Memorandum

To: Finance, Expenditures, and Legal Subcommittee
Re: Right of Way Donation for Sarpy County Road Improvements
Date: August 2, 2010
From: Lori Ann Laster, Stormwater Management Engineer

The Sarpy County Highway Department has completed construction plans for roadway improvements to the intersection of 132nd Street and Highway 370. The proposed plans require the acquisition of additional right of way (0.167 acres of fee title and 0.025 acres of construction easement) by Sarpy County. The District recently purchased the parcel, from which Sarpy County is requesting additional right of way, for the WP-5 flood control project. The West Papillion Creek Flood Control Interlocal Agreement approved by the Board in April 2010 calls for the District to donate WP-5 project right-of-way to Papillion or Sarpy County necessary for future road, sewer or other infrastructure projects.

- Management recommends that the Subcommittee recommend to the Board that the General Manager be authorized to execute the necessary documents to donate a deed on 0.167 acres and a construction easement on 0.025 acres of WP-5 Project lands to Sarpy County for proposed 132nd Street roadway improvements, subject to approval as to form by District legal counsel.
LEGAL DESCRIPTION
132\textsuperscript{ND} STREET RIGHT-OF-WAY
PAPIO MISSOURI RIVER NATURAL RESOURCES DISTRICT

A LEGAL DESCRIPTION FOR A TRACT OF LAND COMPOSED OF A PORTION OF THE SOUTH HALF OF THE SOUTHEAST QUARTER OF SECTION 25, TOWNSHIP 14 NORTH, RANGE 11 EAST OF THE 6TH P.M., SARPY COUNTY, STATE OF NEBRASKA, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF THE SOUTHEAST QUARTER OF SAID SECTION 25; THENCE NORTHERLY ALONG THE EAST LINE OF SAID SOUTHEAST QUARTER ON AN ASSUMED BEARING OF N02°41'24"W, A DISTANCE OF 359.72' TO A POINT; THENCE S87°18'36"W ALONG A LINE PERPENDICULAR FROM THE EAST LINE OF SAID SOUTHEAST QUARTER, A DISTANCE OF 67.38' TO A POINT OF INTERSECTION WITH A WEST RIGHT-OF-WAY LINE OF 132\textsuperscript{ND} STREET, SAID POINT BEING THE TRUE POINT OF BEGINNING; THENCE N07°39'04"W, A DISTANCE OF 177.58' TO A POINT; THENCE N01°11'37"W, A DISTANCE OF 70.13' TO A POINT; THENCE N23°17'53"E, A DISTANCE OF 109.47' TO A POINT OF INTERSECTION WITH A WEST LINE OF SAID RIGHT-OF-WAY; THENCE S03°00'14"W ALONG A WEST LINE OF SAID RIGHT-OF-WAY, A DISTANCE OF 347.13' TO THE POINT OF BEGINNING, SAID TRACT CONTAINS A CALCULATED AREA OF 7,290.09 SQUARE FEET OR 0.167 ACRES, MORE OR LESS.
LEGAL DESCRIPTION
132ND STREET CONSTRUCTION EASEMENT
PAPIO MISSOURI RIVER NATURAL RESOURCES DISTRICT

A LEGAL DESCRIPTION FOR A TRACT OF LAND COMPOSED OF A
PORTION OF THE SOUTH HALF OF THE SOUTHEAST QUARTER OF
SECTION 25, TOWNSHIP 14 NORTH, RANGE 11 EAST OF THE 6TH P.M.,
SARPY COUNTY, STATE OF NEBRASKA, AND MORE PARTICULARLY
DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF THE SOUTHEAST
QUARTER OF SAID SECTION 25; THENCE NORTHERLY ALONG THE
EAST LINE OF SAID SOUTHEAST QUARTER ON AN ASSUMED BEARING
OF N02°41'24"W, A DISTANCE OF 359.72' TO A POINT; THENCE
S87°18'36"W ALONG A LINE PERPENDICULAR FROM THE EAST LINE OF
SAID SOUTHEAST QUARTER, A DISTANCE OF 67.38' TO A POINT OF
INTERSECTION WITH A WEST RIGHT-OF-WAY LINE OF 132ND STREET,
SAID POINT BEING THE TRUE POINT OF BEGINNING; THENCE
S03°00'14"W ALONG A WEST LINE OF SAID RIGHT-OF-WAY, A DISTANCE
OF 59.95' TO A POINT; THENCE N70°26'32"W, A DISTANCE OF 19.67' TO A
POINT; THENCE N03°42'13"W, A DISTANCE OF 21.51' TO A POINT;
THENCE N02°33'10"W, A DISTANCE OF 21.67' TO A POINT; THENCE
N67°02'50"E, A DISTANCE OF 26.09' TO THE POINT OF BEGINNING, SAID
TRACT CONTAINS A CALCULATED AREA OF 1,099.68 SQUARE FEET OR
0.025 ACRES, MORE OR LESS.