



City of Grand Island

Tuesday, September 14, 2004

Council Session

Item G23

**#2004-232 - Approving Acquisition of Utility Easement - Northwest
Corner of Diers and Carleton Avenue (Super Wal-Mart)**

This item relates to the aforementioned Public Hearing Item E-8.

Staff Contact: Gary R. Mader

RESOLUTION 2004-232

WHEREAS, public utility easements are required by the City of Grand Island, from Wal-Mart Real Estate Business Trust, a Delaware statutory trust, to install, upgrade, maintain, and repair public utilities and appurtenances; and

WHEREAS, a public hearing was held on September 14, 2004, for the purpose of discussing the proposed acquisition of easements and rights-of-way through a part of Lot Three (3), Menard Sixth Subdivision in the City of Grand Island, Hall County, Nebraska, the twenty (20.0) foot wide utility easement and right-of-way being more particularly described as follows:

The northerly twenty (20.0) feet of Lot Three (3), Menard Sixth Subdivision. The side lines of the above described tract shall be prolonged or shortened as required to terminate on the boundary of the Grantor's property.

The above-described easement and right-of-way containing 0.15 acres, more or less, as shown on the plat dated August 31, 2004, 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 Wal-Mart Real Estate Business Trust, a Delaware statutory trust, on the above-described tract of land.

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Adopted by the City Council of the City of Grand Island, Nebraska, September 14, 2004.

RaNae Edwards, City Clerk