



# City of Grand Island

Tuesday, January 27, 2009

Council Session

## Item G7

**#2009-16 - Approving Acquisition of Utility Easement - 3625 Old Potash Hwy. - Hall County, Nebraska/ Hornady Family Limited Partnership**

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

Staff Contact: Gary R. Mader

RESOLUTION 2009-16

WHEREAS, a public utility easement is required by the City of Grand Island, from the County of Hall, Nebraska, to survey, construct, inspect, maintain, repair or replace public utilities and appurtenances; and

WHEREAS, a public hearing was held on January 27, 2009, for the purpose of discussing the proposed acquisition of an easement located in the City of Grand Island, Hall County, Nebraska; and more particularly described as follows:

Commencing at the northwest corner of the Northwest Quarter of the Northeast Quarter (NW1/4, NE1/4) of Section Twenty Four (24), Township Eleven (11) North, Range Ten (10) West; thence easterly along the northerly line of the Northwest Quarter of the Northeast Quarter (NW1/4, NE1/4) said Section Twenty Four (24), a distance of six hundred seventy three and four tenths (673.4) feet; thence southerly parallel with the westerly line of the Northwest Quarter of the Northeast Quarter (NW1/4, NE1/4) of said Section Twenty Four (24), a distance of thirty three (33.0) feet to a point on the southerly right-of-way line of Old Potash Highway being the ACTUAL point of beginning; thence continuing southerly along Grantor's easterly property line as described in Document #200709866 recorded in the Register of Deeds Office, Hall County, Nebraska, and being parallel with the westerly line of the Northwest Quarter of the Northeast Quarter (NW1/4, NE1/4) said Section Twenty Four (24), a distance of one hundred sixteen (116.0) feet; thence westerly parallel with the northerly line of the Northwest Quarter of the Northeast Quarter (NW1/4, NE1/4) said Section Twenty Four (24), a distance of twenty (20.0) feet; thence northerly parallel with the westerly line of the Northwest Quarter of the Northeast Quarter (NW1/4, NE1/4) said Section Twenty Four (24), a distance of one hundred sixteen (116.0) feet to a point on the southerly right-of-way line of said Old Potash Highway; thence easterly along the southerly right-of-way line of said Old Potash Highway, a distance of twenty (20.0) feet to the said point of beginning.

The above-described easement and right-of-way containing 0.053 acres, more or less, as shown on the plat dated 1/12/2009, 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 the County of Hall, Nebraska, on the above-described tract of land.

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Approved as to Form	□ _____
January 21, 2009	□ City Attorney

Adopted by the City Council of the City of Grand Island, Nebraska, January 27, 2009.

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Margaret Hornady, Mayor

Attest:

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RaNae Edwards, City Clerk

