



# City of Grand Island

Tuesday, July 09, 2002

Council Session

## Item G12

### **#2002-194 - Approving Acquisition of Utility Easement - 1450 S. Gunbarrel (Nolan)**

*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 Michael J. and Beverly E. Nolan, located at 1450 S. Gunbarrel, in order to have access to install, upgrade, maintain, and repair power appurtenances, including lines and transformers.*

*This easement will be used to locate an underground power line and pad mounted transformer to serve a new house to be constructed for Bob McFarland and an existing house owned by Mike Nolan. Upon completion, the overhead line now serving this location will be removed. One dollar (\$1.00) for the easement will be paid to the grantor. See attached RESOLUTION.*

Staff Contact: Gary R. Mader

RESOLUTION 2002-194

WHEREAS, a public utility easement is required by the City of Grand Island, from Michael J. Nolan and Beverly E. Nolan, husband and wife, to install, upgrade, maintain, and repair power appurtenances, including lines and transformers; and

WHEREAS, a public hearing was held on July 9, 2002, for the purpose of discussing the proposed acquisition of an easement and right-of-way through a part of Lot Four (4), Paradise Lake Estates Third Subdivision, Hall County, Nebraska, the centerline of the twenty (20.0) foot wide utility easement and right-of-way being more particularly described as follows:

Commencing at a point on the northerly right-of-way line of the Burlington Northern Santa Fe Railroad, said point being Three Hundred Ninety Seven and Seventeen Hundredths (397.17) feet southeasterly from the intersection of said right-of-way line and the westerly line of Lot Five (5) Paradise Lake Estates Third Subdivision; thence northerly, parallel with the westerly line of said Lot Five (5), a distance of One Hundred Seventy Eight and One Tenth (178.1) feet; thence deflecting northeasterly 19°04'20", a distance of Two Hundred Forty Four and Five Tenths (244.5) feet to the Actual Point of Beginning; thence deflecting northwesterly 82°37'52", a distance of Three Hundred (300.0) feet. The side lines of the easement and right-of-way being shortened or lengthened to terminate at the easterly and westerly lines of said Lot Four (4).

The above-described easement and right-of-way containing 0.104 acres, more or less as shown on the plat dated June 17, 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 Michael J. Nolan and Beverly E. Nolan, husband and wife, on the above-described tract of land.

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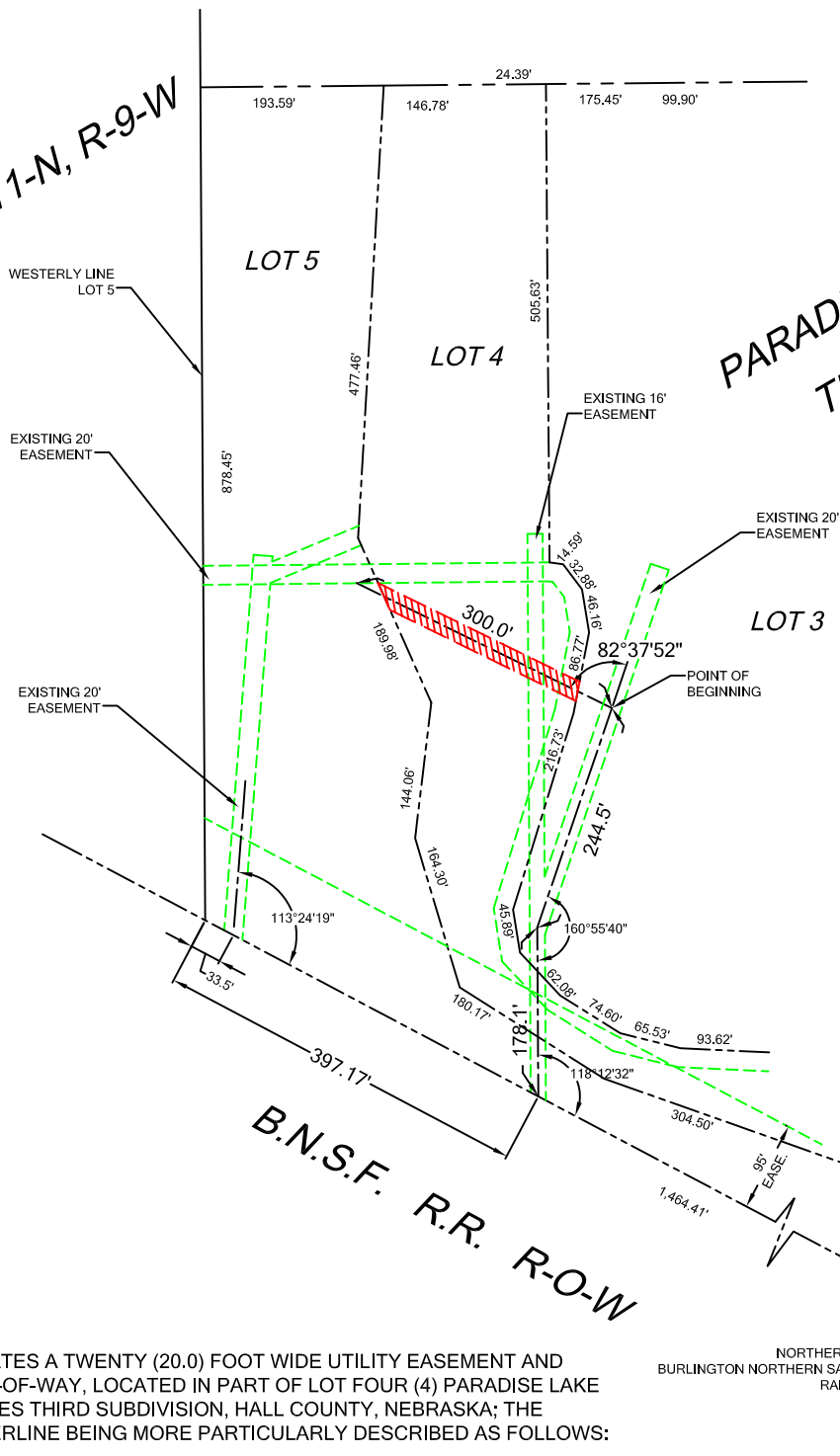
Adopted by the City Council of the City of Grand Island, Nebraska, July 9, 2002.

