



City of Grand Island

Tuesday, October 9, 2012

Council Session

Item G22

#2012-297 - Approving Acquisition of Drainage Easements for the Southwest Outfall Drainage Project No. 2011-D-1 (The Diamond Engineering Co., Clark Gauthier, Carl & Lois Armstrong, and Kevin & Karen Houtwed)

This item relates to the aforementioned Public Hearing item E-2.

Staff Contact: Terry Brown, Interim Public Works Director

RESOLUTION 2012-297

WHEREAS, drainage easements are required by the City of Grand Island for the Southwest Outfall Drainage Project No. 2011-D-1, to construct and maintain such project from Central Community College to the Wood River; and

WHEREAS, a public hearing was held on October 9, 2012, for the purpose of discussing the proposed acquisition of the drainage easements, as follows:

The Diamond Engineering Co. - a tract of land consisting of part of an unplatted tract as described in executors deed filed September 20, 1971 in Book 165, Pages 404 through 407, Hall County Register of Deeds, located in the Southeast Quarter (SE ¼) of Section 29, Township 11 North, Range Nine (9) West of the 6th P.M., Hall County, Nebraska and more particularly described as follows:

COMMENCING AT THE POINT OF INTERSECTION OF THE NORTH RIGHT-OF-WAY (R.O.W.) LINE OF HIGHWAY 34 AND THE WEST R.O.W. LINE OF GARLAND STREET; THENCE ON AN ASSUMED BEARING OF N03°02'50"W ALONG SAID WEST R.O.W. LINE A DISTANCE OF 20.42 FEET TO THE POINT OF BEGINNING; THENCE N89°57'04"W A DISTANCE OF 15.83 FEET; THENCE N83°35'21"W A DISTANCE OF 243.11 FEET; THENCE N02°04'46"W A DISTANCE OF 30.09 FEET; THENCE S83°35'21"E A DISTANCE OF 243.71 FEET; THENCE S89°57'04"E A DISTANCE OF 12.54 FEET TO A POINT ON SAID WEST R.O.W. LINE OF GARLAND STREET; THENCE S03°02'50"E ALONG SAID WEST R.O.W. LINE A DISTANCE OF 30.04 FEET TO THE POINT OF BEGINNING. SAID PERMANENT DRAINAGE EASEMENT CONTAINS 7,727.91 SQUARE FEET OR 0.18 ACRES MORE OR LESS.

The Diamond Engineering Co. - a tract of land consisting of part of an unplatted tract as described in executors deed filed September 20, 1971 in Book 165, Pages 404 through 407, Hall County Register of Deeds, located in the Southeast Quarter (SE ¼) of Section 29, Township 11 North, Range Nine (9) West of the 6th P.M., Hall County, Nebraska and more particularly described as follows:

COMMENCING AT THE POINT OF INTERSECTION OF THE NORTH RIGHT-OF-WAY (R.O.W.) LINE OF HIGHWAY 34 AND THE EAST LINE OF UNION PACIFIC RAILROAD R.O.W., SAID POINT ALSO BEING THE POINT OF BEGINNING; THENCE ON AN ASSUMED BEARING OF N01°02'20"W ALONG SAID EAST LINE A DISTANCE OF 350.00 FEET; THENCE N89°52'07"E PARALLEL TO SAID NORTH R.O.W. LINE OF HIGHWAY 34 A DISTANCE OF 74.96 FEET; THENCE S01°02'20"E PARALLEL TO SAID EAST LINE OF UNION PACIFIC RAILROAD R.O.W. A DISTANCE OF 100.00 FEET; THENCE S89°52'07"W PARALLEL TO SAID NORTH R.O.W. LINE A DISTANCE OF 54.96 FEET; THENCE S01°02'20"E PARALLEL TO SAID EAST LINE A DISTANCE OF 250.00 FEET TO A POINT ON THE NORTH R.O.W. LINE OF HIGHWAY 34; THENCE S89°52'07"W ALONG SAID NORTH R.O.W. LINE A DISTANCE OF 20.00 FEET TO THE POINT OF BEGINNING. SAID PERMANENT DRAINAGE EASEMENT CONTAINS 12,495.06 SQUARE FEET OR 0.29 ACRES MORE OR LESS.

