Return to: City Clerk, 209 Pearl Street, Council Bluffs, IA 51503 – Phone: (712) 890-5261
Prepared by: Legal Dept., 209 Pearl Street, Council Bluffs, IA 51503 – Phone: (712) 890-5317

RESOLUTION NO. 21-136

A RESOLUTION OF INTENT TO GRANT A PERPETUAL, NON-EXCLUSIVE EASEMENT FOR UTILITIES LOCATED UNDER AND ON: THE NORTH TEN (10) FEET OF A PARCEL OF LAND LOCATED IN THE SE1/4 SW1/4 AND SW1/4 SE1/4 OF SECTION 11, TOWNSHIP 74 NORTH, RANGE 44, WEST OF THE 5TH P.M., NOW IN THE CITY OF COUNCIL BLUFFS, POTTAWATTAMIE COUNTY, IOWA TO MIDAMERICAN ENERGY COMPANY.

WHEREAS, MidAmerican Energy Company is requesting a perpetual, non-exclusive easement be granted for utility purposes across: The north ten (10) feet of the following parcel of land legally described as:

A parcel of land located in the SE1/4 SW1/4 and SW1/4 SE1/4 of Section 11, Township 74 North, Range 44, West of the 5th P.M., now in the City of Council Bluffs, Pottawattamie County, Iowa, more particularly described as follows:

Commencing at the SW Corner of the SE1/4 SW1/4 of said Section 11; thence N1°53'18"E, 537.91 feet along the west line of said SE1/4 SW1/4 to a point on the present northerly right of way line of Primary Road No. U. S. 275/IA 92, the Point of Beginning; thence continuing N1°53'18"E, 8.14 feet along the west line of said SE1/4 SW1/4; thence easterly 571.81 feet along a 3058.00-foot radius curve, concave southerly and having a chord bearing N87°42'01"E, 570.98 feet; thence S86°56'35"E, 1108.06 feet; thence S1°59'54"W, 11.87 feet to a point on the present northerly right of way line of Primary Road No. U.S. 275/IA 92; thence westerly along said present northerly right of way line for the following two (2) courses: N87°31'23"W, 1286.16 feet; thence westerly 392.67 feet along a 2359.26-foot radius curve, concave southerly and having a chord bearing S87°42'32"W, 392.21 feet to the Point of Beginning; containing 28,301 square feet; and

WHEREAS, this City Council hereby declares its intent to grant this easement to MidAmerican Energy Company for the above described property.

**NOW, THEREFORE, BE IT RESOLVED
BY THE CITY COUNCIL
OF THE
CITY OF COUNCIL BLUFFS, IOWA**

That this City Council hereby declares its intent to consider disposition of the above described easement interests to MidAmerican Energy Company; and

BE IT FURTHER RESOLVED

That a public hearing on the City's intent to grant a perpetual, non-exclusive easement for utilities is hereby set for May 24, 2021.

ADOPTED
AND
APPROVED: May 10, 2021.

_____
Matthew J. Walsh, Mayor

ATTEST: _____
Allison Head, Acting City Clerk