



City of Grand Island

Tuesday, July 27, 2004

Council Session

Item G8

#2004-175 - Approving Acquisition of Right-of-Way and Public Utility Easement Along Stolley Park Road From U.S. HWY 281 West for Approximately 1/2 Mile

This item relates to the aforementioned Public Hearing Item E-3.

Staff Contact: Steven P. Riehle, P.E., Public Works Director

R E S O L U T I O N 2004-175

WHEREAS, real property is required by the City of Grand Island for utility easements and right-of-way purposes to widen Stolley Park Road from U.S. Highway No. 281 west for approximately one-half mile; and

WHEREAS, a public hearing was held on July 27, 2004, for the purpose of discussing the acquisition of rights-of-way affecting the following tracts of land:

Tract No.	Property Description
<p style="text-align: center;">1</p> <p>E.N. Roe & Merlene Roe</p>	<p>A tract of land consisting of part of Lot 1 of Hesselgesser Subdivision, located in the Southeast Quarter of Section 24, Township 11 North, Range 10 West of the 6th P.M., City of Grand Island, Hall County, Nebraska and more particularly described as follows:</p> <p>Commencing at the southeast corner of said Lot 1, said point also being the Point of Beginning; thence on an assumed bearing of S88°23'57"W along the south line of said Lot 1 a distance of 346.01 feet to the southwest corner of said Lot 1; thence N10°36'01"W along the west line of said Lot 1 a distance of 3.06 feet; thence N88°22'03"E a distance of 262.01 feet; thence N85°30'18"E a distance of 60.07 feet; thence N88°22'03"E a distance of 22.13 feet to a point on the east line of said Lot 1, said line also being the west R.O.W. line of U.S. Highway No. 281; thence S22°18'11"E along said east line of a distance of 6.64 feet to the point of beginning. Said tract contains 1236.32 square feet or 0.028 acres more or less.</p>
<p style="text-align: center;">2</p> <p>E.N. Roe & Merlene Roe</p>	<p>A tract of land consisting of part of Lot 2 of Hesselgesser Subdivision, located in the Southeast Quarter of Section 24, Township 11 North, Range 10 West of the 6th P.M., City of Grand Island, Hall County, Nebraska and more particularly described as follows:</p> <p>Commencing at the southeast corner of Lot 1 of said Hesselgesser Subdivision; thence on an assumed bearing of S88°23'57"W along the south line of said Lot 1 a distance of 346.01 feet to the southeast corner of said Lot 2, said point also being the Point of Beginning; thence containing S88°23'57"W along the south line of said Lot 2 a distance of 44.09 feet to the southwest corner of said Lot 2; thence N11°27'45"W along the west line of said Lot 2 a distance of 3.04 feet; thence N88°22'03"E a distance of 44.14 feet to a point on the east line of said Lot 2; thence S10°36'01"E along said east line a distance of 3.06 feet to the point of beginning. Said tract contains 132.88 square feet or 0.003 acres more or less.</p>
<p style="text-align: center;">3</p> <p>Tim & Susan Roe</p>	<p>A tract of land consisting of part of Lot 12 of Mehring and Giesenhagen Second Subdivision, located in the Southeast Quarter of Section 24, Township 11 North, Range 10 West of the 6th P.M., City of Grand Island, Hall County, Nebraska and more particularly described as follows:</p> <p>Commencing at the southwest corner of Lot 11 of said Mehring and Giesenhagen Subdivision; thence on an assumed bearing of N88°22'52"E along the south line of said Lot 11 a distance of 174.98 feet to the southwest corner of said Lot 12, said</p>

