Easement - Niehnueser**

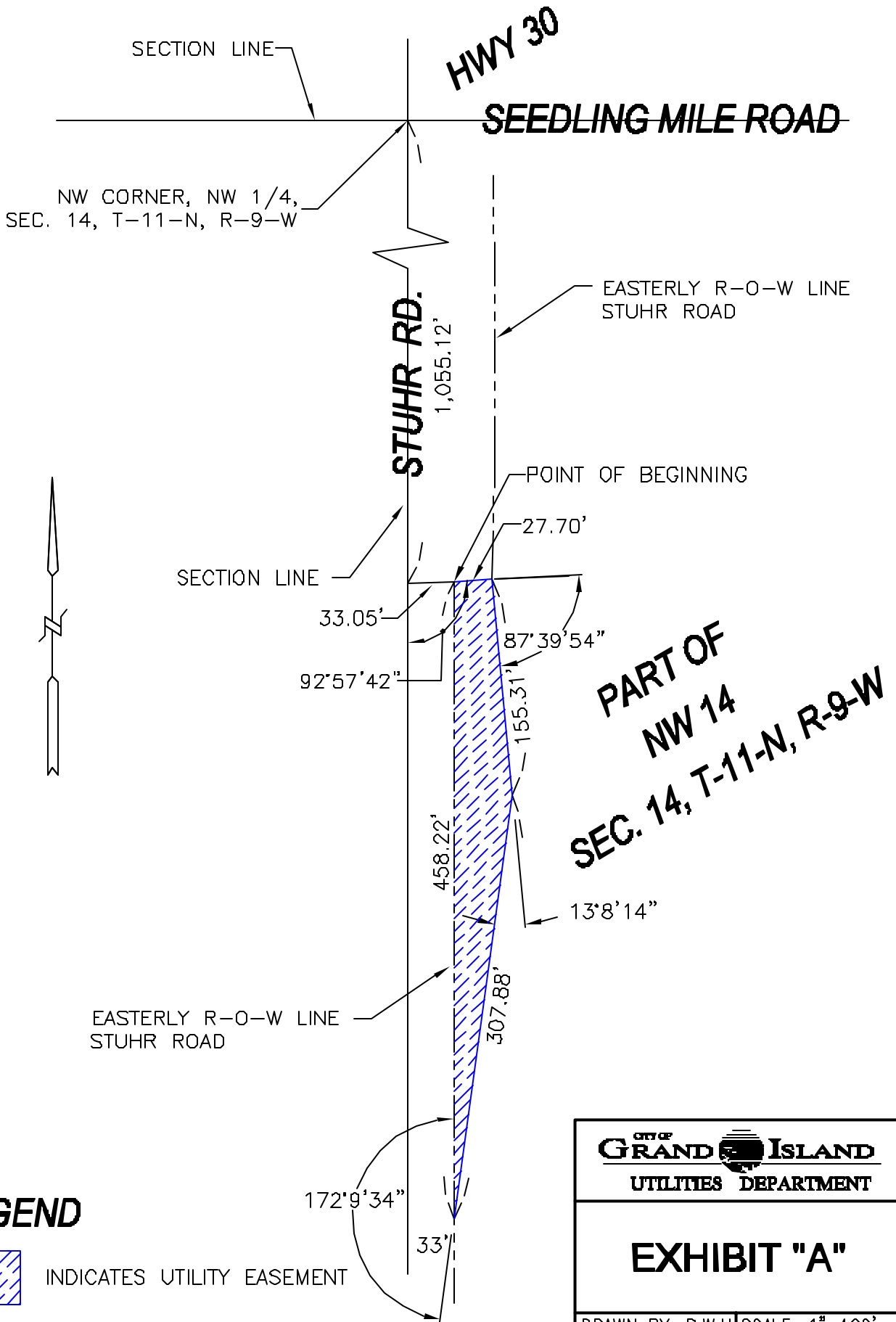
*Nebraska State Law requires that acquisition of property must be approved by City Council. The Utilities Department needs to acquire an easement relative to property of Margaret A. Meyer N/K/A Margaret A. Nienhueser and Kenneth Niehnueser, located along the east side of Stuhr Road, south of Seedling Mile Road in the NW ¼ of Section 14, Township 11 North, Range 9 West, in order to have access to install, upgrade, maintain, and repair power appurtenances, including lines and transformers.*

*Part of the East Highway 30 Reconstruction Program by the Nebraska Department of Roads will require the relocation of overhead power lines by the Electric Utilities Department. This easement will be used in conjunction with Rights-of-way purchased by NDDR to allow that relocation.*

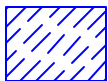
*Two thousand three hundred fifty two dollars and twenty-four cents (\$2,352.24) for the easement will be paid to the grantor. This per square foot amount was paid to Mel Meyer on the west side of Stuhr Road and is the same as paid by NDOR. See attached RESOLUTION.*

Staff Contact: Gary R. Mader





**LEGEND**



INDICATES UTILITY EASEMENT

<p><b>CITY OF GRAND ISLAND</b> UTILITIES DEPARTMENT</p>	
<p><b>EXHIBIT "A"</b></p>	
<p>DRAWN BY: B.W.H.</p>	<p>SCALE: 1"=100'</p>
<p>DATE: 1/21/2002</p>	<p>FILE: Nienhueser</p>

RESOLUTION 2002-43

WHEREAS, a public utility easement is required by the City of Grand Island, from Margaret A. Meyer n/k/a Margaret A. Nienhueser and Kenneth Nienhueser, wife and husband, to install, upgrade, maintain, and repair power appurtenances, including lines and transformers; and

WHEREAS, a public hearing was held on February 12, 2002, for the purpose of discussing the proposed acquisition of an easement and right-of-way through a part of the Northwest Quarter (NW1/4) of Section Fourteen (14), Township Eleven (11) North, Range Nine (9) West of the 6<sup>th</sup> P.M. in the city of Grand Island, Hall County, Nebraska, the easement and right-of-way being more particularly described as follows:

Commencing at the northwest corner of the Northwest Quarter (NW1/4) of Section Fourteen (14), Township Eleven (11) North, Range Nine (9) West of the 6<sup>th</sup> P.M.; thence southerly along the westerly line of said Northwest Quarter (NW1/4), a distance of One Thousand Fifty Five and Twelve Hundredths (1,055.12) feet; thence easterly deflecting left 92°57'42", a distance of Thirty Three and Five Hundredths (33.05) feet to a point on the easterly right-of-way line of Stuhr Road, being the actual Point of Beginning; thence continuing easterly and deflecting 0°0'0", a distance of Twenty Seven and Seventy Hundredths (27.70) feet; thence southerly deflecting right 87°39'54", a distance of One Hundred Fifty Five and Thirty One Hundredths (155.31) feet; thence southerly deflecting right 13°08'14", a distance of Three Hundred Seven and Eighty Eight Hundredths (307.88) feet to a point on the easterly right-of-way line of said Stuhr Road; thence northerly deflecting right 172°09'34" and along the easterly right-of-way line of said Stuhr Road, a distance of Four Hundred Fifty Eight and Twenty Two Hundredths (458.22) feet to the Point of Beginning.

The above-described easement and right-of-way containing a total of 0.270 acres, more or less as shown on the plat dated January 21, 2002, 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 Margaret A. Meyer n/k/a Margaret A. Nienhueser and Kenneth Nienhueser, wife and husband, on the above-described tract of land.

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Adopted by the City Council of the City of Grand Island, Nebraska, December 18, 2001.

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RaNae Edwards, City Clerk

Approved as to Form ? _____ February 7, 2002 ? City Attorney
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