



City of Grand Island

Tuesday, September 13, 2005

Council Session

Item G14

**#2005-247 - Approving Acquisition of Utility Easements
)Heartland Events Center - Fonner Park)**

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

Staff Contact: Gary R. Mader

RESOLUTION 2005-247

WHEREAS, public utility easements are required by the City of Grand Island, from Hall County Livestock Improvement Association, a Nebraska corporation, to install, upgrade, maintain, and repair public utilities; and

WHEREAS, a public hearing was held on September 13, 2005, for the purpose of discussing the proposed acquisition of easements and rights-of-way through the property more particularly described as follows:

Tract No. 1:

A part of the Southwest Quarter (SW1/4) of Section Twenty Two (22), Township Eleven (11) North, Range Nine (9) West of the 6th P.M. 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:

Commencing at the southwest corner of Lot One (1) Heartland Event Center First Subdivision; thence northerly along the westerly line of said Lot One (1), a distance of forty four and ninety one hundredths (44.91) feet to the Actual Point of Beginning; thence continuing northerly along the westerly line of said Lot One (1), a distance of twenty (20.0) feet; thence westerly and parallel with the southerly line of said Lot One (1) and along a southerly line of part of the easement described in Document 200411108 recorded in the Register of Deeds Office, Hall County, Nebraska, a distance of ninety two and thirteen hundredths (92.13) feet; thence southerly and along an easterly line a part of the said easement described in Document 200411108, a distance of twenty (20.0) feet; thence easterly and parallel with the southerly line of said Lot One (1), a distance of ninety two and thirteen hundredths (92.13) feet to the point of beginning.

The above-described easement and right-of-way containing 0.042 acres (1,842.6 s.f.) more or less, as shown on the plat dated 8/16/2005, marked Exhibit "A", attached hereto and incorporated herein by reference.

Tract No. 2:

A part of Lot One (1) Heartland Event Center First Subdivision, being located in part of the Southwest Quarter (SW1/4) of Section Twenty Two (22), Township Eleven (11) North, Range Nine (9) West of the 6th P.M. 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:

Commencing at the southwest corner of Lot One (1) Heartland Event Center First Subdivision; thence northerly along the westerly line of said Lot One (1), a distance of forty four and ninety one hundredths (44.91) feet to the Actual Point of Beginning; thence

easterly, parallel with the southerly line of said Lot One (1), a distance of thirty three and nine hundredths (33.09) feet; thence northerly, parallel with the westerly line of said Lot One (1), a distance of twenty (20.0) feet; thence westerly, parallel with the southerly line of said Lot One (1) and along a southerly line of part of the easement described in Document 200411108 recorded in the Register of Deeds Office, Hall County, Nebraska, a distance of thirty three and nine hundredths (33.09) feet; thence southerly along the westerly line of said Lot One (1), a distance of twenty (20.0) feet to the point of beginning.

The above-described easement and right-of-way containing 0.015 acres (661.8 s.f.), more or less, as shown on the plat dated 8/16/2005, marked Exhibit "B", 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 public utility easements from Hall County Livestock Improvement Association, Inc., a Nebraska corporation, on the above-described tracts of land.

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Adopted by the City Council of the City of Grand Island, Nebraska, September 13, 2005.

RaNae Edwards, City Clerk