Approved as to Form	☐ _____
October 5, 2012	☐ City Attorney

Clark Gauthier - a tract of land consisting of part of Lot Five (5) of Riverside Farm Fourth Subdivision, located in the Southeast Quarter (SE1/4) of Section Twenty-Nine (29), Township Eleven (11) North, Range Nine (9) west of the 6th P.M., City of Grand Island, Hall County, Nebraska and more particularly described as follows:

COMMENCING AT THE SOUTH CORNER OF SAID LOT 5, SAID POINT ALSO BEING ON THE NORTH RIGHT-OF-WAY (R.O.W.) LINE OF HIGHWAY 34; THENCE ON AN ASSUMED BEARING OF N03°09'15"W ALONG A WESTERLY LINE OF SAID LOT 5 A DISTANCE OF 23.86 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING ALONG SAID WESTERLY LINE N03°09'15"W A DISTANCE OF 40.06 FEET; THENCE S89°57'04"E A DISTANCE OF 89.20 FEET TO A POINT ON A EASTERLY LINE OF SAID LOT 5; THENCE S53°20'59"W ALONG SAID EASTERLY LINE A DISTANCE OF 66.93 FEET; THENCE N89°57'04"W A DISTANCE OF 33.29 FEET TO THE POINT OF BEGINNING. SAID PERMANENT DRAINAGE EASEMENT CONTAINS 2449.87 SQUARE FEET OR 0.06 ACRES MORE OR LESS.

Carl & Lori Armstrong - a tract of land consisting of part of Lot One (1) of Riverside Farm Fourth Subdivision, located in the Southeast Quarter (SE1/4) of Section Twenty-Nine (29), Township Eleven (11) North, Range Nine (9) west of the 6th P.M., City of Grand Island, Hall County, Nebraska and more particularly described as follows:

COMMENCING AT THE SOUTHWEST CORNER OF SAID LOT 1, SAID POINT ALSO BEING ON THE NORTH RIGHT-OF-WAY (R.O.W.) LINE OF HIGHWAY 34; THENCE ON AN ASSUMED BEARING OF N03°09'15"W ALONG A WESTERLY LINE OF SAID LOT 1 A DISTANCE OF 21.22 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING ALONG SAID WESTERLY LINE N03°09'15"W A DISTANCE OF 40.06 FEET; THENCE S89°57'04"E A DISTANCE OF 80.74 FEET TO A POINT ON A EASTERLY LINE OF SAID LOT 1; THENCE S03°09'15"E ALONG SAID EASTERLY LINE A DISTANCE OF 40.06 FEET; THENCE N89°57'04"W A DISTANCE OF 80.74 FEET TO THE POINT OF BEGINNING. SAID PERMANENT DRAINAGE EASEMENT CONTAINS 3229.59 SQUARE FEET OR 0.07 ACRES MORE OR LESS.

Kevin & Karen Houtwed - a tract of land consisting of part of Lot Eight (8) of Riverside Farm Subdivision, located in the Southeast Quarter (SE1/4) of Section Twenty-Nine (29), Township Eleven (11) North, Range Nine (9) west of the 6th P.M., City of Grand Island, Hall County, Nebraska and more particularly described as follows:

COMMENCING AT THE POINT OF INTERSECTION OF THE NORTH RIGHT-OF-WAY (R.O.W.) LINE OF HIGHWAY 34 AND A WESTERLY LINE OF SAID LOT 8, SAID POINT ALSO BEING THE SOUTH CORNER OF LOT 5 OF RIVERSIDE FARM SUBDIVISION IN THE CITY OF GRAND ISLAND, HALL COUNTY, NEBRASKA; THENCE ON AN ASSUMED BEARING OF N53°20'59"E ALONG SAID WESTERLY LINE OF SAID LOT 8 A DISTANCE OF 39.86 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING ALONG SAID WESTERLY LINE N53°20'59"E A DISTANCE OF 66.93 FEET; THENCE S89°57'04"E A DISTANCE OF 331.36 FEET; THENCE S00°02'56"W A DISTANCE OF 40.00 FEET; THENCE N89°57'04"W A DISTANCE OF 385.02 FEET TO THE POINT OF BEGINNING. SAID PERMANENT DRAINAGE EASEMENT CONTAINS 14327.68 SQUARE FEET OR 0.33 ACRES MORE OR LESS.

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 such drainage easements from The Diamond Engineering Co., Clark Gauthier, Carl & Lori Armstrong, and Kevin & Karen Houtwed, on the above-described tracts of land.

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Adopted by the City Council of the City of Grand Island, Nebraska, October 9, 2012.

