



City of Grand Island

Tuesday, December 15, 2009

Council Session

Item G12

#2009-316 - Approving Acquisition of Utility Easement - Fonner Park - Hall County Livestock Improvement Association

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

Staff Contact: Gary R. Mader

RESOLUTION 2009-316

WHEREAS, a public utility easement is required by the City of Grand Island, from Hall County Livestock Improvement Association, to install, maintain, repair and replace water mains, storm drains, sanitary sewers, and other utility facilities over and across and operate thereon, public utilities and appurtenances; and

WHEREAS, a public hearing was held on December 15, 2009, for the purpose of discussing the proposed acquisition of an easement composed of a portion of the Southwest Quarter (SW 1/4) 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, and more particularly described as follows:

TRACT # 1

Commencing at the southeast corner of the Southwest Quarter (SW 1/4), Section Twenty Two (22), Township Eleven (11) North, Range Nine (9) West of the 6th PM, Grand Island, Hall County, Nebraska; thence northerly along the easterly line of said Southwest Quarter (SW1/4), a distance of thirty three (33.0) feet to a point on the northerly right-of-way line of Stolley Park Road; thence westerly along the northerly right-of-way line of said Stolley Park Road, a distance of two hundred twenty (220.0) feet; thence northerly and parallel with the easterly line of the said Southwest Quarter (SW 1/4) and being along the westerly line of an existing twenty (20.0) foot wide easement as described in Document 200411108 recorded in the Register of Deeds Office, Hall County, Nebraska (on an assumed bearing of N00°00'00"E), a distance of seventy three and twenty eight hundredths (73.28) feet to the ACTUAL Point of Beginning; thence continuing N00°00'00"E, a distance of twenty (20.0) feet; thence N89°33'52"W, a distance of thirty (30.0) feet; thence S00°00'00"E, a distance of twenty (20.0) feet; thence S89°33'52"E, a distance of thirty (30.0) feet to the said Point of Beginning.

The above-described easement and right-of-way tract containing 0.014 acres, more or less, as shown on the plat dated 11/23/2009, marked Exhibit "A", Sheet 1 of 3, attached hereto and incorporated herein by reference,

TRACT # 2

Commencing at the southeast corner of the Southwest Quarter (SW 1/4), Section Twenty Two (22), Township Eleven (11) North, Range Nine (9) West of the 6th PM, Grand Island, Hall County, Nebraska; thence northerly along the easterly line of said Southwest Quarter (SW 1/4), a distance of thirty three (33.0) feet to a point on the northerly right-of-way line of Stolley Park Road; thence westerly along the northerly right-of-way line of said Stolley Park Road, a distance of two hundred twenty (220.0) feet; thence northerly and parallel with the easterly line of the said Southwest Quarter (SW 1/4) and being along

Approved as to Form ✕ _____ December 10, 2009 ✕ City Attorney
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the westerly line of an existing twenty (20.0) foot wide easement as described in Document 200411108 recorded in the Register of Deeds Office, Hall County, Nebraska (on an assumed bearing of N00°00'00"E), a distance of eight hundred forty five and sixty six hundredths (845.66) feet to the ACTUAL Point of Beginning; thence continuing N00°00'00"E, a distance of thirty one and two hundredths (31.02) feet; thence N75°17'24"W, a distance of ninety three and sixty two hundredths (93.62) feet; thence S00°00'00"E, a distance of thirty one and two hundredths (31.02) feet; thence S75°17'24"E, a distance of ninety three and sixty two hundredths (93.62) feet to the said Point of Beginning.

The above-described easement and right-of-way tract containing 0.064 acres, more or less, as shown on the plat dated 11/23/2009, marked Exhibit "A", Sheet 2 of 3, attached hereto and incorporated herein by reference,

TRACT # 3

Commencing at the southeast corner of the Southwest Quarter (SW 1/4), Section Twenty Two (22), Township Eleven (11) North, Range Nine (9) West of the 6th PM, Grand Island, Hall County, Nebraska; thence northerly along the easterly line of said Southwest Quarter (SW 1/4), a distance of thirty three (33.0) feet to a point on the northerly right-of-way line of Stolley Park Road; thence westerly along the northerly right-of-way line of said Stolley Park Road, a distance of two hundred twenty (220.0) feet; thence northerly and parallel with the easterly line of the said Southwest Quarter (SW 1/4) and being along the westerly line of an existing twenty (20.0) foot wide easement as described in Document 200411108 recorded in the Register of Deeds Office, Hall County, Nebraska (on an assumed bearing of N00°00'00"E), a distance of one thousand four hundred sixty one and fifty seven hundredths (1,461.57) feet to the ACTUAL Point of Beginning; thence continuing N00°00'00"E, a distance of twenty (20.0) feet; thence S89°58'21"W, a distance of eighty six (86.0) feet; thence S00°00'00"E, a distance of twenty (20.0) feet; thence N89°58'21"E, a distance of eighty six (86.0) feet to the said Point of Beginning.