Approved as to Form <input type="checkbox"/> _____ July 22, 2004 <input type="checkbox"/> City Attorney
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	<p>point also being the Point of Beginning; thence N00°55'48"W along the west line of said Lot 12 a distance of 10.10 feet; thence N88°22'03"E a distance of 138.11 feet to the point on the west line of Lot 2 of Hesselgesser Subdivision in the City of Grand Island, Hall County, Nebraska; thence S11°27'45"E along said west line a distance of 3.04 feet to the southwest corner of said Lot 2, said point also being on the north right-of-way (R.O.W.) line of Stolley Park Road; thence continuing S11°27'45"E a distance of 7.24 feet; thence S88°22'52"W a distance of 139.99 feet to the point of beginning. Said tract contains 1406.98 square feet or 0.032 acres more or less.</p>
<p>4 Tim & Susan Roe</p>	<p>A tract of land consisting of part of Lot 11 of Mehring and Giesenhagen Subdivision, located in the Southeast Quarter of Section 24, Township 11 North, Range 10 West of the 6th P.M., City of Grand Island, Hall County, Nebraska and more particularly described as follows: Commencing at the southwest corner of said Lot 11; thence on an assumed bearing of N00°55'52"W along the west line of said Lot 11 a distance of 35.13 feet; thence S46°37'57"E a distance of 35.45 feet; thence N88°22'03"E a distance of 149.60 feet to a point on the east line of said Lot 11; thence S00°55'48"E along said east line a distance of 10.10 feet to the southeast corner of said Lot 11; thence S88°22'52"W along the south line of said Lot 11 a distance of 174.98 feet to the point of beginning. Said tract contains 2082.14 square feet or 0.048 acres more or less.</p>
<p>6 New Holland, Inc.</p>	<p>A tract of land consisting of part of the Northeast Quarter and the Northwest Quarter of Section 25, Township 11 North, Range 10 West of the 6th P.M., City of Grand Island, Hall County, Nebraska and more particularly described as follows: Commencing at the point of intersection of the west right-of-way (R.O.W.) line of U.S. Highway 281 and the south R.O.W. line of Stolley Park Road, said point also being the Point of Beginning; thence on an assumed bearing of N88°33'06"W along said south R.O.W. line a distance of 317.30 feet; thence S88°21'58"W along said south R.O.W. line a distance of 1324.27 feet; thence S88°47'12"W along said south R.O.W. line a distance of 984.41 feet; thence departing said south R.O.W. line S01°15'26"E a distance of 7.24 feet; thence N88°46'26"E a distance of 984.92 feet; thence N88°22'03"E a distance of 600.12 feet; thence S01°37'57"E a distance of 10.00 feet; thence N88°22'03"E a distance of 1040.53 feet to the point of beginning. Said tract contains 26280.27 square feet or 0.603 acres more or less.</p>

WHEREAS, a public hearing was held on July 27, 2004, for the purpose of discussing the acquisition of proposed utility easements affecting the following tracts of land:

Tract No.	Property Description
<p>6-A New Holland, Inc.</p>	<p>A permanent drainage easement consisting of part of the Northeast Quarter of Section 25, Township 11 North, Range 10 West of the 6th P.M., City of Grand Island, Hall County, Nebraska and more particularly described as follows:</p>