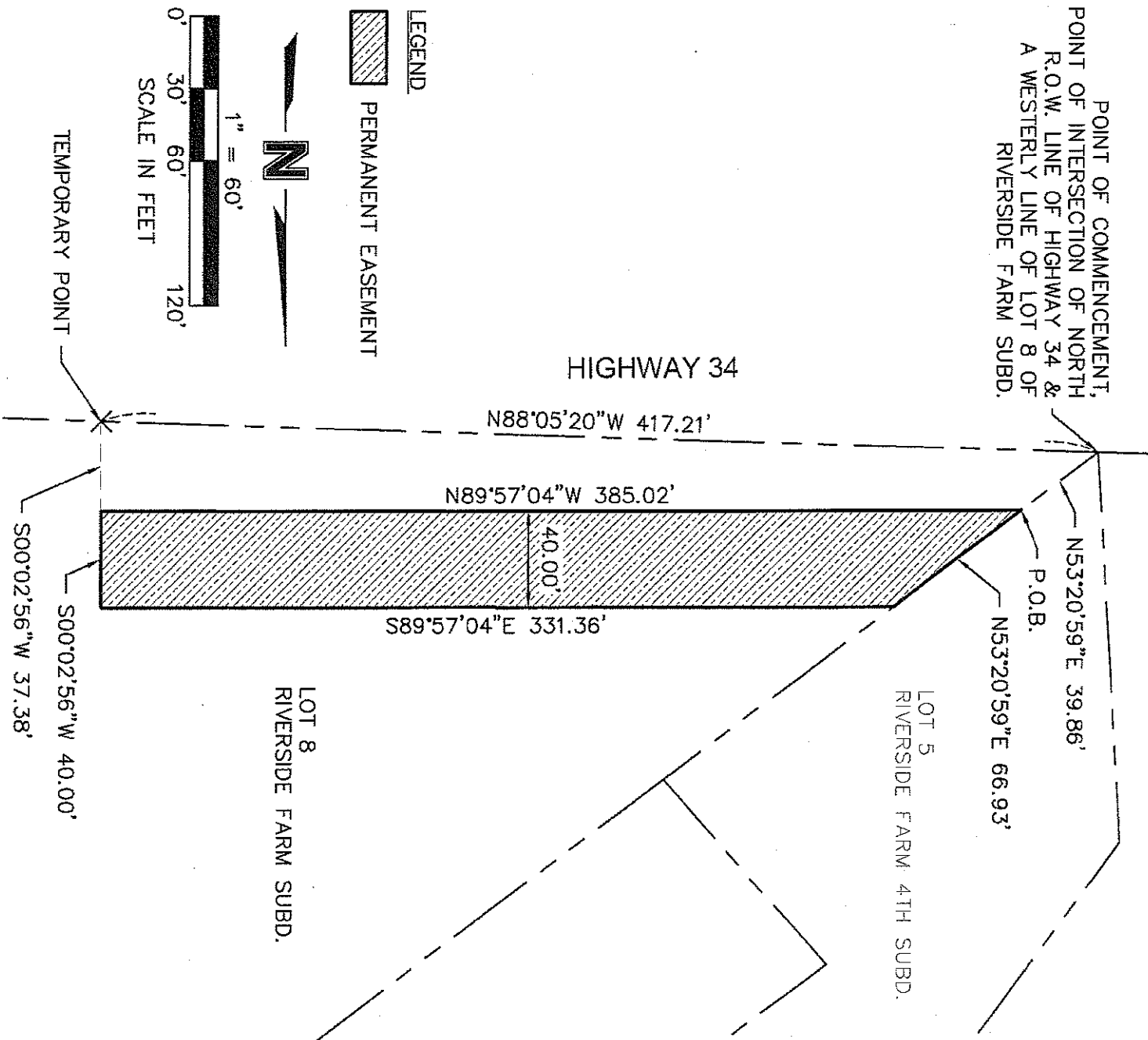
Jay Vavricek, Mayor

Attest:

RaNae Edwards, City Clerk

PERMANENT EASEMENT
 CITY OF GRAND ISLAND, HALL COUNTY, NEBRASKA
 DRAINAGE PROJECT 2010-D-3

POINT OF COMMENCEMENT,
 POINT OF INTERSECTION OF NORTH
 R.O.W. LINE OF HIGHWAY 34 &
 A WESTERLY LINE OF LOT 8 OF
 RIVERSIDE FARM SUBD.



