

## 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

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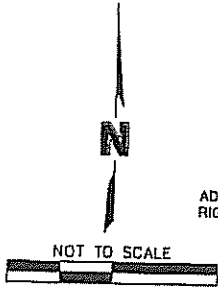
The Sarpy County Highway Department has completed construction plans for roadway improvements to the intersection of 132<sup>nd</sup> Street and Highway 370. The proposed plans require the acquisition of additional right of way (0.167 acres of fee title and 0.025 acres of construction easement) by Sarpy 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 132<sup>nd</sup> Street roadway improvements, subject to approval as to form by District legal counsel.**

**LEGAL DESCRIPTION**  
132<sup>ND</sup> 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:

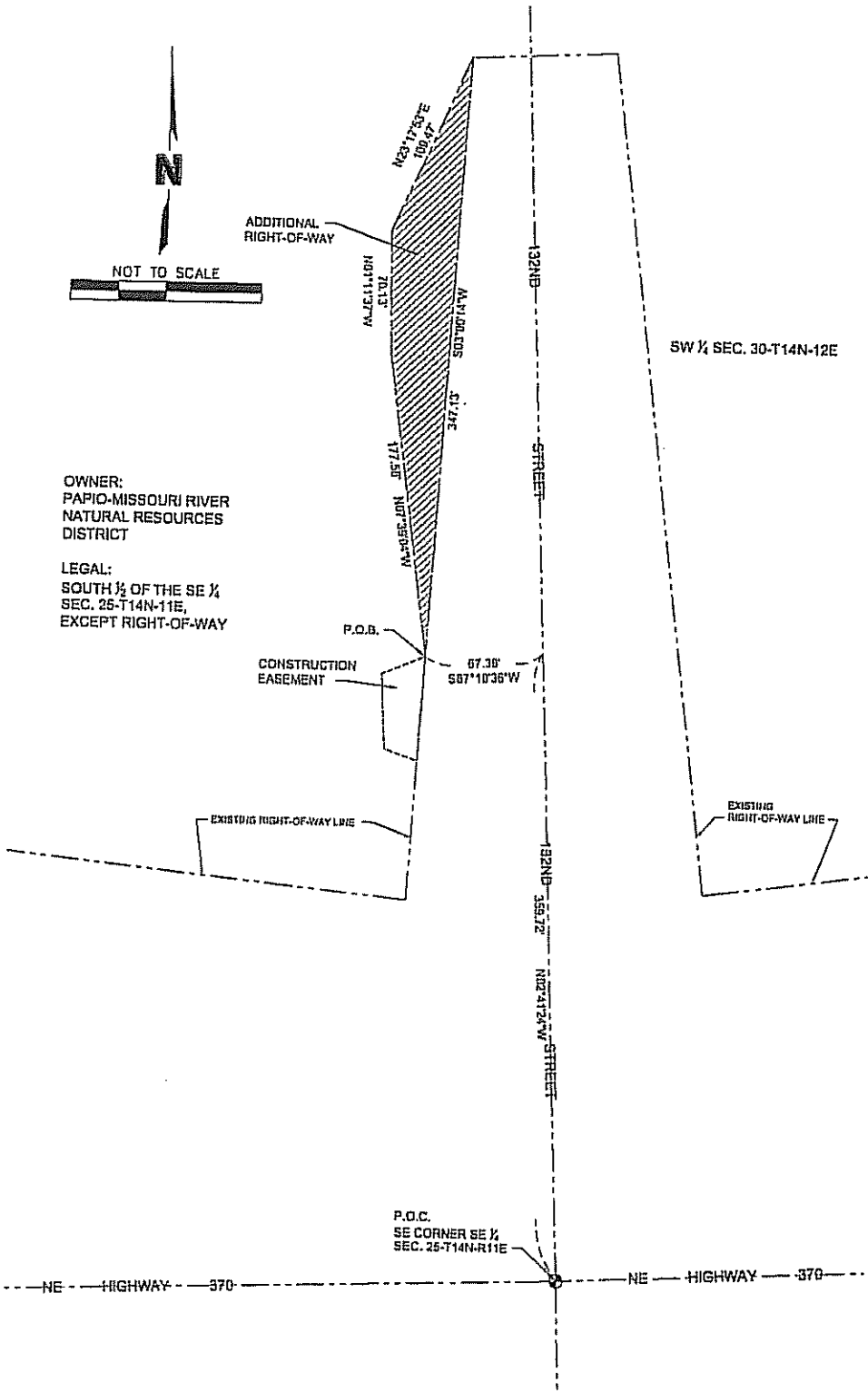
COMMENCING AT THE SOUTHEAST CORNER OF THE SOUTHEAST QUARTER OF SAID SECTION 25; THENCE NORTHERLY ALONG THE EAST LINE OF SAID SOUTHEAST QUARTER ON AN ASSUMED BEARING OF N02°41'24"W, A DISTANCE OF 359.72' TO A POINT; THENCE S87°18'36"W ALONG A LINE PERPENDICULAR FROM THE EAST LINE OF SAID SOUTHEAST QUARTER, A DISTANCE OF 67.38' TO A POINT OF INTERSECTION WITH A WEST RIGHT-OF-WAY LINE OF 132<sup>ND</sup> 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.