The above-described easement and right-of-way tract containing 0.039 acres, more or less, as shown on the plat dated 11/23/2009, marked Exhibit "A", Sheet 3 of 3, 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 Hall County Livestock Improvement Association on the above-described tract of land.

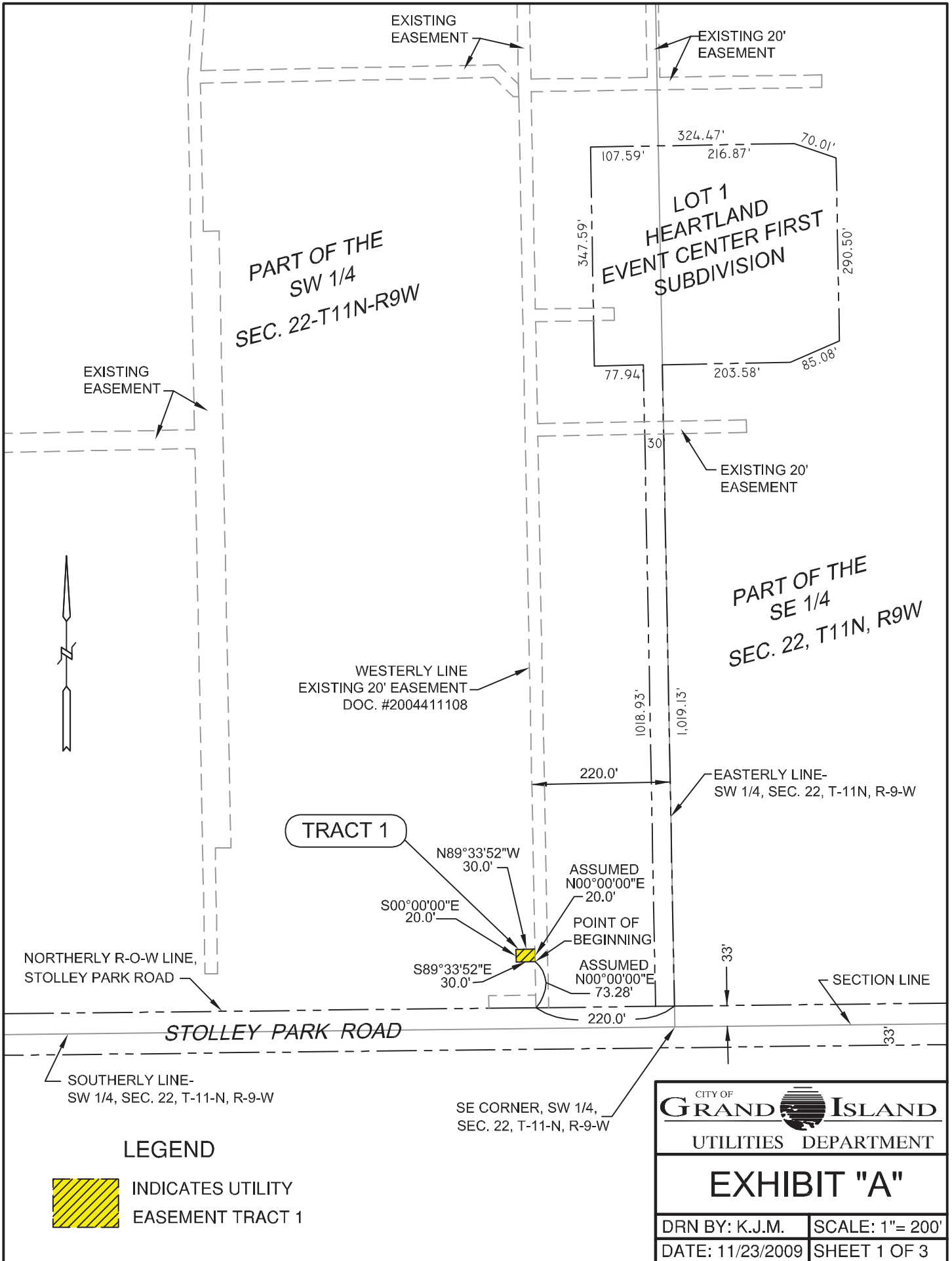
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Adopted by the City Council of the City of Grand Island, Nebraska, December 15, 2009.