EASEMENT DESCRIPTION

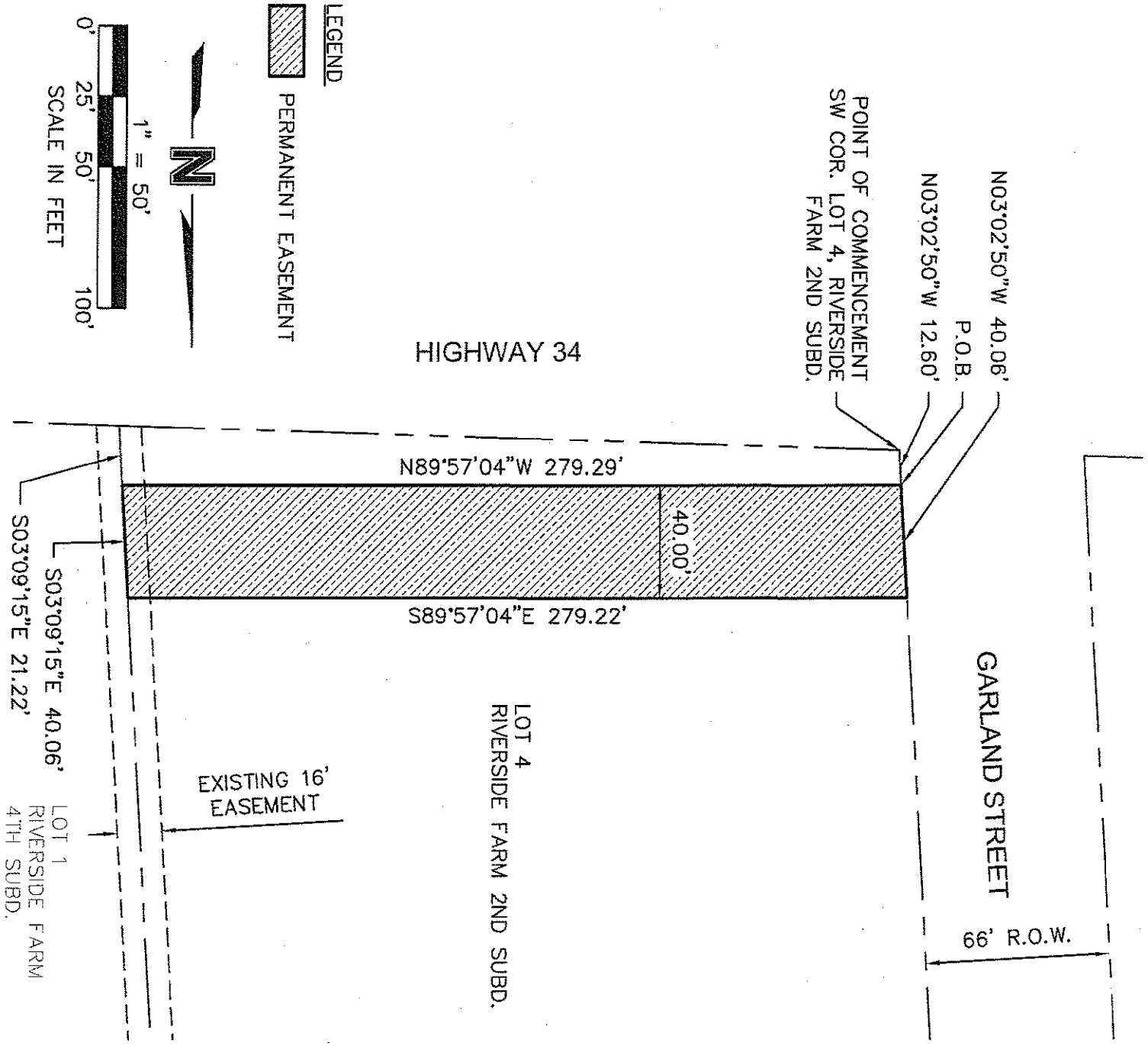
A PERMANENT DRAINAGE EASEMENT CONSISTING OF PART OF LOT 8 OF RIVERSIDE FARM SUBDIVISION, LOCATED IN THE SOUTHEAST QUARTER (SE1/4) OF SECTION 29, TOWNSHIP 11 NORTH, RANGE 9 WEST OF THE 6TH P.M., CITY OF GRAND ISLAND, HALL COUNTY, NEBRASKA AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE POINT OF INTERSECTION OF THE NORTH RIGHT-OF-WAY (R.O.W.) LINE OF HIGHWAY 34 AND A WESTERLY LINE OF SAID LOT 8, SAID POINT ALSO BEING THE SOUTH CORNER OF LOT 5 OF RIVERSIDE FARM SUBDIVISION IN THE CITY OF GRAND ISLAND, HALL COUNTY, NEBRASKA; THENCE ON AN ASSUMED BEARING OF N53°20'59"E ALONG SAID WESTERLY LINE OF SAID LOT 8 A DISTANCE OF 39.86 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING ALONG SAID WESTERLY LINE N53°20'59"E A DISTANCE OF 66.93 FEET; THENCE S89°57'04"E A DISTANCE OF 331.36 FEET; THENCE S00°02'56"W A DISTANCE OF 40.00 FEET; THENCE N89°57'04"W A DISTANCE OF 385.02 FEET TO THE POINT OF BEGINNING. SAID PERMANENT DRAINAGE EASEMENT CONTAINS 14327.68 SQUARE FEET OR 0.33 ACRES MORE OR LESS.

