



# City of Grand Island

Tuesday, September 11, 2012

Council Session

## Item G5

**#2012-240 - Approving Acquisition of Utility Easement - 151 East Capital Avenue (Merrick County) - Medbery & Peterson**

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

Staff Contact: Tim Luchsinger, Utilities Director

## RESOLUTION 2012-240

WHEREAS, a public utility easement is required by the City of Grand Island, from George Medbery and Douglas Peterson, to survey, construct, inspect, maintain, repair, replace, relocate, extend, remove, and operate thereon, public utilities and appurtenances, including lines and transformers; and;

WHEREAS, a public hearing was held on September 11, 2012, for the purpose of discussing the proposed acquisition of an easement twenty to thirty feet in width, the centerline of which is located in Merrick County, Nebraska; and more particularly described as follows:

Commencing at the southeast corner of the Southeast Quarter of the Southwest Quarter (SE1/4, SW1/4) Section Six (6), Township Eleven (11) North, Range Eight (8) West; thence westerly along the southerly line of said Southeast Quarter of the Southwest Quarter (SE1/4, SW1/4) Section Six (6), Township Eleven (11) North, Range Eight (8) West, on an assumed bearing of S89°07'19"W, distance of three hundred six and eighty six hundredths (306.86) feet; thence N01°09'26"W, a distance of thirty three (33.0) feet to a point on the northerly right-of-way line of Capital Avenue, being the ACTUAL Point of Beginning; thence N36°18'53"E, a distance of four hundred fifty five and eighteen hundredths (455.18) feet; thence N01°08'52"W, a distance of two hundred fifty five and thirty eight hundredths (255.38) feet; thence N88°51'08"E, a distance of thirty (30.0) feet to a point on the easterly line of said Southeast Quarter of the Southwest Quarter (SE1/4, SW1/4) Section Six (6), Township Eleven (11) North, Range Eight (8) West; thence S01°08'52"E along easterly line of said Southeast Quarter of the Southwest Quarter (SE1/4, SW1/4) Section Six (6), Township Eleven (11) North, Range Eight (8) West, a distance of two hundred forty nine and eleven hundredths (249.11) feet; thence S36°18'53"W, a distance of four hundred sixty three and twenty three (463.23) feet to a point on the northerly right-of-way line of said Capital Avenue; thence S89°07'19"W along the northerly line of said Capital Avenue, a distance of twenty five and eleven hundredths (25.11) feet to the said Point of Beginning.

The above-described easement and right-of-way containing 0.38 acres, more or less, as shown on the plat dated 8/22/2012, 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 George Medbery and Douglas Peterson, on the above-described tract of land.

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Approved as to Form	by _____
September 7, 2012	City Attorney

Adopted by the City Council of the City of Grand Island, Nebraska, September 11, 2012.

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Jay Vavricek, Mayor

Attest:

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RaNae Edwards, City Clerk

