



City of Grand Island

Tuesday, January 24, 2012

Council Session

Item G8

**#2012-20 - Approving Acquisition of Public Utility Easement
Located in Timberline Second Subdivision (HBCC Timberline
LLC)**

This item relates to the aforementioned Public Hearing item E-5.

Staff Contact: John Collins, Public Works Director

RESOLUTION 2012-20

WHEREAS, a public utility easement is required by the City of Grand Island, from HBCC Timberline, LLC in Timberline 2nd Subdivision, Hall County, Nebraska and more particularly described as follows:

A tract of land located in Lot Six (6), Timberline 2nd Subdivision of the City of Grand Island, Nebraska, more particularly described as follows:

COMMENCING AT THE SOUTHWEST CORNER OF LOT SIX (6), TIMBERLINE 2ND SUBDIVISION; THENCE NORTH 02°24'50" WEST A DISTANCE OF 84.39 FEET; THENCE SOUTH 74°59'10" EAST A DISTANCE OF 31.43 FEET TO THE POINT OF BEGINNING; THENCE SOUTH 74°59'10" EAST A DISTANCE OF 901.99 FEET; THENCE SOUTH 89°04'30" WEST A DISTANCE OF 109.24 FEET; THENCE NORTH 74°59'10" WEST A DISTANCE OF 787.54 FEET; THENCE NORTH 02°24'50" WEST A DISTANCE OF 31.44 FEET TO THE POINT OF BEGINNING.

WHEREAS, an Agreement for the public utility easement has been reviewed and approved by the City Legal Department.

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 enter into the Agreement for the public utility Easement on the above described tract of land.

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized and directed to execute such agreements on behalf of the City of Grand Island.

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Adopted by the City Council of the City of Grand Island, Nebraska, January 24, 2012.

Jay Vavricek, Mayor

Attest:

RaNae Edwards, City Clerk

Approved as to Form	☐ _____
January 19, 2012	☐ City Attorney

RESENTS, that HEINSON, LLC, a Nebraska Limited Liability Company, upon its return
we caused some to be surveyed, subdivided, platted and designated as "TIMBERLINE
y of Grand Island, Nebraska, as shown on the accompanying plat thereof, and do
the location, construction and maintenance of public service forever, together with the right
herby prohibiting the planting of trees, bushes and shrubs, or placing other obstructions
surface of such easements; and that the foregoing subdivision is more particularly described
rs on this plat, is made with the free consent and in accordance with the desires of the

re affixed my signature hereto at Grand Island, Nebraska, this 5th day of May

HEINSON, LLC
a Nebraska Limited Liability Company

Rick S. Johnson
Rick S. Johnson, Member

re affixed my signature hereto at Grand Island, Nebraska, this 4th day of May

HEINSON, LLC
a Nebraska Limited Liability Company

K.C. Hehnke
K.C. Hehnke, Member

ay 9, 2008, before me, Marilyn A. Paustian, a Notary
personally appeared Rick S. Johnson, Member of HEINSON, LLC, a Nebraska Limited
ally known to be a Member of said Limited Liability Company and the identical person
to, and that he did acknowledge the execution thereof to be his voluntary act and
mpany, and that he was empowered to make the above dedication for and in behalf

a Notary subscribed my name and affixed my official seal at Grand Island, Nebraska.

9, 2008

Hehnke



ay 9, 2008, before me, Marilyn A. Paustian, a Notary
thly, personally appeared K.C. Hehnke, Member of HEINSON, LLC, a Nebraska Limited
ally known to be a Member of said Limited Liability Company and the identical person
to, and that he did acknowledge the execution thereof to be his voluntary act and
mpany, and that he was empowered to make the above dedication for and in behalf

a Notary subscribed my name and affixed my official seal at Grand Island, Nebraska.

9, 2008

City Clerk

SURVEYOR'S CERTIFICATE

I hereby certify that on May 1, 2004, I completed an inspection of "TIMBERLINE SECOND SUBDIVISION" in the City of Grand Island, Nebraska, as shown on the plat, blocks, easements, ditches, ponds, corners and other grounds as shown on the accompanying plat thereof, upon well and accurately marked and that the measurements shown on the plat had each lot bear by own number and that said survey was made in accordance with the laws of Nebraska.

Lee D. Wagner
Lee D. Wagner, Registered Land Surveyor No. 33



Parcel #400192763

Relocated City Easement location. For the contract with BNSF Filling in the South 50' of 4