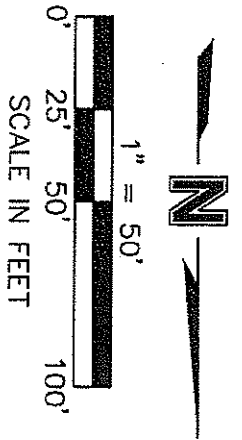
OLSSON
 ASSOCIATES

201 East 2nd Street
 P.O. Box 1072
 Grand Island, NE 68802-1072
 TEL 508.384.8750
 FAX 508.384.8752

PERMANENT EASEMENT
 CITY OF GRAND ISLAND, HALL COUNTY, NEBRASKA
 DRAINAGE PROJECT 2010-D-3



LEGEND
 PERMANENT EASEMENT



EASEMENT DESCRIPTION

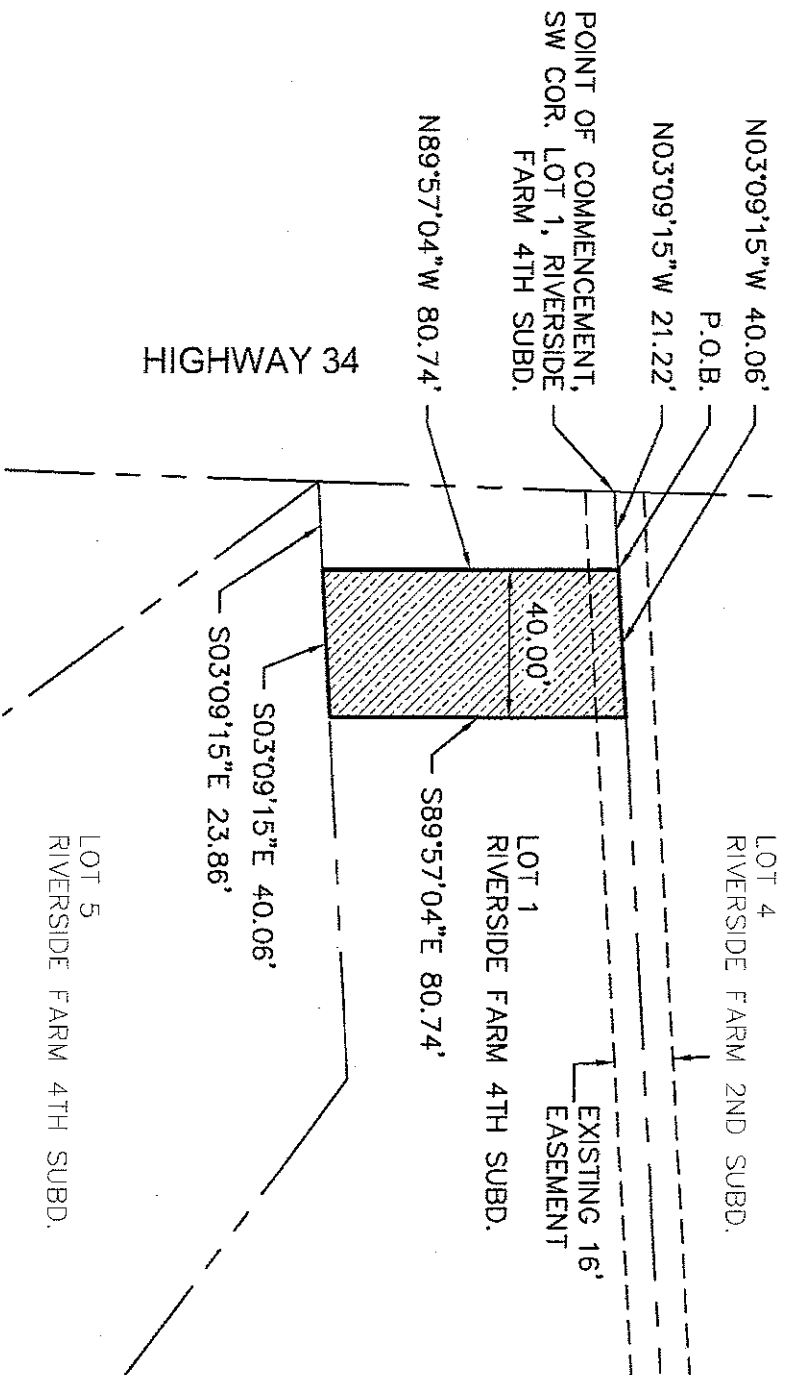
A PERMANENT DRAINAGE EASEMENT CONSISTING OF PART OF LOT 4 OF RIVERSIDE FARM SECOND SUBDIVISION, LOCATED IN THE SOUTHEAST QUARTER (SE1/4) OF SECTION 29, TOWNSHIP 11 NORTH, RANGE 9 WEST OF THE 6TH P.M., CITY OF GRAND ISLAND, HALL COUNTY, NEBRASKA AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SAID LOT 4, SAID POINT ALSO BEING THE POINT OF INTERSECTION OF THE NORTH RIGHT-OF-WAY (R.O.W.) LINE OF HIGHWAY 34 AND THE EAST R.O.W. LINE OF GARLAND STREET; THENCE