

RESOLUTION NO. A \_\_\_\_\_

1           WHEREAS, Emerald Sanitary and Improvement District #6 desires to acquire by  
2 purchase, condemnation or otherwise, 1.58 acres of land legally described as a portion of  
3 Lot 61 I.T. in the Northeast Quarter of Section 28, Township 10 North, Range 5 East of the  
4 6th P.M., Lancaster County, Nebraska, generally located at S.W. 98th Street and West O  
5 Street for a water well site; and

6           WHEREAS, *Neb. Rev. Stat. § 31-726* (Reissue of 2008) provides that such acquisition  
7 by the district may be effected only after approval by the municipality or county having  
8 zoning jurisdiction over the property to be acquired; and

9           WHEREAS, a portion of the 1.58 acres is located within the zoning jurisdiction of the  
10 City of Lincoln; and

11           WHEREAS, the Planning Department has recommended that acquisition be approved  
12 by the City of Lincoln as the new well is intended to resolve current issues with the water  
13 supplied to the Village of Emerald by the Emerald Sanitary Improvement District #6 by  
14 replacing the existing water well with a safe and acceptable water source and for the  
15 reason that the City of Lincoln does not intend to annex the Village of Emerald in the next  
16 25 years and will not extend City water service to the Village of Emerald.

17           NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lincoln,  
18 Nebraska, that the request of Emerald Sanitary and Improvement District #6 to acquire a  
19 portion of Lot 61 I.T., located in the Northeast Quarter of Section 28, Township 10 North,

1 Range 5 East of the 6th P.M., Lancaster County, Nebraska for a water well site is hereby  
2 approved.

3 The City Clerk is directed to send a copy of this Resolution to William F. Austin,  
4 Erickson & Sederstrom, 301 S. 13th Street, Suite 400, Lincoln, NE 68508 for transmittal to  
5 Emerald Sanitary and Improvement District #6.

Introduced by:

\_\_\_\_\_

Approved as to Form & Legality:

\_\_\_\_\_  
City Attorney

Approved this \_\_\_ day of \_\_\_\_\_, 2009:

\_\_\_\_\_  
Mayor