Margaret Hornady, Mayor

Attest:

RaNae Edwards, City Clerk



LEGEND

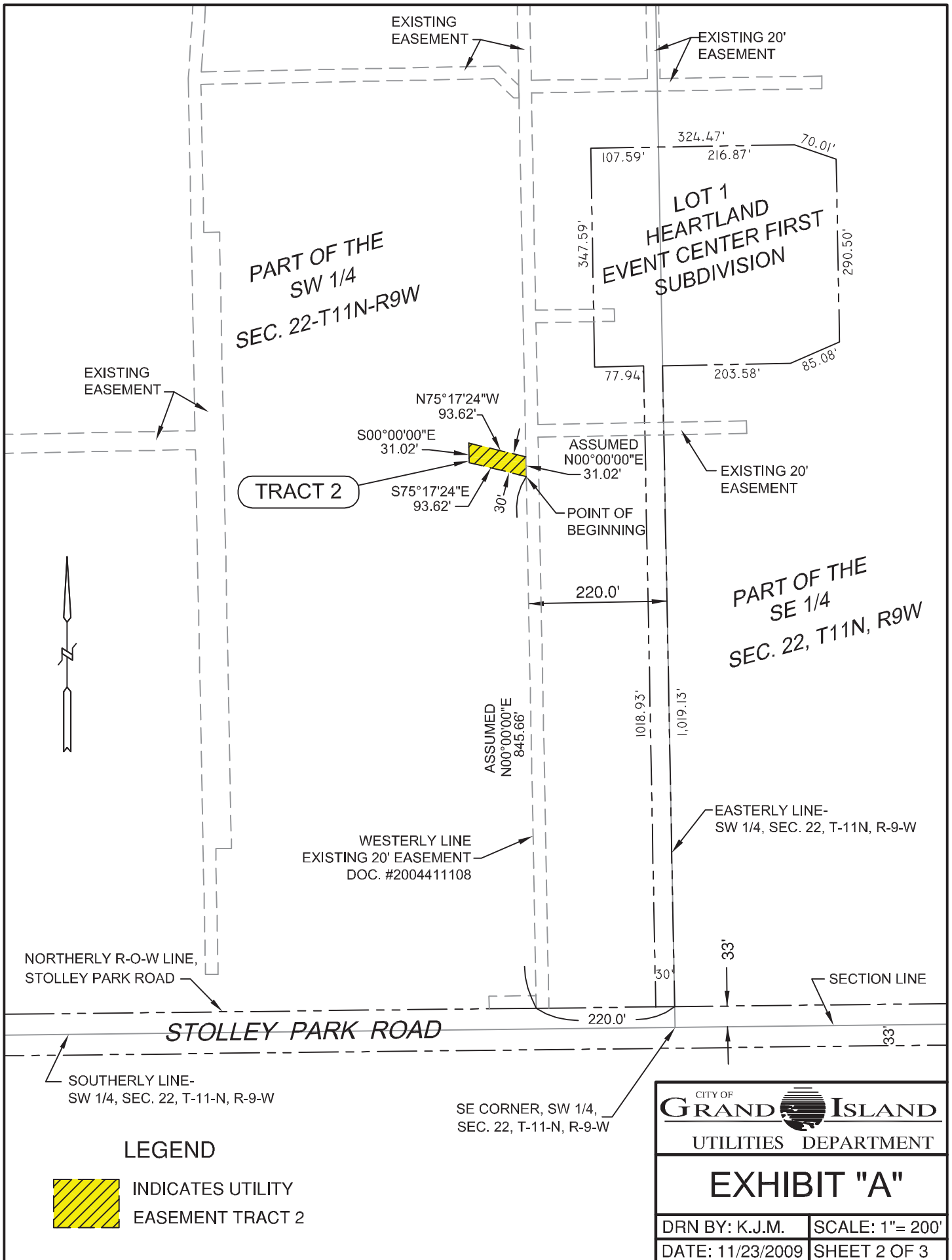


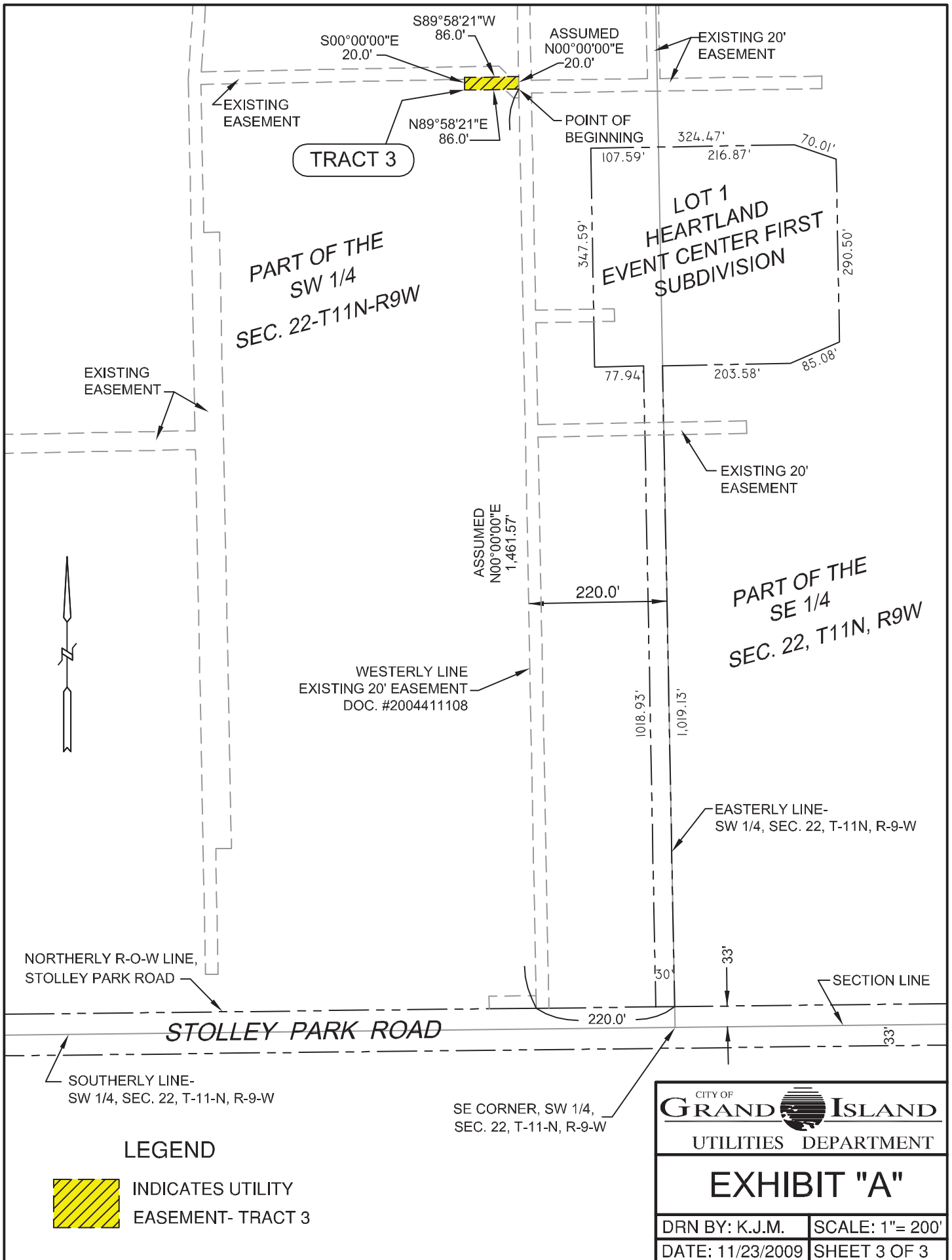
INDICATES UTILITY
EASEMENT TRACT 1

CITY OF
GRAND ISLAND
UTILITIES DEPARTMENT

EXHIBIT "A"

DRN BY: K.J.M.	SCALE: 1"= 200'
DATE: 11/23/2009	SHEET 1 OF 3





CITY OF
GRAND ISLAND
 UTILITIES DEPARTMENT

EXHIBIT "A"

DRN BY: K.J.M.	SCALE: 1"= 200'
DATE: 11/23/2009	SHEET 3 OF 3