ON AN ASSUMED BEARING OF N03°02'50"W ALONG SAID EAST R.O.W. LINE A DISTANCE OF 12.60 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING ALONG SAID EAST R.O.W. LINE N03°02'50"W A DISTANCE OF 40.06 FEET; THENCE S89°57'04"E A DISTANCE OF 279.22 FEET TO A POINT ON THE EAST LINE OF SAID LOT 4; THENCE S03°09'15"E ALONG SAID EAST LINE A DISTANCE OF 40.06 FEET; THENCE N89°57'04"W A DISTANCE OF 279.29 FEET TO THE POINT OF BEGINNING. SAID PERMANENT DRAINAGE EASEMENT CONTAINS 11770.17 SQUARE FEET OR 0.26 ACRES MORE OR LESS.

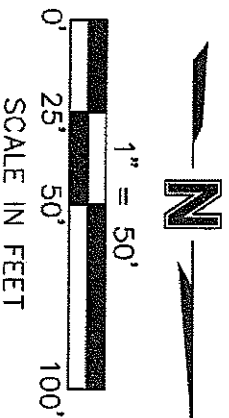
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 Grand Island, NE 68802-1072
 TEL. 308.384.8750
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PERMANENT EASEMENT
 CITY OF GRAND ISLAND, HALL COUNTY, NEBRASKA
 DRAINAGE PROJECT 2010-D-3