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RaNae Edwards, City Clerk

Approved as to Form ? _____ July 5, 2002 ? City Attorney
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SEC. 24, T-11-N, R-9-W

PARADISE LAKE ESTATES  
THIRD SUBDIVISION



**LEGEND**



INDICATES A TWENTY (20.0) FOOT WIDE UTILITY EASEMENT AND RIGHT-OF-WAY, LOCATED IN PART OF LOT FOUR (4) PARADISE LAKE ESTATES THIRD SUBDIVISION, HALL COUNTY, NEBRASKA; THE CENTERLINE BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT A POINT ON THE NORTHERLY RIGHT-OF-WAY LINE OF THE BURLINGTON NORTHERN SANTA FE RAILROAD, SAID POINT BEING THREE HUNDRED NINETY SEVEN AND SEVENTEEN HUNDREDTHS (397.17) FEET SOUTHEASTERLY FROM THE INTERSECTION OF SAID RIGHT-OF-WAY LINE AND THE WESTERLY LINE OF LOT FIVE (5) PARADISE LAKE ESTATES THIRD SUBDIVISION; THENCE NORTHERLY, PARALLEL WITH THE WESTERLY LINE OF SAID LOT FIVE (5), A DISTANCE OF ONE HUNDRED SEVENTY EIGHT AND ONE TENTH (178.1) FEET; THENCE DEFLECTING NORTHEASTERLY 19°04'20", A DISTANCE OF TWO HUNDRED FORTY FOUR AND FIVE TENTHS (244.5) FEET TO THE ACTUAL POINT OF BEGINNING; THENCE DEFLECTING NORTHWESTERLY 82°37'52", A DISTANCE OF THREE HUNDRED (300.0) FEET. THE SIDE LINES OF THE EASEMENT AND RIGHT-OF-WAY BEING SHORTENED OR LENGTHENED TO TERMINATE AT THE EASTERLY AND WESTERLY LINES OF SAID LOT FOUR (4). THE ABOVE DESCRIBED EASEMENT AND RIGHT-OF-WAY CONTAINING 0.104 ACRES MORE OR LESS, AS SHOWN ON THE PLAT DATED 6/17/2002, MARKED EXHIBIT "A", ATTACHED HERETO, AND INCORPORATED HEREIN BY REFERENCE.

CITY OF  
**GRAND ISLAND**  
UTILITIES DEPARTMENT

**EXHIBIT "A"**

DRN BY: B.W.H.	SCALE: 1" = 200'
DATE: 6/17/2002	FILE: PLE3SUB