	<p>Commencing at the point of intersection of the south right-of-way (R.O.W.) line of Stolley Park Road and the west R.O.W. line of U.S. Highway 281; thence on an assumed bearing of S88°22'03"W along a line 50.00 feet south of and parallel to the north line of said Northeast Quarter (NE1/4) a distance of 296.22 feet to the Point of Beginning; thence S51°16'40"W a distance of 59.84 feet; thence N38°43'20"W a distance of 20.00 feet; thence N51°16'40"E a distance of 33.38 feet to a point on a line 50.00 feet south of and parallel to the north line of said NE1/4; thence N88°22'03"E along a line 50.00 feet south of and parallel to the north line of said NE1/4 a distance of 33.16 feet to the point of beginning. Said permanent drainage easement contains 932.19 square feet or 0.021 acres more or less, AND</p> <p>A permanent drainage easement consisting of part of the Northeast Quarter of Section 25, Township 11 North, Range 10 West of the 6th P.M., City of Grand Island, Hall County, Nebraska and more particularly described as follows:</p> <p>Commencing at the point of intersection of the south right-of-way (R.O.W.) line of Stolley Park Road and the west R.O.W. line of U.S. Highway 281; thence on an assumed bearing of S88°22'03"W along a line 50.00 feet south of and parallel to the north line of said Northeast Quarter (NE1/4) a distance of 922.90 feet to the Point of Beginning; thence S68°47'47"W a distance of 85.07 feet; thence N21°12'13"W a distance of 20.00 feet; thence N68°47'47"E a distance of 28.81 feet to a point on a line 50.00 feet south of and parallel to the north line of said NE1/4; thence N88°22'03"E along a line 50.00 feet south of and parallel to the north line of said NE1/4 a distance of 59.71 feet to the point of beginning. Said permanent drainage easement contains 1138.86 square feet or 0.026 acres more or less.</p>
<p>6-B New Holland, Inc.</p>	<p>A permanent utility easement consisting of part of the Northeast Quarter of Section 25, Township 11 North, Range 10 West of the 6th P.M., Hall County, Nebraska and more particularly described as follows:</p> <p>Commencing at the point of intersection of the south right-of-way (R.O.W.) line of Stolley Park Road and the west R.O.W. line of U.S. Highway 281; thence on an assumed bearing of S88°22'03"W along a line 50.00 feet south of and parallel to the north line of said NE1/4 a distance of 1027.08 feet to the Point of Beginning; thence S01°37'57"E a distance of 30.00 feet; thence S88°22'03"W a distance of 20.00 feet; thence N01°37'57"W a distance of 30.00 feet; thence S88°22'03"W a distance of 59.27 feet; thence S01°37'57"E a distance of 30.00 feet; thence S88°22'03"W a distance of 20.00 feet; thence N01°37'57"W a distance of 30.00 feet; thence S88°22'03"W a distance of 514.30 feet; thence N01°37'57"W a distance of 10.00 feet to a point on a line 40.00 feet south of and parallel to the north line of said NE1/4; thence N88°22'03"E along a line 40.00 feet south of and parallel to the north line of said NE1/4 a distance of 600.12 feet; thence S01°37'57"E a distance of 10.00 feet to a point on a line 50.00 feet south of and parallel to the north line of said NE1/4; thence N88°22'03"E along a line 50.00 feet south of and parallel to the north line of said NE1/4 a distance of 13.45 feet to the point of beginning. Said permanent utility easement contains 7201.19 square feet or 0.165 acres more or less.</p>

<p>6-C New Holland, Inc.</p>	<p>A permanent utility easement consisting of part of the Northeast Quarter of Section 25, Township 11 North, Range 10 West of the 6th P.M., City of Grand Island, Hall County, Nebraska and more particularly described as follows: Commencing at the point of intersection of the south right-of-way (R.O.W.) line of Stolley Park Road and the west R.O.W. line of U.S. Highway 281; thence on an assumed bearing of S88°22'03"W along a line 50.00 feet south of and parallel to the north line of said Northeast Quarter (NE1/4) a distance of 762.28 feet to the Point of Beginning; thence S01°37'57"E a distance of 30.00 feet; thence S88°22'03"W a distance of 20.00 feet; thence N01°37'57"W a distance of 30.00 feet to a point on a line 50.00 feet south of and parallel to the north line of said NE1/4; thence N88°22'03"E along a line 50.00 feet south of and parallel to the north line of said NE1/4 a distance of 20.00 feet to the point of beginning. Said permanent utility easement contains 600.00 square feet or 0.014 acres more or less.</p>
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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 right-of-way from the parties identified above on the above-described tracts of land.

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Adopted by the City Council of the City of Grand Island, Nebraska, July 27, 2004.

RaNae Edwards, City Clerk