LEGEND
 PERMANENT EASEMENT

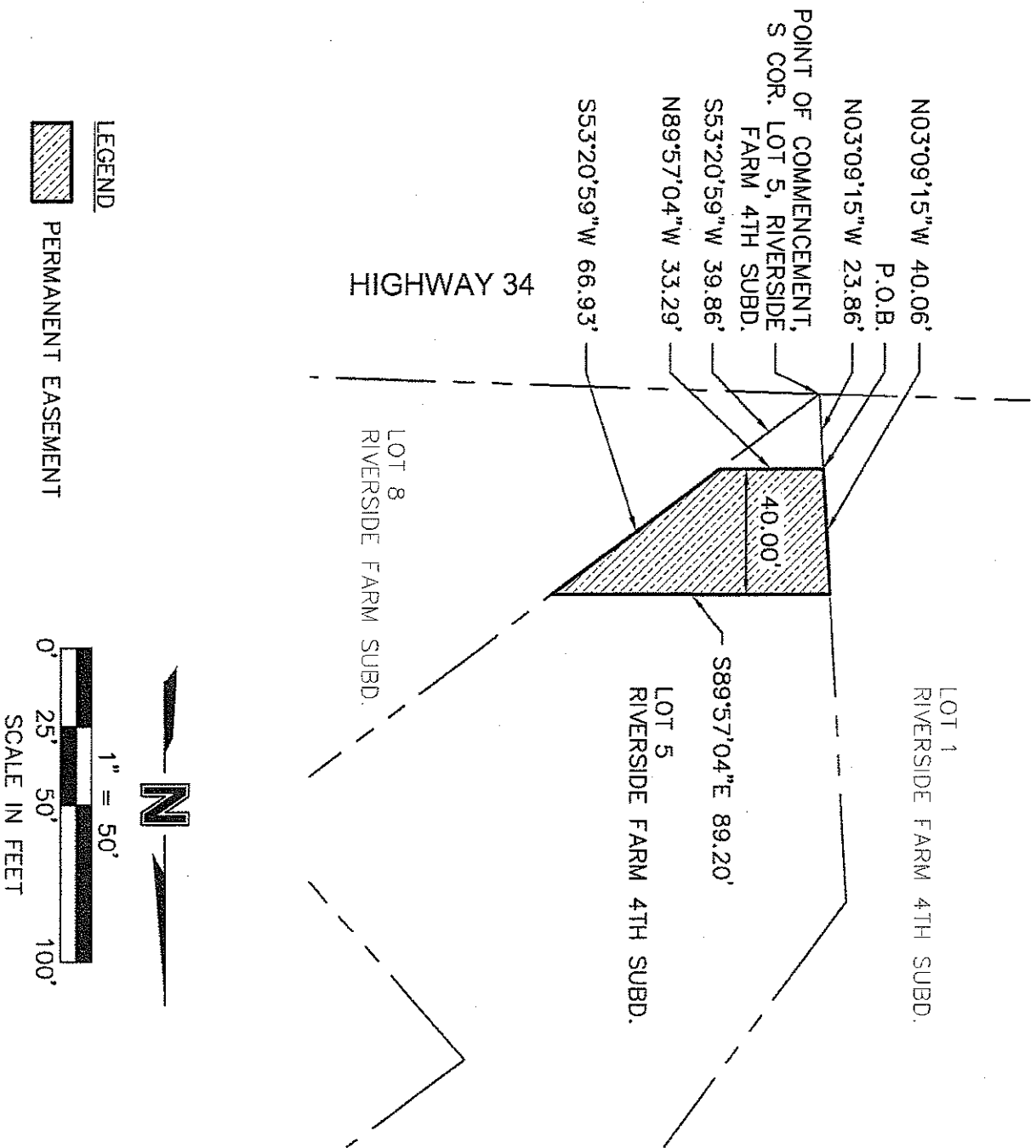


EASEMENT DESCRIPTION

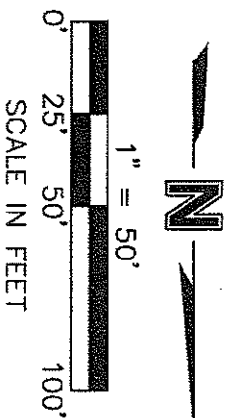
A PERMANENT DRAINAGE EASEMENT CONSISTING OF PART OF LOT 1 OF RIVERSIDE FARM FOURTH SUBDIVISION, LOCATED IN THE SOUTHEAST QUARTER (SE1/4) OF SECTION 29, TOWNSHIP 11 NORTH, RANGE 9 WEST OF THE 6TH P.M., CITY OF GRAND ISLAND, HALL COUNTY, NEBRASKA AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

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PERMANENT EASEMENT
 CITY OF GRAND ISLAND, HALL COUNTY, NEBRASKA
 DRAINAGE PROJECT 2010-D-3



LEGEND
 PERMANENT EASEMENT



EASEMENT DESCRIPTION

A PERMANENT DRAINAGE EASEMENT CONSISTING OF PART OF LOT 5 OF RIVERSIDE FARM FOURTH SUBDIVISION, LOCATED IN THE SOUTHEAST QUARTER (SE1/4) OF SECTION 29, TOWNSHIP 11 NORTH, RANGE 9 WEST OF THE 6TH P.M., CITY OF GRAND ISLAND, HALL COUNTY, NEBRASKA AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

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