OWNER:  
PAPIO-MISSOURI RIVER  
NATURAL RESOURCES  
DISTRICT

LEGAL:  
SOUTH 1/2 OF THE SE 1/4  
SEC. 25-T14N-11E,  
EXCEPT RIGHT-OF-WAY

SW 1/4 SEC. 30-T14N-12E



DWG: F:\Projects\009-1287\SW\Map\asx\ef\009-1287\_EXHIBIT-BASE.dwg  
 DATE: Apr 25, 2010 11:35am  
 USER: mjohnson  
 XREFS:

PROJECT NO: 009-1287  
 DRAWN BY: MPJ  
 DATE: 03/25/2010

132ND STREET, SARPY COUNTY  
 ADDITIONAL RIGHT-OF-WAY

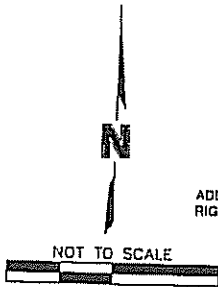
**MOLSSON**  
 ASSOCIATES  
 2111 South 67th Street  
 Omaha, NE 68118  
 TEL 402.341.1113  
 FAX 402.341.5293

EXHIBIT  
 A

**LEGAL DESCRIPTION**  
**132<sup>ND</sup> 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 132<sup>ND</sup> 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.

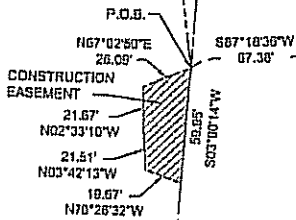


ADDITIONAL  
RIGHT-OF-WAY

SW 1/4 SEC. 30-T14N-12E

OWNER:  
PAPIO-MISSOURI RIVER  
NATURAL RESOURCES  
DISTRICT

LEGAL:  
SOUTH 1/2 OF THE SE 1/4  
SEC. 25-T14N-11E,  
EXCEPT RIGHT-OF-WAY



P.O.B.

N67°02'50\"/>

S67°18'36\"/>

CONSTRUCTION  
EASEMENT

21.67'

N02°33'10\"/>

21.51'

N03°42'13\"/>

19.67'

N70°26'32\"/>

ALYON COS  
SERIES

EXISTING RIGHT-OF-WAY LINE

EXISTING  
RIGHT-OF-WAY LINE

132ND

STREET

132ND

356.72'

N02°12'41\"/>

STREET

P.O.C.  
SE CORNER SE 1/4  
SEC. 25-T14N-R11E

NE HIGHWAY 370

NE HIGHWAY 370

DWS: F:\Project\009-1287\svyo\Master\rel\009-1287\_ Exhibit - Base.dwg  
 DATE: Mar 25, 2010 11:34am  
 USER: mjohnson  
 XREFS:

PROJECT NO: 009-1287  
 DRAWN BY: MRJ  
 DATE: 3/25/2010

132ND STREET, SARPY COUNTY  
 CONSTRUCTION EASEMENT

**MOLSSON**  
 ASSOCIATES

2111 South 87th Street  
 Omaha, NE 68126  
 TEL: 402.241.1318  
 FAX: 402.541.1289

EXHIBIT

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